



COMMON COUNCIL MEETING

Common Council Chambers

Monday, November 18, 2019

6:30 p.m.

I. ROLL CALL:

II. REVIEW OF MINUTES:

Common Council Meeting of October 7, 2019

Common Council Meeting of October 21, 2019

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 item.

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

VI. MAYOR'S COMMENTS:

VII. MOTIONS AND RESOLUTIONS:

1. Resolution R19-80, approving an appointment to the Ethics Committee.
2. Resolution R19-81, approving a bond resolution for the reconstruction of the Mansion Street Bridge.
3. Resolution R19-82, setting a public hearing for the proposed 2020 budget.
4. Resolution R19-83, setting a public hearing regarding the proposed LWRP.

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

- 1. FROM NANCY FEDORESHENKO**, a notice of property damage.
- 2. FROM PK BREWING CORP**, a notice of intent for Zeus Brewing Company, located t 178 Main Street to obtain a liquor license.
- 3. FROM REVEL 32, LLC**, located at 32 Cannon Street, a notice of intent to obtain a liquor license.
- 4. FROM R&S RAINBOW NAILS, INC. THAI VAN LEE AND DAO H. LEE**, a notice of property damage sustained on August 10, 2019.
- 5. FROM MICVICK TANGUNU AND MICHAEL LANJO**, a notice of personal injury sustained on August 19, 2019.
- 6. FROM CHERYL BRADY**, a notice of property damage sustained on August 28, 2019.

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:

RESOLUTION
(R19-80)

INTRODUCED BY CHAIRWOMAN FINNEY

WHEREAS, in accordance with City Charter §6.08 and Administrative Code §15.05, the Common Council of the City of Poughkeepsie is authorized to make appointments of City residents to serve on the City of Poughkeepsie Board of Ethics; and

WHEREAS, all the currently is a vacancy of the board which position is designated for a city employee; and

WHEREAS, it is in the best interest of the City of Poughkeepsie and its citizens that the Board of Ethics should have a full complement of members in order to properly conduct the business required of the Board;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following city employee to the Board of Ethics for a two (2) year term:

Joseph V. Ciardi

SECONDED BY COUNCILMEMBER _____.

RESOLUTION
R19-81
EXTRACT OF MINUTES
[Mansion Street Bridge]

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 November 18, 2019 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:

Council Chair Ann Finney
Councilmember Sarah Brannen
Councilmember Natasha Cherry
Councilmember Yvonne Flowers
Councilmember Lorraine Johnson
Councilmember Randall A. Johnson II
Councilmember Matthew McNamara
Councilmember Christopher D. Petsas
Councilmember Sarah A. Salem

ABSENT:

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Cherry , seconded by Councilmember _____, to wit;

BOND RESOLUTION DATED NOVEMBER 18, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION OF THE MANSION STREET BRIDGE AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,338,060 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

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

SECTION 1. The reconstruction of the Mansion Street bridge that spans mansion Street and Pershing Avenue across Fallkill Creek, including related improvements, is hereby authorized at an estimated maximum cost of \$4,338,060, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 10 of

paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty years.

SECTION 2. The City has determined that the aforesaid purpose constitutes 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 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed \$4,338,060, hereby authorized to be issued therefor pursuant to the Local Finance Law. The City expects to redeem a portion of the obligations from the proceeds of State and Federal grants in the amount of \$3,402,400.

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

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

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

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

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of

1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The 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 10. 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, a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 11. This resolution shall take effect immediately.

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

Council Chair Ann Finney	VOTING ____
Councilmember Sarah Brannen	VOTING ____
Councilmember Natasha Cherry	VOTING ____
Councilmember Yvonne Flowers	VOTING ____
Councilmember Lorraine Johnson	VOTING ____
Councilmember Randall A. Johnson II	VOTING ____
Councilmember Matthew McNamara	VOTING ____
Councilmember Christopher D. Petsas	VOTING ____
Councilmember Sarah A. Salem	VOTING ____

The foregoing resolution was thereupon declared duly adopted.

Submitted to Council: Council Action: Roll call vote taken: Yes <u>X</u> No ____ Ayes ____ Nays ____ Abstain ____ Absent ____ Approved by Mayor on _____ Mayor's Signature _____ Robert G. Rolison	I hereby certify the foregoing to be a true and correct copy of a Resolution duly adopted at a regular meeting of the Common Council held _____, 2019 _____ City Chamberlain
--	--

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 18th day of November, 2019 and entitled:

BOND RESOLUTION DATED NOVEMBER 18, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION OF THE MANSION STREET BRIDGE AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,338,060 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 _____, 2019.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary—Not a part of the Resolution

This New Bond Resolution for **Mansion Street Bridge reconstruction** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Maximum Estimated Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	Reconstruction of Mansion Street Bridge	20 years	\$4,338,060	*	\$4,338,060

*Statewide Transportation Improvement Program Listed Federal Highway Administration Grant:
PIN 876196; City Match 20%
Total STIP Project Cost (excluding COI): \$4,253,000
80% Maximum Grant \$3,402,400

Page Nbr	Project Nbr	New	Carryover	City of Poughkeepsie 2020-2024 Capital Project			
	20-26		X				

Department Engineering		Project Title (Amounts in \$ 000's) Mansion Street Bridge at Pershing Ave										Account Nbr(s):					
Project Description		(Define the project and improvements.)															
Reconstruction of bridge that spans Mansion St and Pershing Ave across Fallkill Creek. Bridge has substandard railings and was identified as a scour critical bridge having foundations that are prone to damage during high water events. High water damage contributes to failure of concrete foundation systems over time. Reconstruction supports continuance of local traffic. Scheduled to be funded in 2020 by the Statewide Transportation Improvement Program (STIP) included in a comprehensive list of all projects in New York State proposed to receive Federal funding. The STIP was developed by the NY State Department of Transportation (NYSDOT) and assumes the availability of approximately \$12.5 billion in federal aid to address highway safety, bridge and highway infrastructure.												Summary of Funding Sources:					
Impact on Operating Budget				Impact Explanation List additional costs/cost avoidance to operate new project.								1. Total Grants			\$	4,040.4	
Will		Annual Cost -/Savings +	\$	-	Project completion decreases likelihood of unplanned emergent costs due to age related and weather events.								2. Total from Funds			\$	-
Will Not	X	Revenue	\$	-									3. Total Bonding			\$	-
		Net Impact	\$	-									4. Total Other			\$	-
Project Costs		Thru 2019	2020	2021	2022	2023	2024	Outyears	Total			Total Funded			\$	4,040.4	
Planning			\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	271.0			Total Unfunded			\$	212.7	
Engineering/Design			\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	271.0			Project Total			\$	4,253.0	
Construction		\$ -	\$ -		\$ 3,000.0	\$ -	\$ -	\$ -	3,000.0								
Inspections		\$ -	\$ -		\$ 500.0	\$ -	\$ -	\$ -	500.0								
Other-Right of Way, Land			\$ 60.0	\$ 151.0	\$ -	\$ -	\$ -	\$ -	211.0								
Total Costs		\$ -	\$ 602.0	\$ 151.0	\$ 3,500.0	\$ -	\$ -	\$ -	4,253.0								
Source(s) of Funds		Thru 2019	2020	2021	2022	2023	2024	2025 to completion	Total Needed to Complete								
General Fund		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-								
GOs Issued		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-								
GOs Unissued		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-								
Grant - Federal 80%		\$ -	\$ 481.6	\$ 120.8	\$ 2,800.0	\$ -	\$ -	\$ -	3,402.4			Project Schedule			Start	Finish	
Grant - State 15%		\$ -	\$ 90.3	\$ 22.7	\$ 525.0	\$ -	\$ -	\$ -	638.0			Design/Permits					
Grant -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-			Construction					
Other		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-			Finish					
Unfunded 5% of Total		\$ -	\$ 30.1	\$ 7.6	\$ 175.0	\$ -	\$ -	\$ -	212.7			Other					
Total Sources		\$ -	\$ 602.0	\$ 151.0	\$ 3,500.0	\$ -	\$ -	\$ -	4,253.0			Total Project Schedule (est.)				TBD	

POC: R Dupilka

POC:

Telephone:

Telephone:

Inspection Photographs

Photo Number: 1

Photo Filename: 17P5173518.JPG

Attachment Description:
Concrete Arch, End Right
Side, Looking End Right



Photo Number: 2

Photo Filename: 17P5173551.JPG

Attachment Description:
Concrete Arch at Begin
Abutment, Looking Begin
Exposed deteriorated
reinforcement in
concrete arch.

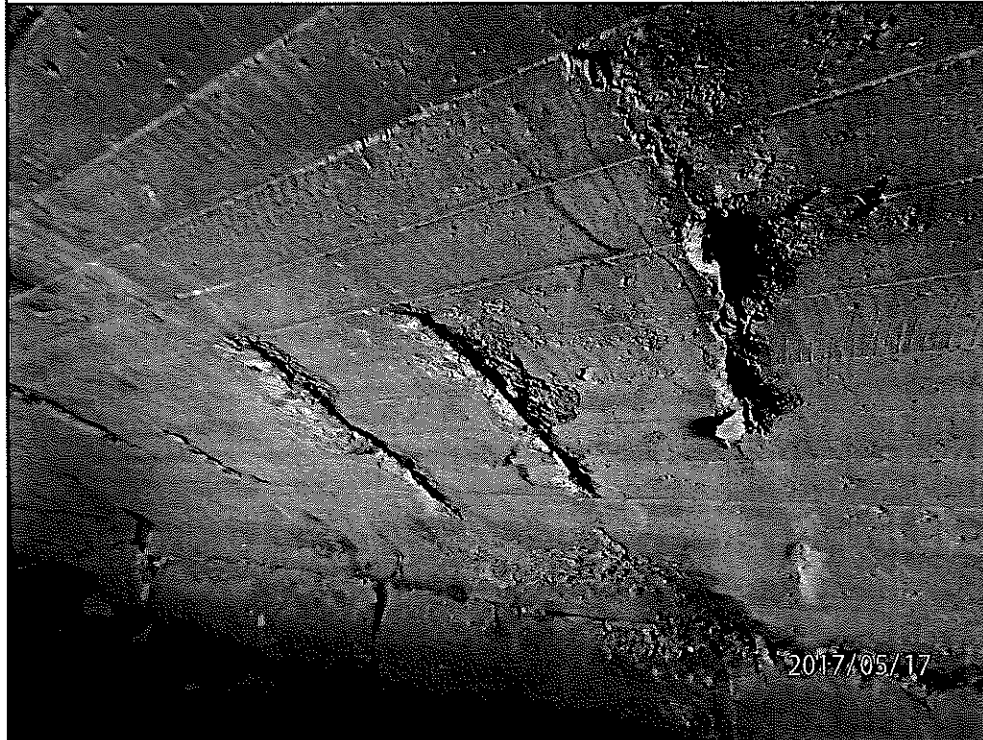


Photo Number: 3

Photo Filename: 17P5173541.JPG

Attachment Description:
Concrete Arch, 1st
Construction Joint, Looking
End

Water seepage and
efflorescence from
leaking bridge
deck above.



Photo Number: 4

Photo Filename: 17P5173545.JPG

Attachment Description:
Begin Abutment at 1st
Construction Joint, Looking
Begin Left



Photo Number: 5

Photo Filename: 17P5173566.JPG

Attachment Description:
Begin Abutment at Right
Side, Looking Right

View of abutment
erosion due to creek
flows.



Photo Number: 6

Photo Filename: 17P5173599.JPG

Attachment Description:
End Abutment near Right
Side, Looking End

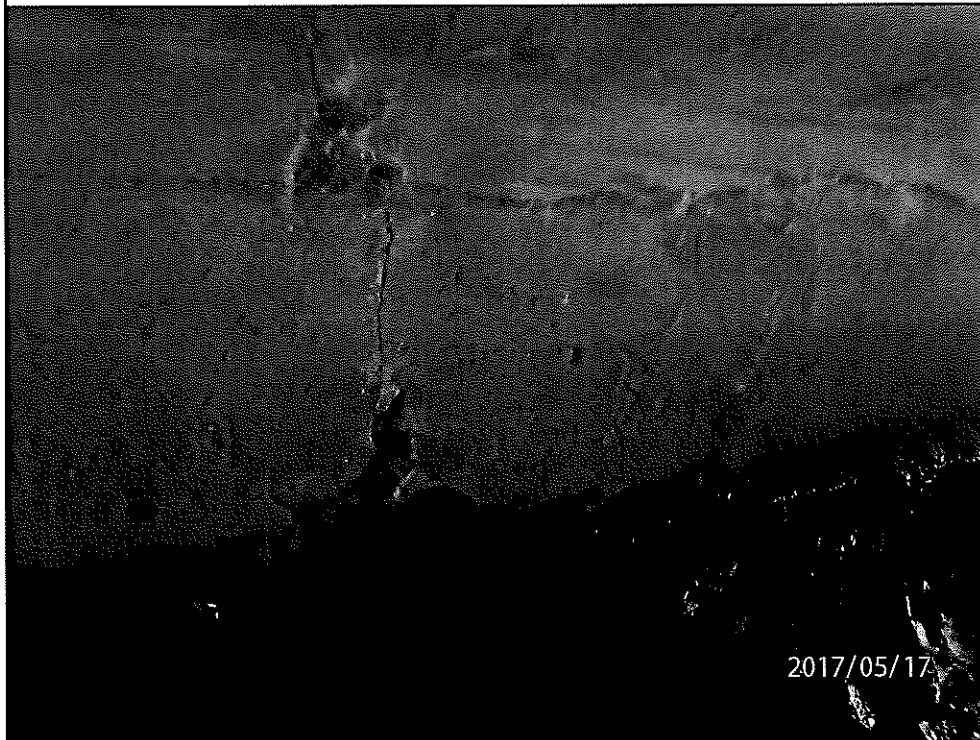


Photo Number: 7

Photo Filename: 17P5173611.JPG

Attachment Description:
End Abutment at Right
Side, Looking End Right



Photo Number: 8

Photo Filename: 17P5173569.JPG

Attachment Description:
Begin Abutment Footing at
Right Side, Looking Right

View of abutment
erosion.



Photo Number: 9

Photo Filename: 17P5173564.JPG

Attachment Description:
Begin Abutment at the
Begin Left, Looking Begin
Existing storm drain
outlet



Photo Number: 10

Photo Filename: 17P5173605.JPG

Attachment Description:
End Abutment near Mid-
Span, Looking End

Abutments being
undermined by creek
flows.



Photo Number: 11

Photo Filename: 17P5173580.JPG

Attachment Description:
Metal Bridge Railing, Right
Railing, Looking End Left

Note deteriorated
bridge fascia and
non-standard railing.



Photo Number: 12

Photo Filename: 17P5173527.JPG

Attachment Description:
Left Side Railing, Looking
End

Non-standard bridge
rail treatment.



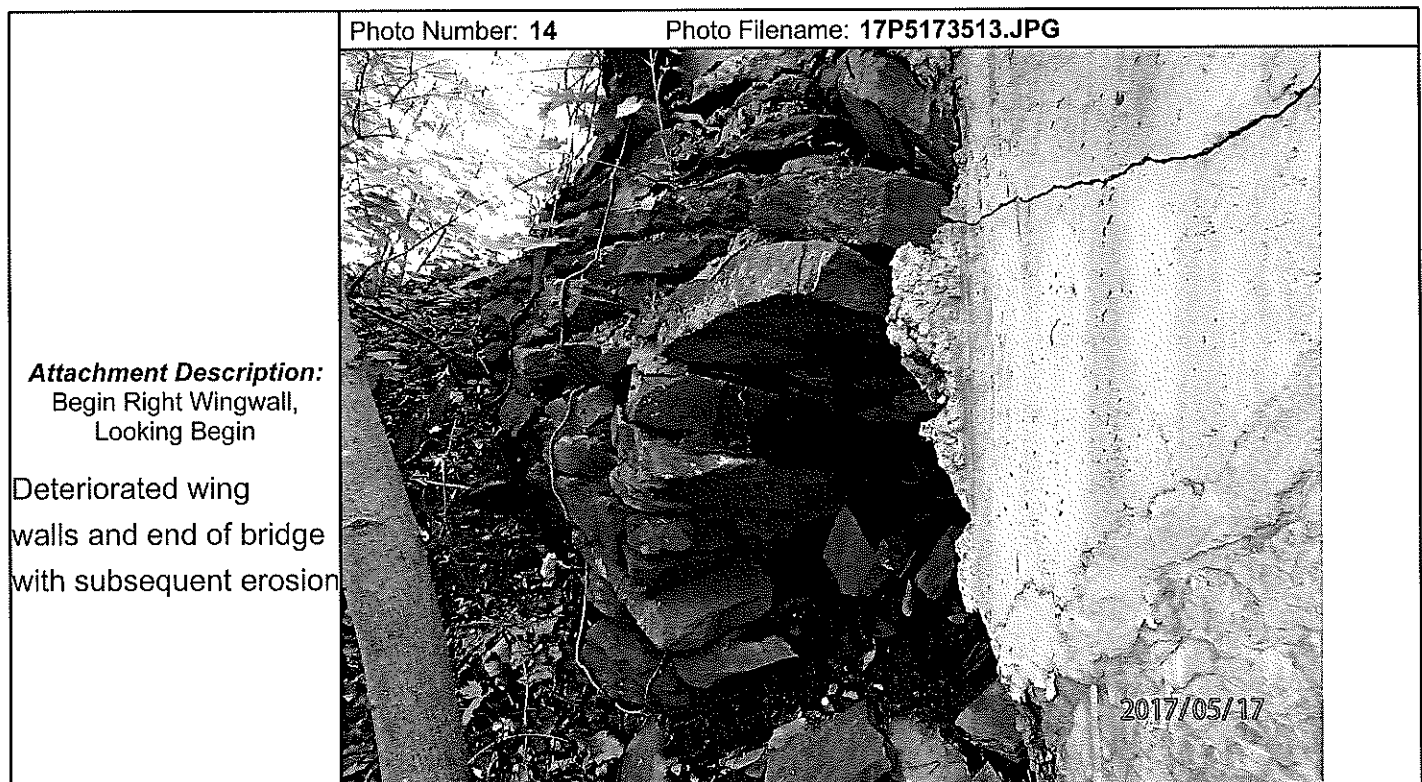


Photo Number: 15

Photo Filename: 17P5173574.JPG

Attachment Description:
End Right Wingwall,
Looking End



Photo Number: 16

Photo Filename: 17P5173614.JPG

Attachment Description:
End Right Wingwall,
Looking Left



Photo Number: 17

Photo Filename: 17P5173572.JPG

Attachment Description:
Right Spandrel Wall,
Looking Left

Deteriorated masonry
spandrel wall.



2017/05/17

**RESOLUTION
(R19-82)**

INTRODUCED BY COUNCILMEMBER CHERRY

WHEREAS, the Common Council has received the Mayor's proposed 2020 budget for the City of Poughkeepsie and the budget message from the Mayor; and

WHEREAS, the City of Poughkeepsie Administrative Code section 14.04 requires that upon such receipt, the Common Council shall set a public hearing thereon, giving the public notice of at least ten (10) days in the official newspaper; and

WHEREAS, the Common Council of the City of Poughkeepsie is desirous of setting such public hearing; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie shall hold a public hearing to receive comment from the public concerning the proposed 2020 budget on Monday, December 2, 2019 at 5:15 pm in the Common Council Chambers, Third Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, New York and the Chamberlain is hereby directed to publish proper notice of the above hearing.

SECONDED BY COUNCILMEMBER _____.

**RESOLUTION
R19-83**

**RESOLUTION INTRODUCING LOCAL LAW 3 OF 2019 AMENDED CHAPTER 18 ½
ENTITLED “WATERFRONT CONSISTENCY REVIEW”**

INTRODUCED BY COUNCILMEMBER SALEM

BE IT RESOLVED that an introductory local law amending Chapter 18 ½ , entitled “WATERFRONT CONSISTENCY REVIEW” to the City of Poughkeepsie Code of Ordinances, be and hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

BE IT FURTHER RESOLVED that the Council hold a public hearing for public comments on said proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:00 o’clock P.M., on December 2, 2019; and

BE IT FURTHER RESOLVED that all supporting documentation including a preliminary draft of the proposed Local Waterfront Revitalization Program be posted to the City’s website; and

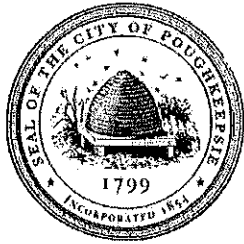
BE IT FURTHER RESOLVED that the Chamberlain publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least ten (10) days prior thereto.

SECONDED BY COUNCILMEMBER _____

On a motion by _____, seconded by _____, the resolution was adopted on a vote of ____ Ayes, ____ Nays.

The Mayor declared this resolution adopted.

Dated: November ____, 2019



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, October 7, 2019 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- 8 Present 1 Absent (R. Johnson)

II. REVIEW OF MINUTES:

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.

Constantine Kozalias- 47 Noxon Street

William Smith- 42 Columbia Street

Warren Jones – N Clover Street

Shannon Wong- ECLU

James Guarnatizia 19 Harrison Street

Darrett Roberts- Franklin Street

Larry Johnson- Harrison Street

Laurie Sandow- South Grand Avenue

Sal Maielo- 132 Thompson Street

Doug Allen-Belly's Car Wash

Benita Sparrow-South Harrison Street

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

Chairwoman Finney- Now the Chair's comments I have just one.

Statement as you know this evening we're going to be voting on the proposed memorandum of agreement with the police officers' union. And as you will know from the reports in the newspapers and online that there is a proposed body camera policy in this agreement. I speak

for the council when I say that we all regard the proposed body camera policy as an important accomplishment, but not a finished program at this time. We are looking forward to seeing the policy implemented, and learning from it so that as we prepare for the next round of negotiations, in December we will be able ideally, to expand and enhance the proposed policy to something that would be a little broader, a little more detailed. Later this evening the individual council members, my colleagues will be providing their own views and recommendations for what we consider important in this proposal policy, and possibly what we might like to raise for the future negotiations. But in any event. We agree this is an important accomplishment and we glad to see it.

VI. MAYOR'S COMMENTS:

Mayor Rolison (absent)

City Administrator Nelson- Thank you Madam Chair.

On behalf of the mayor who had a prior commitment. I just want to address a couple of the comments particularly pertaining to activities up on Harrison Street. So I just want to assure the council and I want to tell the public that as city administrator I am in constant contact with the police command many council members have brought to my attention of the issue regarding enforcement of the city's noise ordinance.

I think I'm going to make a comment, mainly for the public because starting now we will be working more diligently to enforce the noise ordinance throughout the city of Poughkeepsie. This has been something that has been on the radar for a while. I think you know, going back to my prior service in other cities around the country it tends to become more of a problem in the summer months. Obviously. I will also say, and this is not in defense of what has been happening that as some members of the public have commented, the city has had numerous priorities to work on simultaneously. And it was not that long ago that our police force was down to a low of 79 officers. The mayor of this council, with support from the PBA, the police union, and last year adopted what has become known in the public, and widely publicized in media, as the so-called retention program. As a result of that retention program, our force is now almost fully staffed for the first time in eight or nine years. When Mayor Rolison and took office in 2016, the police force had not had a union deal, a contract for almost three years. This administration inherited almost a million dollars' worth of trouble when it came to inadequate collective bargaining, when it came to our police force. So we are very proud in the administration, and we're very grateful to this council, and to every member of the public who supported the retention program. Specifically with respect to traffic. I heard a comment this evening about cars racing around on the north side. I can tell you that they're also racing around on the south side. I want to make that point clear. We have doubled the size of our traffic enforcement unit, just in the last year or two from two to four, and we will be cracking down, so to speak on speeding throughout the city. I also want to address dirt bikes. Dirt bikes are a problem in every municipality. Again it's an event that some we'll see as more prevalent in the summer months. I lived down on North Water Street, I had three cruising by, and it must have been about 80 miles an hour. I almost called dispatch myself. This is going to stop and our police will do everything they can to enforce the ordinances and the laws of the city of Poughkeepsie.

Thank you Madam Chair.

VII. MOTIONS AND RESOLUTIONS:

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

**RESOLUTION
(R19-71)**

INTRODUCED BY COUNCILMEMBER MCNAMARA

WHEREAS, the most recent Collective Bargaining Agreement between the City of Poughkeepsie (the "City") and City of Poughkeepsie Police Benevolent Association ("PBA") expires on December 31, 2019; and

WHEREAS, representatives of the City and the PBA have negotiated on and settled upon certain financial terms and conditions as set forth in the Memorandum of Agreement annexed hereto and made a part hereof, and

WHEREAS, the PBA's membership has ratified the terms of the settlement; and

WHEREAS, the agreement is subject to ratification by the Common Council; and

WHEREAS, it is the desire of the Common Council to authorize and approve the financial terms of the settlement; and

WHEREAS, the Common Council has determined that this resolution constitutes a Type II action as defined by the New York State Environmental Quality Review Act and 6 NYCRR Part 617,

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council does hereby authorize and approve the proposed settlement of the collective bargaining negotiations between the City and the PBA for a successor agreement for the period January 1, 2020 to December 31, 2020, containing the financial terms substantially in the same form and substance as set forth in the Memorandum of Agreement annexed hereto as Schedule "A"; and be it further

RESOLVED, that the Common Council does hereby authorize the Mayor to enter into a successor agreement with the PBA, containing financial terms substantially in the same form and substance as set forth in the Memorandum of Agreement annexed hereto, and be it further

RESOLVED, that this resolution take effect immediately.

SECONDED BY COUNCILMEMBER FLOWERS

Official Minutes of the Common Council Meeting of October 7, 2019

R 19-71						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

2. A motion was made by Councilmember Petsas and seconded by Councilmember Lorraine Johnson to receive and print.

Councilmember Salem made a motion to amend the Resolution to state “Plan”, rather than “Program”, Councilmember Brannen seconded the motion.

Councilmember Flowers made a motion to amend the time to 5:15 p.m., Councilmember Lorraine Johnson seconded the motion.

R- E- S- O- L- U- T- I- O- N
(R19-72)

INTRODUCED BY COUNCILMEMBERS SALEM, BRANNEN AND PETSAS

WHEREAS, the Common Council is considering changes to its adopted Local Waterfront Revitalization Plan; and

WHEREAS, the Common Council wishes to receive public comment regarding the policies contained therein and the future vision of the Costal Zone; and

NOW, THEREFORE,

BE IT RESOLVED, that the Council shall call a public hearing on the proposed updates to the Local Waterfront Revitalization Plan at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:15 o’clock P.M., on November 18, 2019; and

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

SECONDED BY COUNCILMEMBER MCNAMARA

Official Minutes of the Common Council Meeting of October 7, 2019

R 19-72						
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

3. A motion was made by Councilmember Petsas and seconded by Councilmember Lorraine Johnson to receive and print.

RESOLUTION

R19-73

EXTRACT OF MINUTES

(Poughkeepsie's Water Treatment Facility—UV Disinfection Equipment Replacement)

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 October 7, 2019 at 6:30 o'clock p.m., local time.

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

PRESENT:

Council Chair Ann Finney
 Councilmember Sarah Brannen
 Councilmember Natasha Cherry
 Councilmember Yvonne Flowers
 Councilmember Lorraine Johnson
 Councilmember Matthew McNamara
 Councilmember Christopher D. Petsas
 Councilmember Sarah A. Salem

ABSENT:

Councilmember Randall A. Johnson II

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Chairwoman Finney, seconded by Councilmember Flowers, to wit;

AMENDED AND RESTATED BOND RESOLUTION DATED OCTOBER 7, 2019

A RESOLUTION AMENDING BOND RESOLUTION NO. R19-67 DATED SEPTEMBER 9, 2019, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,702,725 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CITY'S SHARE OF THE COST OF THE POUGHKEEPSIES' WATER TREATMENT FACILITY UV DISINFECTION EQUIPMENT REPLACEMENT AND AUTHORIZING THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

WHEREAS, this Resolution amends and restates in its entirety that certain Bond Resolution No. R19-67 dated September 9, 2019, entitled: "BOND RESOLUTION DATED SEPTEMBER 9, 2019; A RESOLUTION AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,501,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CITY'S SHARE OF THE COST OF THE POUGHKEEPSIES' WATER TREATMENT FACILITY UV DISINFECTION EQUIPMENT REPLACEMENT AND AUTHORIZING THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE (the "Prior Resolution"); and

WHEREAS, the Poughkeepsies' Water Treatment Facility is owned and operated as a joint project of the City of Poughkeepsie and Town of Poughkeepsie pursuant to an inter-municipal agreement dated August 3, 1995, as amended (the "Inter-municipal Agreement"), entered into pursuant to Article 5-G of the General Municipal Law, and the Poughkeepsies' Joint Water Board has recommended certain improvements to the Poughkeepsie Water Treatment Facility including replacement of UV Disinfection equipment, the cost of which is to be allocated between the City of Poughkeepsie and the Town of Poughkeepsie pursuant to the Inter-municipal Agreement;

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. The improvement of the Poughkeepsies' Water Treatment Facility, consisting of the planning, design, construction and installation of equipment, machinery, apparatus, appurtenances, and incidental site and other improvements and expenses in connection with the replacement of UV Disinfection equipment, is hereby authorized at an estimated maximum joint project cost of \$4,921,000. The City's share of such estimated maximum joint cost of \$4,921,000 has been determined to be \$2,702,725, hereby appropriated for such purpose. It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty years.

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

SECTION 3. The City plans to finance the City's share of the cost of said purpose by the issuance of the serial bonds in an amount not to exceed \$2,702,725, hereby authorized to be issued therefor pursuant to the Local Finance Law. The City plans to provide for amounts equal to annual debt service costs with respect to obligations issued hereunder from its Water Fund revenues. The remaining share of the total joint project cost is to be paid by the Town of Poughkeepsie pursuant to the Inter-municipal Agreement.

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

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

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

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

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds

authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

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

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

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

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

SECTION 12. This resolution shall take effect immediately.

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

Council Chair Ann Finney	VOTING Aye
Councilmember Sarah Brannen	VOTING Aye
Councilmember Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye
Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Absent
Councilmember Matthew McNamara	VOTING Aye
Councilmember Christopher D. Petsas	VOTING Aye
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

Approved: October 7, 2019

Robert G. Rolison
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 7th of October, 2019 and entitled:

AMENDED AND RESTATED BOND RESOLUTION DATED OCTOBER 7, 2019

A RESOLUTION AMENDING AND RESTATING BOND RESOLUTION NO. R19-67 DATED SEPTEMBER 9, 2019, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,702,725 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CITY'S SHARE OF THE COST OF THE POUGHKEEPSIES' WATER TREATMENT FACILITY UV DISINFECTION EQUIPMENT REPLACEMENT AND AUTHORIZING 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.

Official Minutes of the Common Council Meeting of October 7, 2019

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 8th day of October, 2019.

-SEAL-

Deanne L. Flynn
City Chamberlain

Executive Summary—Not a part of the Resolution

This New Resolution for the **Poughkeepsies' Water Treatment Facility—Replacement of UV Disinfection Equipment** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Project Cost</u>	<u>Other Funds (Town of Poughkeepsie's share)</u>	<u>Bonds Authorized</u>
Section 1: City's share of the Poughkeepsie's' Water Treatment Facility UV Disinfection Equipment Replacement	Joint Water UV Disinfection Equipment Replacement	40 years	\$4,921,000	\$2,218,275	\$2,702,725
Grand Total			\$4,921,000	\$2,218,275	<u>\$2,702,725</u>

R 19-73						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

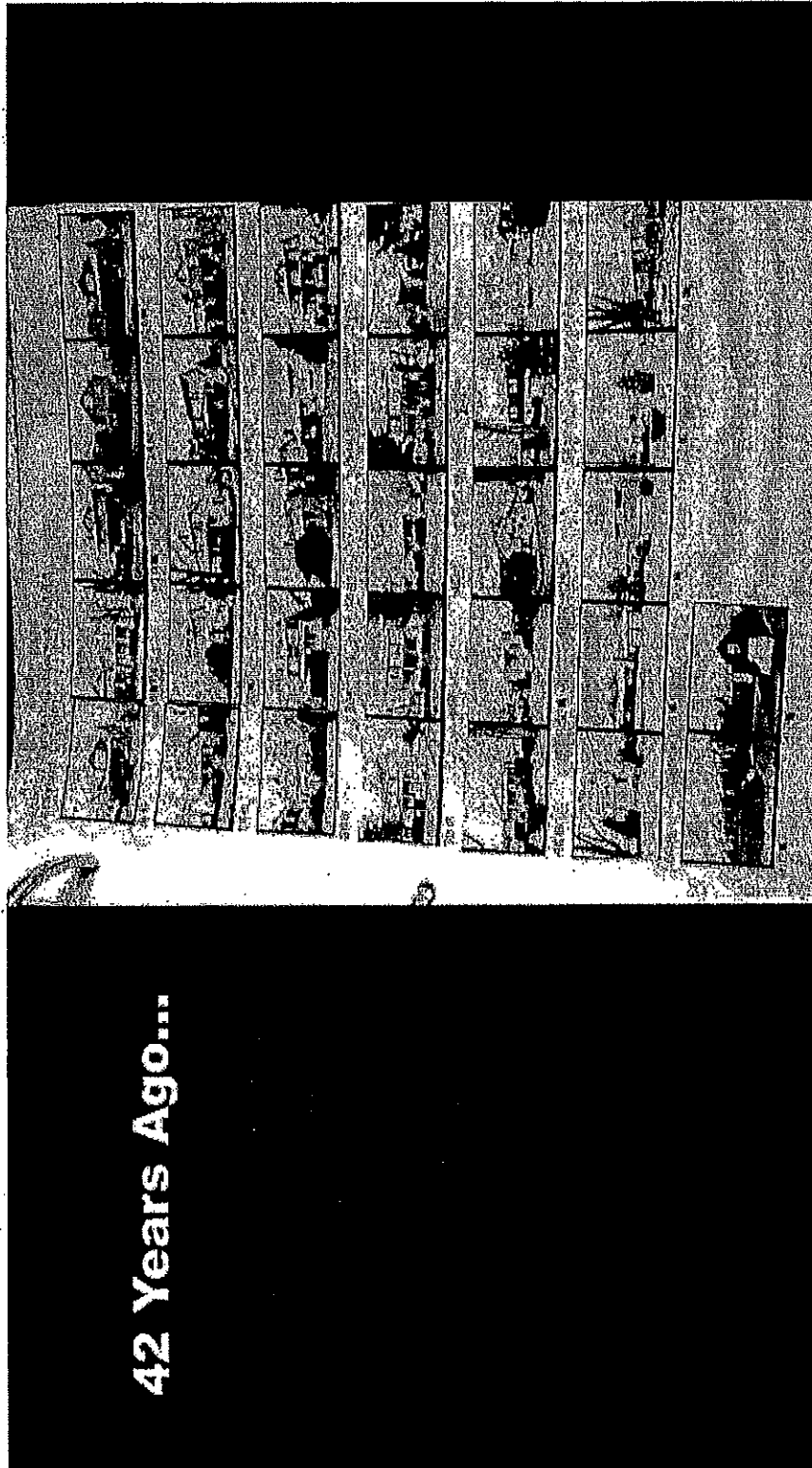
1. FROM THE HDLPC, a communication regarding land marking processes.

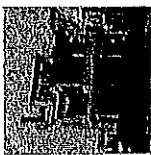
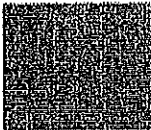
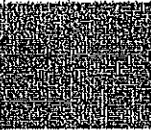
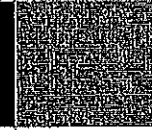
Official Minutes of the Common Council Meeting of October 7, 2019

HDLPC Presentation to Common Council

Topic: Analysis of Poughkeepsie's Historic Resource Inventory

1. What is in the 1977 Historic Resource Inventory?
2. How has it been updated in 2019?
3. How is it different than the Natural Resources Inventory?
4. Why is the inventory an important tool?
5. Why are historic resources important?
6. How do other communities utilize their historic resources?
7. Where are our historic resources located?
8. How many historic resources do we have?
9. How are the historic resources ranked (varying degrees of importance)?
10. What shape are our historic resources in?
11. How can the HDLPC work with the City Council to protect our historic resources?
12. Discussion of:
 - Demolition Review and Demolition by Neglect Legislation
 - Landmark Designations
 - Education on Financial Incentives available for Historic Resources
 - Preservation and Land Banking

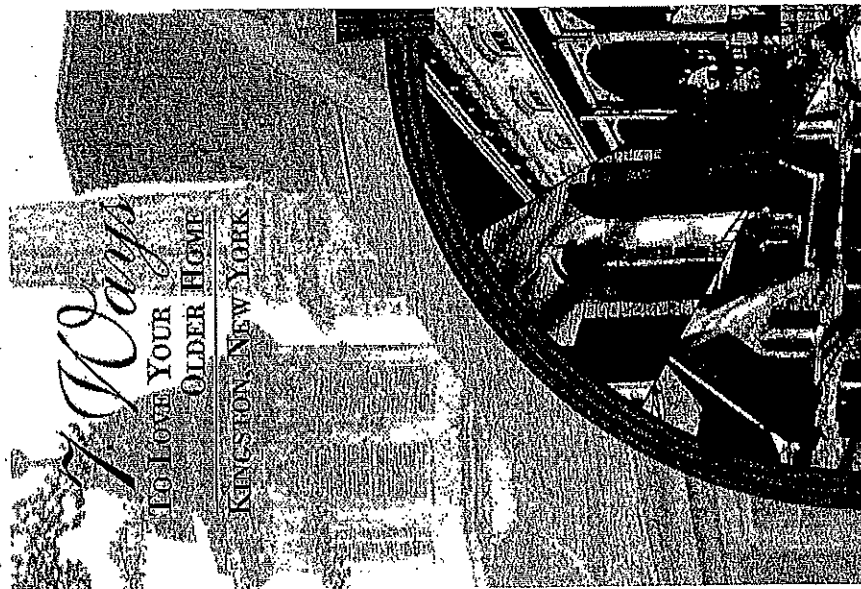


1441 S. Clinton	27			1441 S. Clinton	27
1442 S. Clinton	28			1442 S. Clinton	28
1443 S. Clinton	29			1443 S. Clinton	29
1444 S. Clinton	30			1444 S. Clinton	30
1445 S. Clinton	31			1445 S. Clinton	31

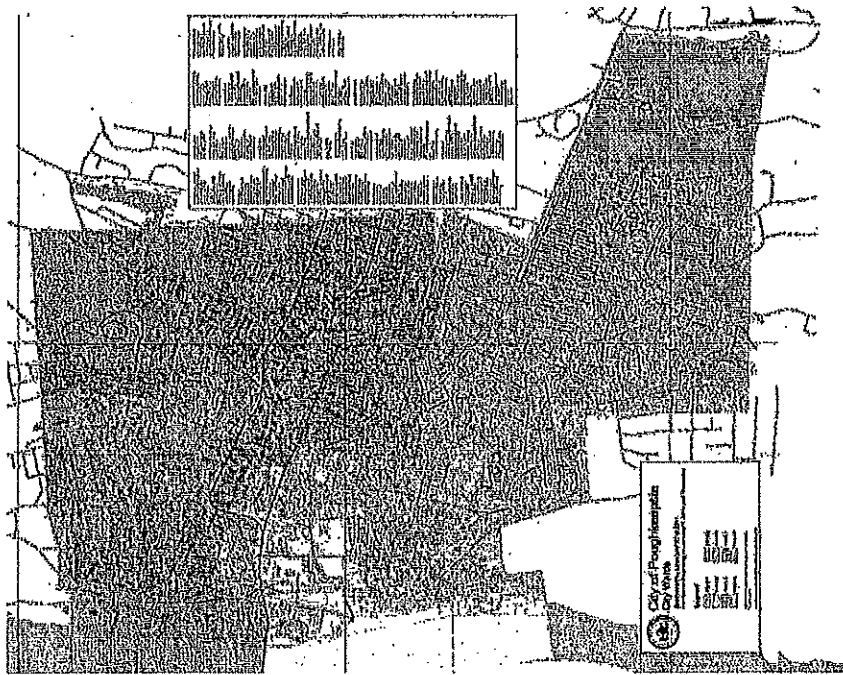
**Why are Historic
Resources
important?**



Utilizing Historic Resources



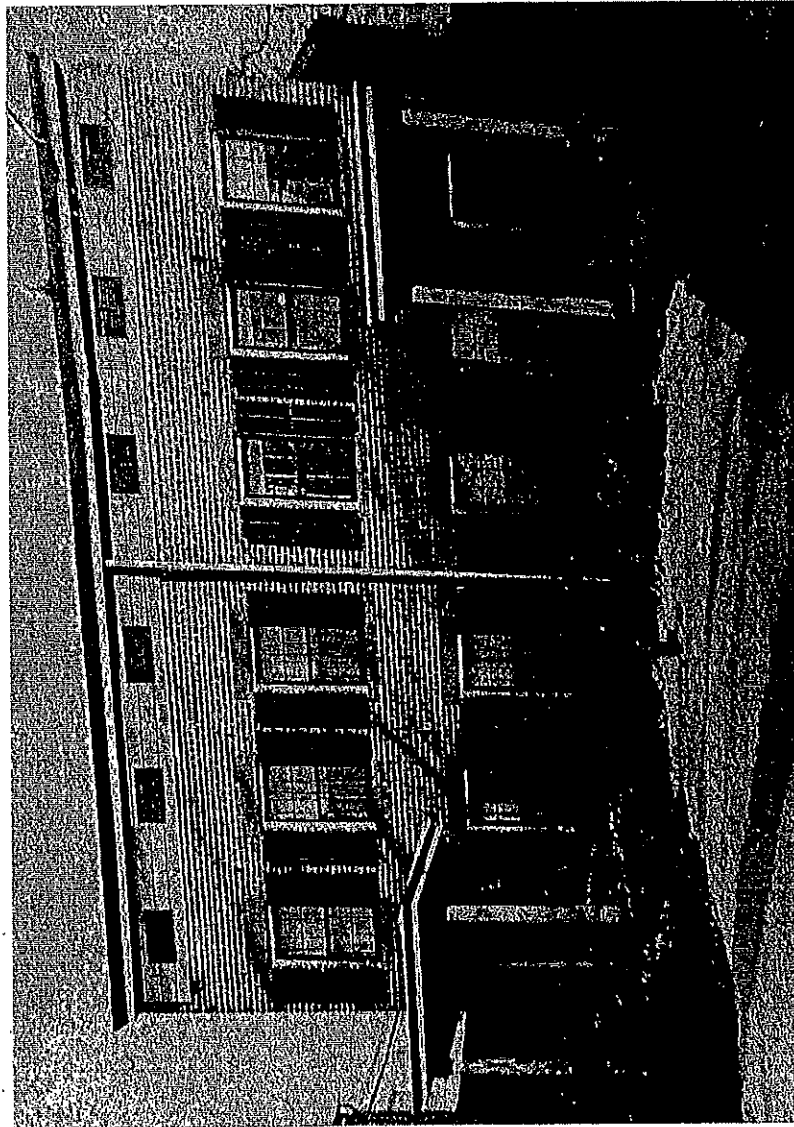
Historic Resource Locations

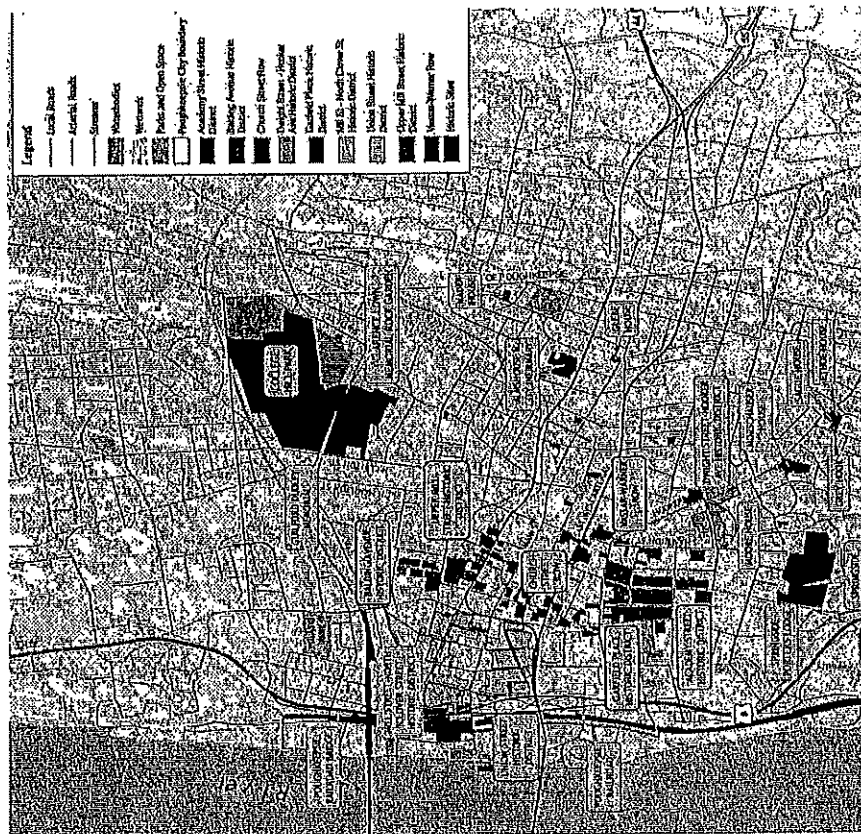


**Historic Resource
Quantity**



Historic Resource Ranking

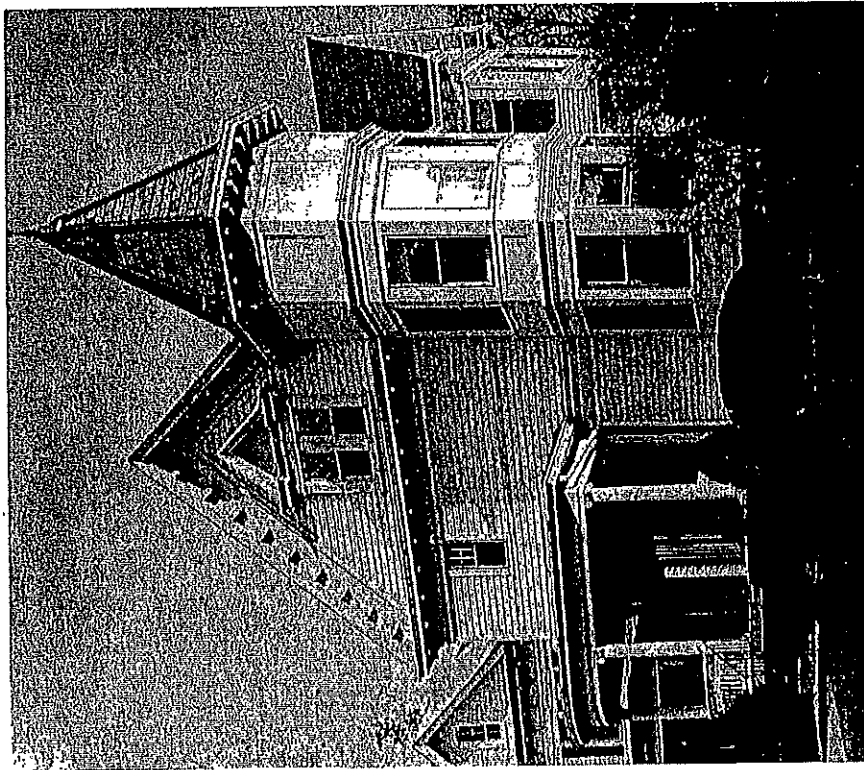


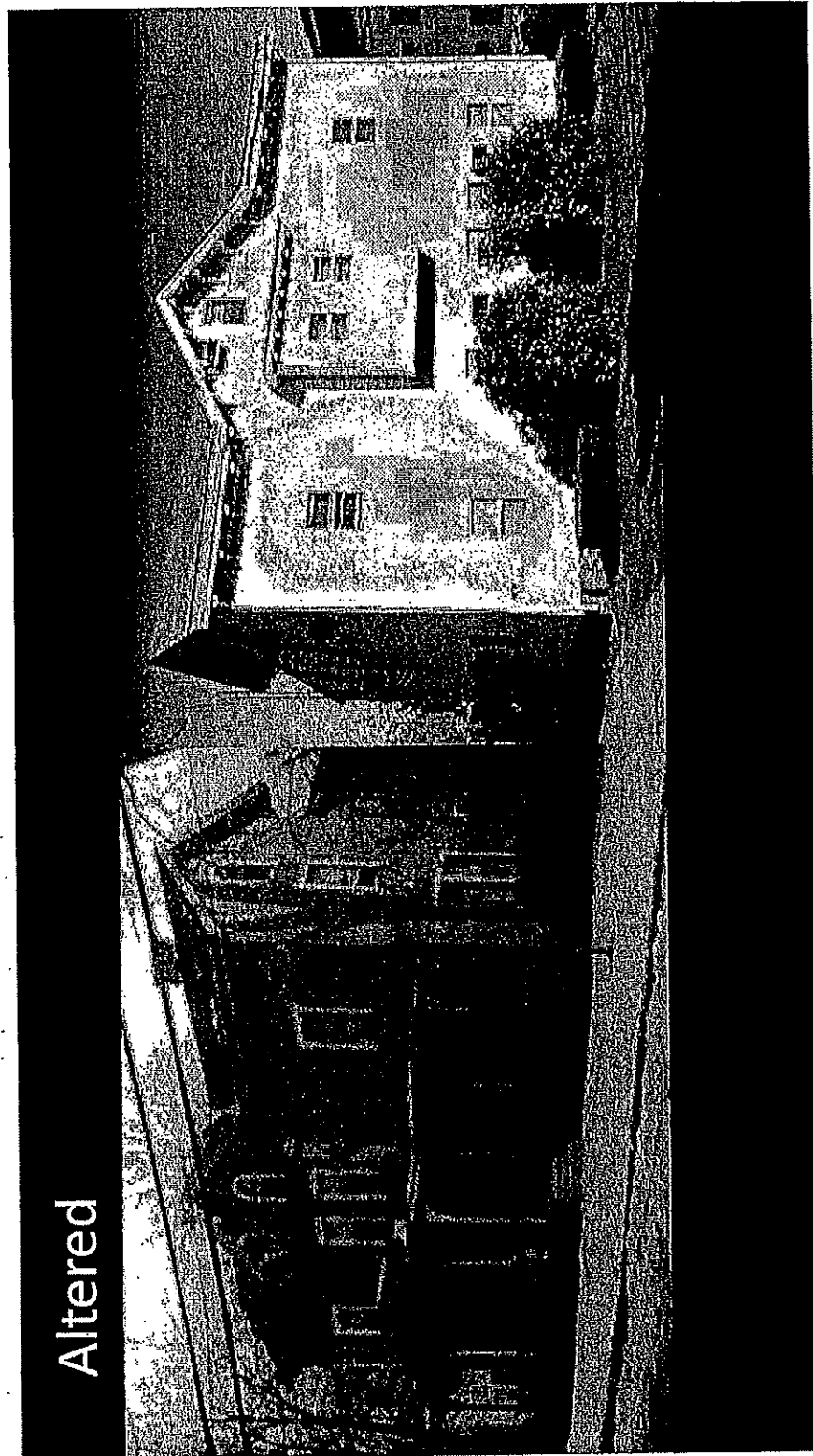




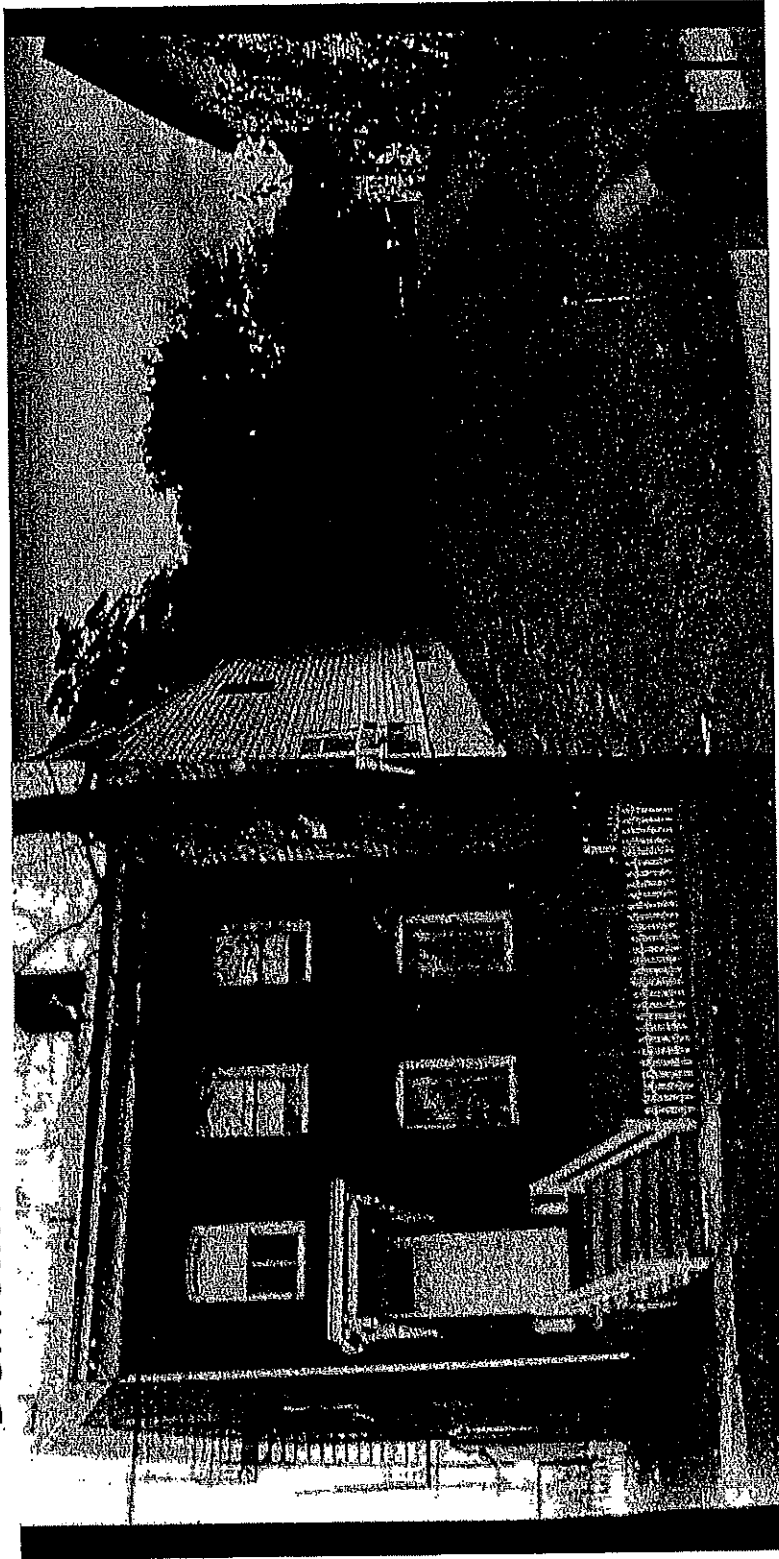
Local Register Properties

Historic Resource Condition



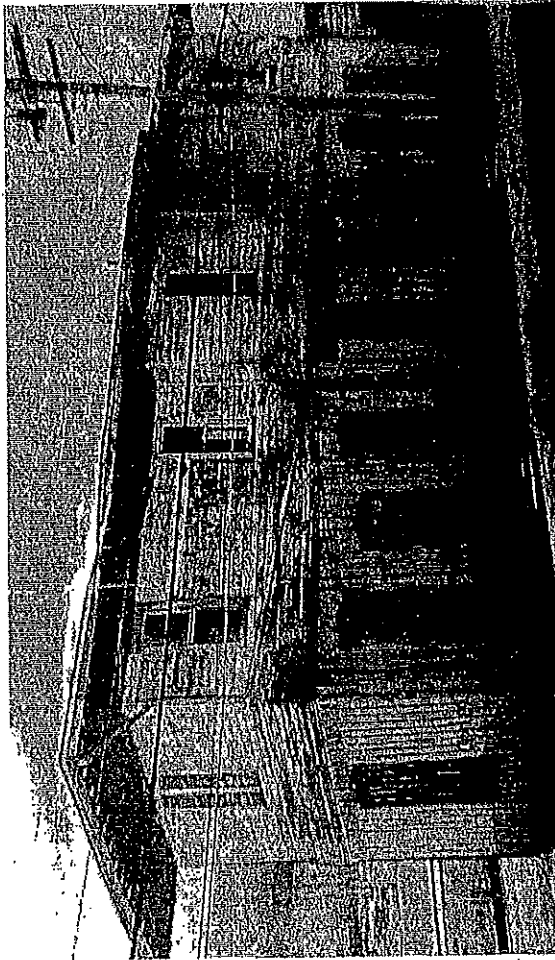


Demolished

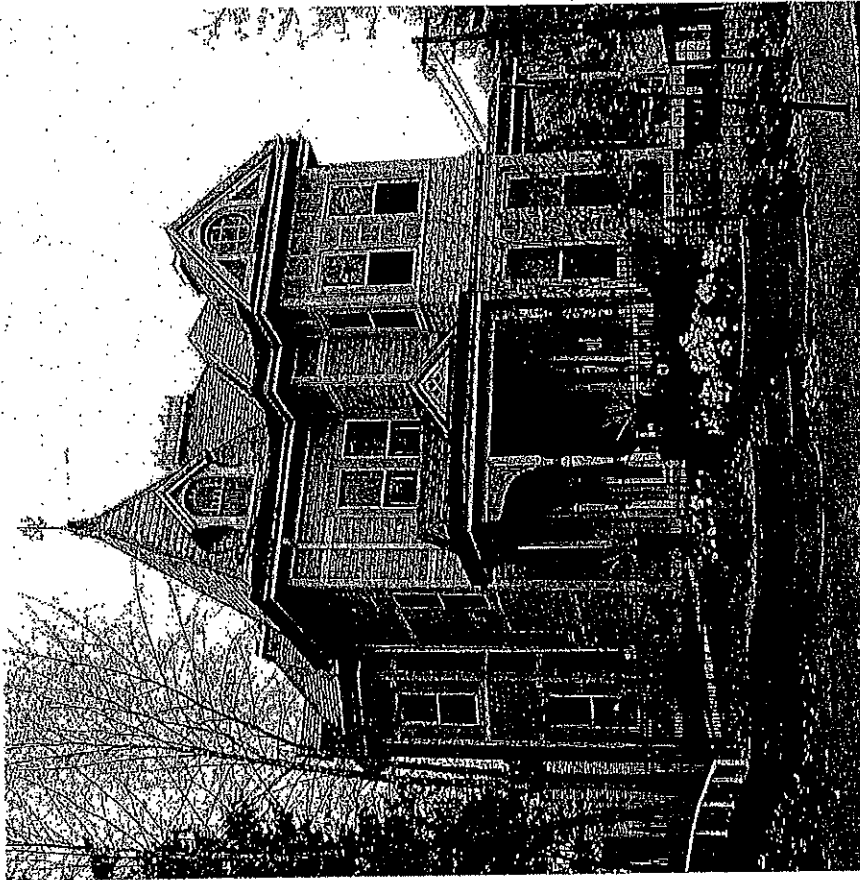


Safety Nets for Historic Properties:

- Demolition Review
- Preventing Demolition by Neglect



Landmarking



historic tax credit workshops

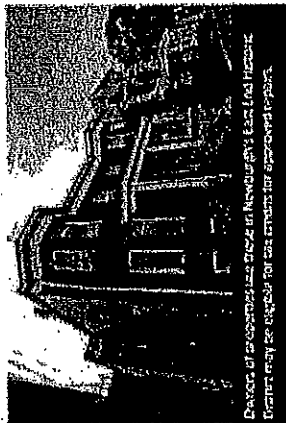
Financial Incentives Available For Historic Homeowners

The New York State Historic Homeowner Tax Credit Program will cover up to 20% of qualified rehabilitation costs of owner-occupied historic houses, up to a credit value of \$50,000.

The Federal Historic Preservation Commercial Tax Credit will cover up to 30% of qualified rehabilitation costs. In eligible owner-occupied historic houses, the NYS Historic Commercial Properties Tax Credit can be combined with the Federal Historic Preservation Commercial Tax Credit to cover 40% of qualified rehabilitation expenditures.

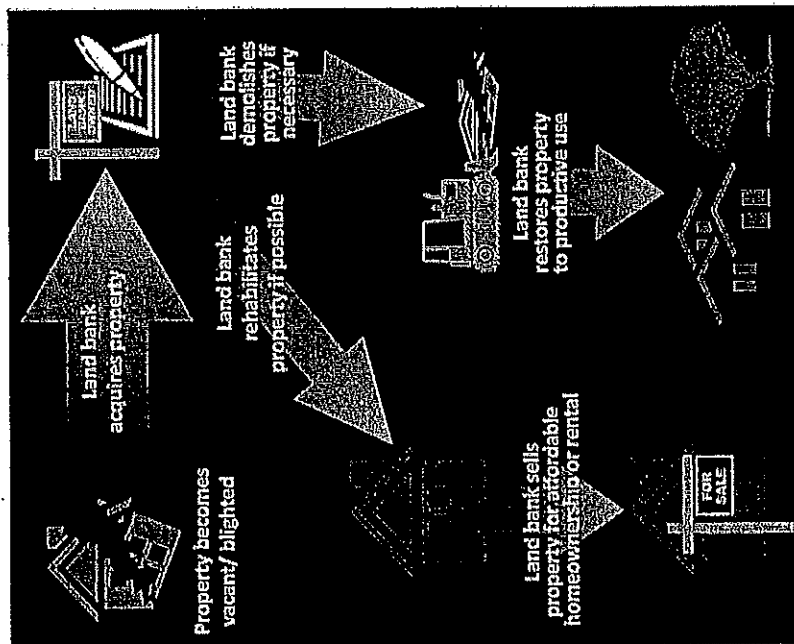
This program requires that the building be individually listed in the State or National Register of Historic Places, or a contributing building in a listed historic district. For the NYS historic tax credits, the building must be located in a qualifying census tract, and must meet the spending thresholds for each program: \$5,000 for the NYS Historic Homeowner and \$100,000 or 100% of the property's adjusted basis for the NYS and Federal Commercial credit.

To find out if a property is eligible, visit historicpreservation.ny.gov or call the New York State Office of Parks, Recreation and Historic Preservation at 518-237-8643, and ask for the state tax credit staff member.



Donor of a historic house in Newburgh, NY, has had historic home may be eligible for tax credits for approved repairs.

Land Bank Property Life Cycle:



Preservation and Land Banking

2. **FROM COUNCILMEMBER SALEM**, a communication regarding a joint Common Council-Waterfront Advisory Committee workshop regarding the proposed LWRP.
3. **FROM CITY ADMINISTRATOR NELSON**, a communication regarding the status of negotiations to extend the license to operate the Ice House.
4. **FROM CITY ADMINISTRATOR NELSON (Chair of the Anti-Blight Task Force)**, a communication regarding the proposed sale of 13 Harrison Street.
5. **FROM THALICIOUS CATERING, INC.**, located at 138 South Avenue (1st floor), a notice of intent to renew their liquor license. **Referred to Corporation Counsel.**
6. **FROM TREVOR TATUROZAK**, a notice of property damage sustained on September 13, 2019. **Referred to Corporation Counsel.**

X. NEW BUSINESS:

XI. OLD BUSINESS:

XII. ADJOURNMENT:

A motion was made by Councilmember Cherry and Councilmember Petsas to adjourn the meeting at 9:35 p.m.

Dated: November 12, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on October 7, 2019

Respectfully submitted,

**Deanne L. Flynn
City Chamberlain**



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, October 21, 2019 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- 8 Present 1 Absent (N. Cherry)

II. REVIEW OF MINUTES:

CCM 5-20-19, 6-3-19, 6-17-19, 7-1-19, 7-8-19						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☐	☐	☐	☒
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

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

NONE

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

**Warren Jones- North Clover Street
William Smith- 42 Columbia Street**

amounts of documents, which I am happy to say they read and digested for us. So I do encourage members of the public to attend or to watch it because it is a very important policy statement which demonstrates the ways in which we as a community, have considered the various issues associated with having a waterfront that needs attention and offers so much potential for everyone.

I'm sure that Councilmembers Salem and Brannen will have more to add on this later in the meeting.

As we all know, the budget was released to the public last week, and I encourage everyone to flip through those parts of it which interest you and pass along any questions or comments to Miss Flynn or two of your Councilmembers or to Mr. Nelson so that we can consider them in our work on the budget. I expect to have the budget on the agenda Dec. 4 and Dec. 16, at which point we hope we plan to have resolved any outstanding issues and to vote on what has been provided to us.

Lastly, this evening, Mr. Ackermann will briefly discuss the legislation, the initiative that we are taking to address quality of life and criminal activities associated with different retail stores in the city. One of the issues as well is absentee landlords and the inability to get the level of accountability from these particular landowners. So in addition to the zoning possible zoning changes, we are looking at possibly incorporating in city requirements the New York state tax reporting form for limited liability and other private entities whereby all ultimate owners must be disclosed to New York State. And here in Poughkeepsie, I think it's important for us to know who is coming in, who's buying, in part because we have concerns about warehousing and concerns about economic value in the city being siphoned off for activities outside the city. The cross collateralization issue, which tends to have the potential to slow down our own development because the profits are going to other development activities of the owners. So I'm working with Mr. Ackermann to come up with something which we will all be discussing. It's a very important issue, and we want to do a good job with it. So I hope to have more to report in December and that's it.

Councilmember Petsas: To ask a question on your comments regarding the budget. Can you tell me if we plan to have department heads here to explain their their budget? Yes.

Councilmember Petsas: Or whether we're going back into what we've been doing, which was no public discussion of the budget outside of closed room discussions.

Chairwoman Finney: Department heads will be here if you have questions for them.

Councilmember Petsas: So for each for every department head, every department will be here for this budget process.

Chairwoman Finney: If there are questions for that person. Prepare your questions ahead of time so they are they can be prepared. Not going to set up here and shoot from the hip.

Councilmember Petsas: So department heads won't have to defend their budget request of this council, unless there's a question.

Chairwoman Finney: Well, if there's not a question, what's to defend? I'm just asking the question.

Councilmember Salem: I have a question. Can you clarify why the public hearing was canceled for tonight?

Chairwoman Finney: Yes, I can. As I said, we are looking at the using the zoning code to regulate the activities of different retail stores throughout the city. And that requires some uniformity of definitions. As I said in my e-mail to uniform definitions of what's a convenience store, what's not, some of the definitions in the proposed legislation, in my opinion, are just not workable.

Councilmember Salem: So just a point of clarity. So the proposed text amendment...

Chairwoman Finney: It's not a text amendment. It's a zoning code amendment. Let's not trivialize it.

Councilmember Salem: It's a text amendment to the zoning code. It's a text amendment to the zoning code for the R for a zone, which is an urban commercial density residential zone. And so within that, the reason that we were making this amendment, which initially did not contain convenience stores. However, through the process of communication with my colleagues, we added convenience stores to that amendment.

Chairwoman Finney: Convenience that sells produce.

Councilmember Salem: Not just that that actually was added to the definition within the zoning of the text. And that's not a zoning code change. It's a text amendment. And it was a text amendment to help encourage smart growth. I went through this strategic zoning that is not spot zoning because spot zoning implies that we're zoning one specific parcel. This is a neighborhood. This is a dense commercial residential neighborhood that can stand to see this kind of text amendment.

The reason we're doing it in this way are we were trying to amend it in this way is because we can't undertake a comprehensive rezoning at this at this point of time and that these kinds of changes helped to restore districts like the unitary historic district, the R4A to the historic character. And knowing that we had this public hearing scheduled tonight and I got an email this morning without any prior notice, any prior notice after was what was just pointed out. We had publicized this meeting for weeks on our Web site on Facebook. I publicized it to my networks. I know a number of other council members publicized it. There were people coming to make comment for and against and they should and they should have had the ability to do so tonight. There was absolutely no reason for that public hearing to be taken off the agenda. And I want clarity as to why, because...

Chairwoman Finney: I had my reasons and you didn't agree with my reasons. That doesn't mean there aren't any. I gave you my reasons.

Councilmember McNamara: When is the hearing happening?

Chairwoman Finney: When we have the blanket legislation or if you three wants three people want to walk it on. But I am telling you, it's more complicated.

There's no problem with the legislation.

There is no information Mr. McNamara.

Councilmember Petsas: I don't think we should have a problem with a public hearing that allows the public to speak on the legislation. And so to take at 11:00 this morning take a public hearing off that we've been publicizing to the public to come here and speak. What are the pros and cons, whether you agree with it, whether you disagree with it. To take the

public's time and to say, you know what? The public's not going to have the time to speak on this because I as a charity side, I don't like it or I don't agree with it is ridiculous.

I've been on this council for six years. We've never canceled a public hearing until you became chair. And you know what? A public hearing is allowing the public to come and speak on the context of what we're trying to do in the City of Poughkeepsie, and the fact that we don't associate with Salem, who represents the 2nd ward, that you just decide on your own that we're just going to cancel a public hearing that's all about the 2nd ward. Mrs. Finney, I'm not sure if you know where the ward lines are, but the 2nd ward is where she represents. So I want to just say that I'm very annoyed because I, too, have been telling people to come to the public hearing and now you cancel it for reasons that nobody really knows. I mean, you go here, you go there. Why do you cancel it? Why would you cancel a public hearing for the public to come to this council to speak on an issue? Why?

Chairwoman Finney: Because the legislation that has been proposed is going to be changed for the reasons I just explained. So they would come in.

Councilmember Petsas: How would you know if the legislation could be changed unless we vote for it? You know what the votes are?

Chairwoman Finney: No the proposed legislation. I'm going to be proposing amendments based upon...

Councilmember L. Johnson: I think we need to move on.

VI. MAYOR'S COMMENTS:

Mayor Rolison- Just wanted to let the council know that the 2018 audit has been finalized. It's our expectation it will be released tomorrow. I want to thank the Councilmembers that supported the deficit reduction plan, I think was in December of last year, was approved. And because of those actions that you allowed the finance to make certain adjustments in the General Fund deficit that the General Fund deficit will be reduced, and will go from it was 13.2 Million at the end of 2015 to approximately 7.1 Million, which is good news. We've got a long way to go yet, but that is a significant drop. It will also certify that there was a surplus of approximately 100,000, maybe a little bit more for 2018.

Those are my comments.

VII. MOTIONS AND RESOLUTIONS:

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

NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) RESOLUTION REGARDING A SALE OF CERTAIN CITY OWNED PROPERTIES (R-19-75)

INTRODUCED BY COUNCILMEMBER RANDALL JOHNSON

WHEREAS, the Common Council of the City of Poughkeepsie is considering the sale of certain properties now owned by the City of Poughkeepsie, known as 13 Harrison Street ; and

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

WHEREAS, Title 6 NYCRR, Section 617.6 specified that an agency will be the lead agency when it proposes to undertake or receives an application for funding or approval of a Type I Action that does not involve another agency; 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 properties in accordance with Title 6 NYCRR, Section 617.11; and

WHEREAS, the Common Council has considered the hereto attached long 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
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

Official Minutes of the Common Council Meeting of October 21, 2019

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 LORRAINE JOHNSON

R 19-75						
			Yes/Aye	No/Nay	Abstain	Absent
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☐	☐	☐	☒
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

2. A motion was made by Councilmember Petsas and seconded by Councilmember Lorraine Johnson to receive and print.

**RESOLUTION
(R-19-76)**

INTRODUCED BY COUNCILMEMBER RANDALL JOHNSON

WHEREAS, the City of Poughkeepsie has previously taken title to a vacant lot known as 13 Harrison Street (Tax Map No: 6162-79-339068), in the City of Poughkeepsie by reason of unpaid real property taxes; and

WHEREAS, the above mentioned properties have been offered for sale by the City in accordance with the policy for the sale of City owned property; and

WHEREAS, an offer has been received from Habitat for Humanity of Dutchess County to purchase these properties for the sum of \$10.00; and

WHEREAS, the Property Acquisition and Disposition Committee, having considered the mission of the Committee and the policies of the City, one of which is to increase homeownership, has recommended that the City of Poughkeepsie accept this offer; and

WHEREAS, the Common Council hereby finds that the offer from Habitat for Humanity of Dutchess County, Inc is in the best interests of the City of Poughkeepsie, will result in an increase in homeownership and return the premises to the tax rolls; and

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 this 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 Habitat for Humanity of Dutchess County, Inc., to purchase premises known as 13 Harrison Street (6162-79-339068), in the City of Poughkeepsie for the sum of \$10.00 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. That the Purchaser shall within thirty (30) days of the date of this resolution, take title to such property.**
- B. Purchaser shall obtain a building permit for the construction of a single or two-family residential property within one (1) year of the closing of title;**
- C. Purchaser shall obtain a valid Certificate of Occupancy for the property within one (1) year after the issuance of a building permit;**
- 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's obligation to purchase such property shall be contingent upon Seller obtaining and insurable interest in the property pursuant to Article 15 of the Real Property Action and Proceedings Law or other applicable law;**
- 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. 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; and**

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to enter into a contract of sale for the above mentioned transaction provided such contract contains the terms contained herein together with such other terms and conditions which the Mayor and the Corporation

Official Minutes of the Common Council Meeting of October 21, 2019

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 LORRAINE JOHNSON

R 19-76						
			Yes/Aye	No/Nay	Abstain	Absent
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☐	☐	☐	☒
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☒	☐	☐	☐

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM TERRY GASS**, a notice of personal injury sustained on July 10, 2019.
2. **FROM VERIZON**, a notice of property damage sustained on August 8, 2019.
3. **FROM CORPORATION COUNSEL ACKERMANN**, a proposed amendment to the zoning code with regard to convenient stores in residential neighborhoods.

X. NEW BUSINESS:

XI. OLD BUSINESS:

XII. ADJOURNMENT:

A motion was made by Councilmember Johnson and Councilmember Petsas to adjourn the meeting at 7:47 p.m.

Dated: November 14, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, October 21, 2019

Respectfully submitted,

Deanne L. Flynn
City Chamberlain

PLEASE PRINT OR TYPE FORM CLEARLY

NOTE: Claim must be filed with and served to the City Chamberlain in triplicate (3 copies) within 90 days after the claim arises. Use additional sheets if necessary.

**NOTICE OF CLAIM
AGAINST
THE CITY OF POUGHKEEPSIE, NEW YORK**

TODAY'S DATE: NOV 12, 2019

NAME AND ADDRESS OF EACH CLAIMANT:

NANCY FEDOREWENKO
46 FAULKILL AVE
POUGHKEEPSIE, NY 12601

TELEPHONE NUMBER: 845-293-9938

NAME AND ADDRESS OF ATTORNEY (IF ANY):

PROSE

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
NOV 12 PM 12:15

DESCRIBE WHAT HAPPENED AND AMOUNT CLAIMED (PLEASE STATE DATE, TIME, LOCATION, AND MANNER IN WHICH CLAIM AROSE):

FAILURE TO TAKE POLICE REPORT = AFTER
ACCIDENT AT MANSION & RATHINE'S
CONTINUING POLICE FAILURE TO ACT = VIOLATION of my RIGHTS

ITEMS DAMAGED OR INJURIES SUSTAINED:

CAR / VAN DESTROYED

Nancy Fedorushko
Signature of Claimant

Signature of Claimant

STATE OF NEW YORK, COUNTY OF _____ S.S.:

Nancy Fedorushko being duly sworn, say(s) that he/she is/are the claimant(s) named in the foregoing claim, that he/she has/have read the same and know(s) the contents thereof; that the same is true to his/her own knowledge, except as to the matters alleged upon information and belief and as to those items, he/she believes it to be true.

Signature of Claimant

Nancy Fedorushko
Signature of Claimant

Sworn to before me this

12th day of November, 2019

[Signature]
Notary Public

CAROL THOMPSON
NOTARY PUBLIC, State of New York
04TH6151306
Qualified in Dutchess County
Commission Expires 8/19/22

NOTE: After submitting this form to the City Chamberlain, please direct any inquires to the Corporation Counsel at (845) 451-4065, Monday to Friday, 8:30 a.m. - 4:00 p.m.

OFFICE USE ONLY		
☐ Original	☐ Amended	Date


**State Liquor
Authority**

 2019 OCT 30 PM 1:11:81
 CITY OF Poughkeepsie
 CITY CHAMBERLAIN

 1. Date Notice Was Sent: 10/30/19 1a. Delivered by: HAND DELIVERY

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License.

☒ New Application ☐ Renewal ☐ Alteration ☐ Corporate Change ☐ Removal ☐ Class Change

 For **New** applicants, answer each question below using all information known to date.

 For **Renewal** applicants, set forth your approved Method of Operation only.

 For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s).

 For **Corporate Change** applicants, attach a list of the current and proposed corporate principals.

 For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation.

 For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type.

This 30-Day Advance Notice is Being Provided to the Clerk of the following Local Municipality or Community Board

 3. Name of Municipality or Community Board: City of Poughkeepsie
Applicant/Licensee Information

 4. License Serial Number, if Applicable: Expiration Date, if Applicable:

 5. Applicant or Licensee Name: PK Brewing Corp.

 6. Trade Name (if any): Zeus Brewing Company

 7. Street Address of Establishment: 178 Main Street

 8. City, Town or Village: Poughkeepsie, **NY** Zip Code: 12601

 9. Business Telephone Number of Applicant/Licensee: 845-264-0616

 10. Business Fax Number of Applicant/Licensee:

 11. Business E-mail of Applicant/Licensee: bethanydejesus@gmail.com

 12. Type(s) of Alcohol sold or to be sold: ☐ Beer & Cider ☐ Wine, Beer & Cider ☒ Liquor, Wine, Beer & Cider

 13. Extent of Food Service: ☒ Full food menu; Full Kitchen run by a chef or cook ☐ Menu meets legal minimum food availability requirements; Food prep area at minimum

 14. Type of Establishment: Restaurant Brewer (Full Kitchen & Full Menu required)

 15. Method of Operation: (Check all that apply) ☐ Seasonal Establishment ☐ Juke Box ☒ Disc Jockey ☒ Recorded Music ☐ Karaoke

☒ Live Music (Give details: i.e. rock bands, acoustic, jazz, etc.): bands/acoustic
☐ Patron Dancing ☐ Employee Dancing ☐ Exotic Dancing ☐ Topless Entertainment

☐ Video/Arcade Games ☐ Third Party Promoters ☐ Security Personnel

☐ Other (specify):

 16. Licensed Outdoor Area: (Check all that apply) Amended ☐ None ☒ Patio or Deck ☒ Rooftop ☐ Garden/Grounds ☐ Freestanding Covered Structure
☐ Sidewalk Cafe ☐ Other (specify):

OFFICE USE ONLY	
☐ Original	☐ Amended Date



**State Liquor
Authority**

**Standardized NOTICE FORM for Providing 30-Day Advanced Notice to a
Local Municipality or Community Board**

(Page 2 of 2 of Form)

17. List the floor(s) of the building that the establishment is located on:
18. List the room number(s) the establishment is located in within the building, if appropriate:
19. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☐ Yes ☒ No
20. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
21. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee.
22. Does the applicant or licensee own the building in which the establishment is located? ☐ Yes (If Yes SKIP 23-26) ☒ No

Owner of the Building in Which the Licensed Establishment is Located

23. Building Owner's Full Name:
24. Building Owner's Street Address:
25. City, Town or Village: State: Zip Code:
26. Business Telephone Number of Building Owner:

**Representative or Attorney representing the Applicant in Connection with the
application for a license to traffic in alcohol at the establishment identified in this notice**

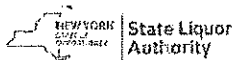
27. Representative/Attorney's Full Name:
28. Street Address:
29. City, Town or Village: State: Zip Code:
30. Business Telephone Number of Representative/Attorney:
31. Business Email Address:

I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

32. Printed Name: Title:

Signature:



☐ Original ☐ Amended Date _____

Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice was Sent: 11/01/2019 1a. Delivered by: Personal Delivery with Proof of Receipt

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

☒ New Application ☐ Renewal ☐ Alteration ☐ Corporate Change ☐ Removal ☐ Class Change ☐ Method of Operation Change

For **New** applicants, answer each question below using all information known to date

For **Renewal** applicants, answer all questions

For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s)

For **Corporate Change** applicants, attach a list of the current and proposed corporate principals

For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation

For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type

For **Method of Operation Change** applicants, although not required, if you choose to submit, attach an explanation detailing these changes

CITY OF Poughkeepsie
CITY CHAMBER 412
7011 NOV - 1 PM 3:30

This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:

3. Name of Municipality or Community Board: City of Poughkeepsie

Applicant/Licensee Information:

4. Licensee Serial Number (if applicable): _____ Expiration Date (if applicable): _____

5. Applicant or Licensee Name: Revel 32 LLC

6. Trade Name (if any): _____

7. Street Address of Establishment: 32 Cannon Street

8. City, Town or Village: Poughkeepsie, NY Zip Code: 12601

9. Business Telephone Number of Applicant/Licensee: (845) 345-1722

10. Business E-mail of Applicant/Licensee: jsullivancorp@gmail.com

11. Type(s) of alcohol sold or to be sold: ☐ Beer & Cider ☐ Wine, Beer & Cider ☒ Liquor, Wine, Beer & Cider

12. Extent of Food Service:

☒ Full food menu; full kitchen run by a chef or cook ☐ Menu meets legal minimum food availability requirements; food prep area at minimum

13. Type of Establishment: Catering Facility (private events only)

14. Method of Operation: (check all that apply) ☐ Seasonal Establishment ☐ Juke Box ☒ Disc Jockey ☒ Recorded Music ☐ Karaoke

☒ Live Music (give details i.e., rock bands, acoustic, jazz, etc.): All varieties of live music

☒ Patron Dancing ☐ Employee Dancing ☐ Exotic Dancing ☐ Topless Entertainment

☐ Video/Arcade Games ☐ Third Party Promoters ☐ Security Personnel

☐ Other (specify): _____

15. Licensed Outdoor Area: (check all that apply) ☒ None ☐ Patio or Deck ☐ Rooftop ☐ Garden/Grounds ☐ Freestanding Covered Structure

☐ Sidewalk Cafe ☐ Other (specify): _____

☐ Original☐ Amended

Date _____

16. List the floor(s) of the building that the establishment is located on: **First, Second and Third**
17. List the room number(s) the establishment is located in within the building, if appropriate: **N/A**
18. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☒ Yes ☐ No
19. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:
- | Name | Serial Number |
|------|---------------|
| | |
21. Does the applicant or licensee own the building in which the establishment is located? ☒ Yes (if YES, SKIP 23-26) ☐ No

Owner of the Building In Which the Licensed Establishment is Located

22. Building Owner's Full Name: **32 Cannon St LLC**
23. Building Owner's Street Address: **40 Cannon St., Ste 2**
24. City, Town or Village: **Poughkeepsie** State: **NY** Zip Code: **12601**
25. Business Telephone Number of Building Owner: **(845) 345-1722**

Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice

26. Representative/Attorney's Full Name: **Lorenzo L. Angelino, Esq.**
27. Representative/Attorney's Street Address: **42 Catharine Street**
28. City, Town or Village: **Poughkeepsie** State: **NY** Zip Code: **12601**
29. Business Telephone Number of Representative/Attorney: **(845) 214-1133**
30. Business E-mail Address of Representative/Attorney: **langelino@angelinolaw.com**

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

31. Printed Principal Name: **James J. Sullivan** Title: **Member**

Principal Signature:
James J Sullivan

PLEASE PRINT OR TYPE FORM CLEARLY

NOTE: Claim must be filed with and served to the City Chamberlain in triplicate (3 copies) within 90 days after the claim arises. Use additional sheets if necessary.

**NOTICE OF CLAIM
AGAINST
THE CITY OF POUGHKEEPSIE, NEW YORK**

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
NOV -7 PM 2:25

TODAY'S DATE: November 4, 2019

NAME AND ADDRESS OF EACH CLAIMANT:

R&S Rainbow Nails, Inc., Thai Van Lee and Dao H. Lee
710 Main Street, Poughkeepsie, NY 12601

TELEPHONE NUMBER: (845) 416-0598

NAME AND ADDRESS OF ATTORNEY (IF ANY):

DESCRIBE WHAT HAPPENED AND AMOUNT CLAIMED (PLEASE STATE DATE, TIME, LOCATION, AND MANNER IN WHICH CLAIM AROSE): The Claim arose on August 10, 2019 at approximately 2:00am at 710 Main Street, Poughkeepsie, NY when the 8" water main located directly in front of claimant's property broke causing extensive flooding and water damage to claimant's property.

ITEMS DAMAGED OR INJURIES SUSTAINED:

Nail salon supplies, loss of business, damage and destruction of furniture, fixtures and equipment, appliances, walls, floors, carpeting, fuel oil boiler, cost to remove and renovate premises in the sum of \$11,726.67.

[Signature]
Signature of Claimant

[Signature]
Signature of Claimant

STATE OF NEW YORK, COUNTY OF Dutchess s.s.:

Thai Van Lee and Dao H. Lee being duly sworn, say(s) that he/she is/are the claimant(s) named in the foregoing claim, that he/she has/have read the same and know(s) the contents thereof; that the same is true to his/her own knowledge, except as to the matters alleged upon information and belief and as to those items, he/she believes it to be true.

[Signature]
Signature of Claimant

[Signature]
Signature of Claimant

Sworn to before me this 7th day of November, 2019
[Signature]
Notary Public

AMY MARIE MAHER
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01MA6296514
Qualified in Dutchess County
Commission Expires February 3, 2022

NOTE: After submitting this form to the City Chamberlain, please direct any inquires to the Corporation Counsel at (845) 451-4065, Monday to Friday, 8:30 a.m. - 4:00 p.m.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF DUTCHESS

-----X
MICVICK TANGUNU, an Infant, by her Father and
Natural Guardian, MICHAEL LANJO and
MICHAEL LANJO Individually

Claimants,

-against-

**AFFIDAVIT OF
SERVICE BY MAIL**

POUGHKEEPSIE CITY SCHOOL DISTRICT, and
CITY OF POUGHKEEPSIE

Respondents.

-----X
STATE OF NEW YORK)
) SS:
COUNTY OF DUTCHESS)

Mikail Printemps, being sworn, says:

1. I am not a party to the action, am over 18 years of age, and work in Middletown, New York.
2. On November 4, 2019, I served a true copy of the annexed **NOTICE OF CLAIM**, by mailing the same in a sealed envelope, with postage prepaid thereon in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressees as indicated below:

Via Certified Mail - RRR Article #
7019 1120 0001 7336 0434
Superintendent of Schools
Poughkeepsie City School District
18 South Perry Street
Poughkeepsie, NY 12601

Via Certified Mail- RRR Article #
7019 1120 0001 7336 0441
City Chamberlain
City of Poughkeepsie Clerks Office
62 Civic Center Plaza
Poughkeepsie, NY 12601



Mikail Printemps

Sworn to before me this
9 day of November, 2019

Notary Public

ALYSSA NICOLE FISCHETTI
Notary Public, State of New York
Registration #01FI6372538
Qualified In Orange County
Commission Expires March 19, 2022

7019 NOV - 7 PM 3:41
CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN

VERIFIED NOTICE OF CLAIM

In the Matter of the Claim of

**TANGUNU, MICVICK an Infant, by his F/N/G MICHAEL LANJO
and MICHAEL LANJO**

Claimants,

-against-

**POUGHKEEPSIE CITY SCHOOL DISTRICT, and CITY OF
POUGHKEEPSIE**

Respondents.

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

TO: Via Certified Mail - RRR Article # 7019 1120 0001 7336 0434

Dr. Eric Jay Rosser
Superintendent of Schools
Poughkeepsie City School District
PACE Academy
18 South Perry Street
Poughkeepsie, NY 12601

Via Certified Mail- RRR Article # 7019 1120 0001 7336 0441

City Chamberlain
City of Poughkeepsie Clerks Office
62 Civic Center Plaza
Poughkeepsie, NY 12601

PLEASE TAKE NOTICE that the undersigned Claimants hereby Claim and Demand against you as follows:

1. The name and post-office address of each Claimant and Claimants' attorneys are:

CLAIMANTS:

Micvick Tanguu
41 Innis Avenue
Poughkeepsie, New York 12601

Michael Lanjo
41 Innis Avenue
Poughkeepsie, New York 12601

CLAIMANTS' ATTORNEYS

SOBO & SOBO, L.L.P.
One Dolson Avenue
Middletown, NY 10940

2. **Nature of the claim:**

The nature of the claim: negligence, recklessness, wantonness, carelessness, gross negligence in the ownership, operation and control of Poughkeepsie Middle School, and include but are not limited to: failure to warn the Claimants of the dangerous conditions described herein, in creating and permitting the condition hereby described, failing to act, in creating a trap, failure to take those steps necessary to avoid the contingency which occurred herein, failure to inspect and report of dangers at the location described, failure to use that degree of caution, prudence, and care which was reasonable and proper under the controlling circumstances; failure to take cognizance of the notorious and hazardous conditions which in the exercise of reasonable diligence should have been known and recognized, acting with the reckless disregard for the safety of others, and the Respondent, their agents, servants and/or employees were in other ways negligent to be investigated and to be discovered.

3. **The time when, the place in which the claim arose:**

The claim arose on or about the nineteenth day of August 2019 at Poughkeepsie Middle School, located at approximately 55 College Avenue, Poughkeepsie NY 12603.

4. **The manner in which the claim arose:** The accident occurred when the Claimant was lawfully practicing volleyball in the inadequately/improperly maintained gymnasium in the aforescribed location, when she was caused to be precipitated to the gymnasium floor due to a damaged, defective, leaking ceiling and/or roof that caused the gymnasium floor to be wet and very slippery. Also, upon information and belief, said condition was caused, created, and/or was permitted to remain by the Respondents, their agents, servants and employees herein.

Upon information and belief, the Respondents, their agents, servants and/or employees were negligent, wanton, reckless and careless in allowing, causing and/or permitting the aforementioned dangerous and/or unsafe conditions to exist at the situs of the accident in violation of generally accepted rules: in thereby worsening, causing and/or creating the dangerous condition complained of; in creating a trap, slipping hazard; in failing to properly monitor the situs of the accident and/or supervise the employees who maintain the locations to ensure that it was safe for those upon the premises; in failing to take those steps necessary to avoid the contingency which herein occurred; in failing to maintain the gymnasium at the aforementioned location; in failing to provide appropriate warnings to those in the gymnasium on the aforementioned location; in failing to

know, realize and/or appreciate that the maintenance, then and there existing which affect the location were inadequate and unsafe for the public; in failing to address and/or remedy the dangerous and hazardous conditions located within the gymnasium at the aforementioned location; in failing to properly keep, maintain, and/or provide adequate warnings to the public at the situs of the accident so as to prevent the contingency which herein occurred; in failing to observe that degree of caution, prudence and care which was reasonable and proper under the controlling circumstances; in acting with reckless disregard for the safety of others; in failing to take corrective and preventative measures to avoid the contingency which herein occurred; in launching an instrument of harm; in negligently maintaining the gymnasium, and the Respondents, their agents, servants and/or employees were in other ways negligent in hiring, negligent in training, negligent in retention and the Respondents, their agents, servants and/or employees may have been negligent, wanton, reckless and careless in ways yet to be discovered.

5. **The items of damage or injuries claimed are:**

The nature and extent of the infant-claimant's injuries are not currently known. However, upon information and belief, the infant-claimant's injuries include a torn ACL, microfractures, torn meniscus and a sprained MCL. The infant-claimant's injuries also include the long term sequela secondary from these injuries. It is believed that these injuries are permanent and continuing.

a. On information and belief, Claimants have also incurred costs of medical expenses by virtue of the aforesaid injuries, and will incur such costs in the future, including costs of related therapies, medications, accommodations, medical supplies and/or counseling.

b. Damages are claimed in an amount greater than jurisdictional limits of all lower courts would otherwise have jurisdiction.

c. The Claimant reserves the right to Amend this Notice of Claim upon receipt and Review of the relevant medical records.

You are hereby notified that unless this claim is addressed within the time provided by law from the date of presentation to you, the Claimant intends to commence an action.

Dated: November 1, 2019
Middletown, New York

Respectfully,

SOBO & SOBO, L.L.P.

By:


Patricia Perez, Esq.
Attorneys for the Claimants
One Dolson Avenue
Middletown, New York 10940
(845) 343-0466

Verification Attached

SS:

MICHAEL LANJO, being duly sworn says; I am the father and natural guardian of Micvick Tanguu, an Infant, and a Claimant herein; I have read the annexed Notice of Claim or have reviewed it with my attorney, know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.

1

PROGRESSIVE

Payment Address
24344 Network Place
Chicago, IL 60673-1243

Document Address
P.O. Box 512929
Los Angeles, CA 90051
Phone: (877)818-0139
Fax: (888) 781-6947

Notice of Intent to File Claim

10/28/2019 11:35:00 AM

Certified Mail 9489 0090 0027 6174 2532 79 Return Receipt Requested

CITY OF POUGHKEEPSIE, CITY CHAMBERLAIN
CITY HALL FIRST FLOOR
62 CIVIC CENTER PLAZA
POUGHKEEPSIE, NY 12601

Your Client: CITY OF POUGHKEEPSIE
Your Claim Number:N/A
Our Insured:BRADY, CHERYL
Our Claim Number:19-5359153
Amount Subject to Reimbursement:15,053.93
Amount of Insured's Deductible:500.00

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
NOV 13 AM 8:06

Please take this as formal notice of our subrogation rights relative to the above -captioned claim. We have completed our investigation into the facts of the above-captioned loss and find that your insured was the proximate cause of the accident.

Location of Loss: 51 N CLINTON ST APT 3 IN POUGHKEEPSIE

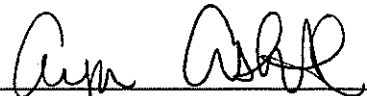
Date and Time of Loss:08-28-19 IN 9:45 PM

Description of Loss: Our named insured's 2015 Honda Civic was parked at 51 N Clinton St. Apt 3, when a City of Poughkeepsie tree fell and struck and damaged our insured's vehicle. We are seeking reimbursement from the City of Poughkeepsie for repairs done to our insured's vehicle as a result of this loss.

Please make your draft payable to" Progressive Specialty Insurance Company as subrogee of BRADY, CHERYL ", in the amount stated above and mail it to the attention of the undersigned at your earliest convenience.

All supporting documentation is enclosed. I have diaried my file ahead fifteen (15) days. Thank you for your anticipated, prompt attention to this matter.

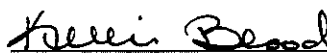
X


Ayn Ashworth
Subrogation Representative
Progressive Specialty Insurance Company
Tel. 440-910-1544
Fax. 888-781-6947
Email: AYN_A_ASHWORTH@progressive.com



KELLIE BLOOD
Notary Public - State of Ohio
Recorded in Lake County
My commission expires
September 26, 2021

Sworn to me and subscribed in my presence this 1 day of NOV 2019


NOTARY PUBLIC

Claim Payment Detail (19-5359153)**Payment Information**

Disbursement Number:	358033999	Total Amount:	\$13,233.59
Draft Number:	2779579371	Invoice Number:	63551284
Pay to the Order of:	CHERYL A BRADY		
Mailing Address:	292 MILL ST #2		
	POUGHKEEPSIE, NY 12601 USA		
In Payment Of:	Progressive Invoice Number: 63551284		

Reviewed Summary

Issuing Rep:	A131353	Approved By:	
Issue Date:	09-24-19	Review Date:	
Last Updated Rep:	A131353	Reviewed By:	

Bank Information

Type:	Loss	Bank Code:	1CD
Stop Reason:		Cleared:	09-27-19
Stop Date:			

Exposure Detail: COMP

Party Name:	BRADY, CHERYL A	Amount Paid:	\$13,233.59
Property Description:	15 HONDA CIVIC	Deductible Taken:	\$500.00
Payment Type:	FINAL PAYMENT	Property Damage:	\$0.00
		Rental:	\$0.00

2019 NOV 13 AM 8:06
CITY OF Poughkeepsie
CITY CHAMBERLAIN

Claim Payment Detail (19-5359153)

Payment Information

Disbursement Number: 778164606	Total Amount: \$1,320.34
EFT Trace Number: 713761438	Invoice Number: 64557670
Pay to the Order of: INSURANCE AUTO AUCTIONS	
Mailing Address: 2 WESTBROOK CORPORATE CTR STE 500	
WESTCHESTER, IL 60154-5779 USA	
In Payment Of: Progressive Invoice Number: 64557670	

Reviewed Summary

Issuing Rep: TUSRD11	Approved By:
Issue Date: 10-22-19	Review Date:
Last Updated Rep: TUSRD11	Reviewed By:

Bank Information

Type: Loss	Bank Code: CTB
Stop Reason:	Cleared: 10-23-19
Stop Date:	

Exposure Detail: COMP

Party Name: BRADY, CHERYL A	Amount Paid: \$1,320.34
Property Description: 15 HONDA CIVIC	Deductible Taken: \$0.00
Payment Type: SUPPLEMENTAL PAYMENT	Property Damage: \$0.00
	Rental: \$0.00

CITY OF POUQUOKEEPS
 CITY CHAMBERLAIN
 2019, NOV 13 AM 8:06

COUNTYWIDE

Towing & Recovery

845-485-1715

188 Cottage St. Poughkeepsie, NY 12601



10716

DATE 8-28-19		TIME		REQUESTED BY	
LOCATION OF VEHICLE N Clinton Street					
NAME Cheryl Brady				PHONE	
ADDRESS					
MILEAGE		SERVICE TIME		EXTRA PERSON	
FINISH		FINISH		FINISH	
START		START		START	
TOTAL		TOTAL		TOTAL	
YEAR 2015		MAKE/MODEL/COLOR Honda Civic Gray		SERIAL NO.	
VEHICLE LICENSE NO. JBP 5831		DRIVER Mike			
START ☐		LOCK OUT ☐		FLAT TIRE ☐	
BATTERY ☐		WET ☐		GAS ☐	
BRAKES ☐		FLOODED ☐		WRECK ☒	
				DOLLY ☐	
				FLAT TOW ☒	
				HOIST TOW ☐	
TOWED TO 188 Cottage St					
Progressive Claim # 195359153 9/5/19 75X9					
(MECHANIC'S SIGNATURE)					
(AUTHORIZED SIGNATURE)					
WINCHING CHG.		250.00			
TOWING CHG.		395.00			
LABOR CHG.		150.00			
STORAGE CHG.		1075.00			
Sperry		85.00			
		1,555.00			
		1,260.35			
TOTAL		1,681.35			



<IAAI TOW 26406535#75184464 TOWDOC0>
Stock#125970602 Shop Receipt

rice



3500

DEFICIT INVOICE: S1186375869

INVOICE DATE: 10/17/2019

Payment Due Date : 11/1/2019

Insurance Auto Auctions, Inc.

Attn: Settlement Group
Two Westbrook Corporate Center Suite 500
Westchester, IL 60154
Phone: (708) 492-7000
Fax: (708) 492-7078
E-mail:

Invoice To:

Progressive Casualty Insurance - Corporate
6055 Parkland Blvd, Box EM-3
Attn: National Salvage Unit
Mayfield Heights, OH 44124
Attn: Salvage Dept

Salvage Information

IAA Stock #: 000-25970602
IAA Branch: Newburgh
Fed. Tax I.D. 352123607
Handler: Karol Vickers
Adjuster: Karol Vickers
Insured: CHERYL A BRADY
Owner: CHERYL A BRADY
Claim #: 195359153
Policy #:
Vehicle: 2015 HONDA CIVIC
Damage: Rollover/All Over
Mileage: 26431
Mileage Type: Not Actual
VIN: 19XFB2F59FE706144
ACV: \$12,701.59
NICB Date: 10/17/2019

<u>Account of Sale</u>	<u>Total Activity</u>	<u>%ACV</u>
	\$425.00	3.35
Charge Adjustment	\$26.00	0.20
IAA Charges		
Consignment Flat Fee	\$85.00	0.67
IAA - Title Processing Fee	\$5.00	0.04
Less IAA Charges	(\$90.00)	(0.71)
Net IAA Return	\$361.00	2.84

Outside Charges Advanced by IAA

Labor	\$150.00	1.18
Storage	\$675.00	5.31
Advance Tow	\$395.00	3.11
Clean Up	\$85.00	0.67
Winch	\$250.00	1.97
Tax	\$126.34	
Less Outside Charges	(\$1,681.34)	(12.24)

Amount Due to IAA	\$1,320.34	10.40%
--------------------------	-------------------	---------------

For proper credit, include invoice number : **S1186375869** and stock number: **000-25970602** on your payment check.

Buyer Information

Luciano Auto Wrecker & Use Parts
275 Halleck Street
Bronx, NY 10474
Resale Certificate # : 7090016 (NY)
Dismantler # 7090016 (NY)

Elapsed Days Analysis

<u>Date of Event:</u>	<u>Date</u>	<u>Days</u>
Loss	8/28/2019	--
Assigned	9/3/2019	7
Released	9/5/2019	3
Pickup	9/5/2019	1
Title Rec'd	10/4/2019	30
Sale Doc. Rec'd	10/7/2019	4
Auction Date	10/16/2019	0
Buyer Payment	N/A	0
Invoice	10/17/2019	2

Elapsed Total Days:

51

Received Date: 10/17/2019

PROGRESSIVE
300 Westage Business Center Dr, Suite 250, Fishkill, NY 12524

Estimate ID
767080
Original
Claim Number
19-5359153-01

Owner
CHERYL BRADY
292 MILL ST #2
POUGHKEEPSIE, NY 12601

Insured
CHERYL BRADY

Appraiser
CHARLES BARRETT
(845) 222-9529 (Work)

NY License
IA-1013595

Classification
None

Progressive Specialty Insurance Co

Claim Number 19-5359153-01	Adjuster KAROL VICKERS (631) 319-4457 (Work)	Deductible 500.00 - Not Waived	Reported Date 08/29/2019
Loss Date 08/28/2019	Inspection Site IAA Newburgh 39 Stone Castle Rd Rock Tavern, NY 12575		

2015 Honda Civic EX 4 Door Sedan 1.8L 4 Cyl Gas Injected Auto Trans FWD

VIN 19XFB2F59FE706144	Condition Good	Drivable No	Odometer 26431
Production Date 10/2015	Mitchell Service Code 911404		

Primary Point of Impact
All Over (19)

Options

Air Conditioning	Alum/Alloy Wheels	AM-FM Stereo	Anti-Lock Brake Sys. (ABS)	Auto Air Condition
Automatic Headlights	Auxiliary Input	Bluetooth Wireless Connectivity	CD Player	Cloth Seat
Cruise Control	Daytime Running Lights	Driver-Front Air Bag	Electric Defogger	Electronic Stability Control
First Row Bucket Seat	Keyless Entry System	Left-Curtain Air Bag	Manual Sunroof	MP3 Player
Passenger-Front Air Bag	Power Door Locks	Power Remote Mirror	Power Steering	Power Windows
Rear Bench Seat	Rearview Camera	Remote Decklid Or Tailgate Release	Second Row Side Airbag With Head Protection	Side Airbags
Steering Wheel Mounted Audio Control Trip Computer	Theft Deterrent Sys.	Tilt Steering Wheel	Tire Pressure Monitoring System	Traction Control/Electronic

CHERYL BRADY | 2015 Honda Civic EX

Parts Profile Fishkill AllPartTypes	Parts Profile Version 4.0
---	-------------------------------------

			LABOR		PART					
Line #	Description		Operation	Type	Total Units	Type	Number	Qty	Total Price	Tax
Special / Manual Entry										
1	900500	OTL	Remove/Replace	Body*	0.0*	New	N.A.	1	\$0.00*	Yes

* Judgment Item

T Included in Two Tone Calculation

Labor Note Applies

d Discontinued by Manufacturer

C Included in Clear Coat Calculation

A Included in Clear Coat and Two Tone Calculation

r CEG R&R Time Used for this Labor Operation

Estimate Totals

Labor	Units	Rate	Sublet Add'l Amount	Totals
Body Labor	0.0	\$53.00		\$0.00
Total Labor	0.0			\$0.00
			Taxable	\$0.00
			Tax (8.125)%	\$0.00
			Non-Taxable	\$0.00
			Labor Total	\$0.00
Parts	Amount			
Taxable Parts	\$0.00			\$0.00
			Parts Adjustments	\$0.00
			Tax (8.125)%	\$0.00
			Non-Taxable	\$0.00
			Parts Total	\$0.00
Costs	Amount			
Other Additional Costs	\$0.00			\$0.00
Paint Materials	\$0.00			\$0.00
			Taxable	\$0.00
			Tax (8.125)%	\$0.00
			Non-Taxable	\$0.00
			Costs Total	\$0.00
Gross Totals	Amount			
Gross Total	\$0.00			\$0.00
			Taxable	\$0.00
			Tax	\$0.00
			Non-Taxable	\$0.00
			Gross Total	\$0.00
Adjustments	Amount			
Deductible	-\$500.00			-\$500.00
Subtotal Of Adjustment				
Exceeds Gross Total				
Customer Responsibility	\$0.00			\$0.00
Net Estimate Total				\$0.00

"All manufacturers requirements regarding seat belt and supplemental restraint system replacement must be adhered to. If additional parts or operations are necessary to properly accomplish this, please contact the estimating claims rep."

This is a damage assessment only - Not an authorization to repair based on damage visible or certain at the time it was written.

If frame or unibody repair is included on this estimate, the amount shown includes time or allowance for measuring before, during and after those repairs.

The owner of the vehicle may select the repair facility of his/her choice.

To ensure proper and prompt payment for additional damage discovered during the course of repairs, contact Progressive for supplement handling procedures.

Progressive honors the prevailing labor market rate in your area for your property. If you choose a shop that charges in excess of the prevailing labor market rates, you will be responsible for the difference.

Lifetime guarantee for sheet metal and plastic body parts

The replacement parts written on the estimate are intended to return your vehicle to its pre-loss condition with proper installation.

After repair, if any sheet metal or plastic body part included in the estimate fails to return your vehicle to its pre-loss condition (assuming proper installation), in terms of form, fit, finish, durability or functionality, Progressive will arrange and pay for the replacement of the part, to the extent not covered by a manufacturer's or other warranty. This service will be performed at no cost to you (including associated repair and rental car costs). To obtain service under this Guarantee, call Progressive at 1-800-274-4641. This Guarantee applies as long as you own or lease the vehicle. This Guarantee is not transferable and terminates if you sell or otherwise transfer your vehicle.

This guarantee does not cover normal wear and tear or damage caused by improper maintenance, neglect, abuse or subsequent accident. This guarantee is limited to arranging for the selection of repair parts that will return your vehicle to its pre-loss condition. Accordingly, Progressive will not be liable for any indirect, incidental or consequential damages that result from the installation or use of these parts.

This estimate has been prepared based on the use of automobile parts not made by the original manufacturer. Parts used in the repair of your vehicle by other than the original manufacturer are required to be at least equal in like kind and quality in terms of fit, quality and performance to replacement parts available from the original manufacturer.

Part Type Terms and Abbreviations

NEW and OEM or part number displayed - These refer to a new, original equipment manufacturer part.

A/M Certified: This refers to a new, certified non-original equipment manufacturer replacement part.

A/M: This refers to a new, non-original equipment manufacturer replacement part.

Recycled: This refers to a used OEM part.

Remanufactured and Recond. and Recore: These refer to recycled OEM parts that have been rebuilt or refurbished.

OEM Surplus Part: This refers to new OEM parts, that are excess inventory from the Original Equipment Manufacturer.

Recovered OE - This refers to parts removed from a new vehicle for various reasons.

Repair shop's authorized representative's signature indicating agreement on cost to return the vehicle to pre-loss condition including tow/storage charges:

Shop Signature: _____ Est. completion Date: _____

"Any person who knowingly and with intent to defraud any insurance company or other person files an application for commercial insurance or a statement of claim for any commercial or personal insurance benefits containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, and any person who, in connection with such application or claim, knowingly makes or knowingly assists, abets, solicits or conspires with another to make a false report of the theft, destruction, damage or conversion of any motor vehicle to a law enforcement agency, the department of motor vehicles or an insurance company, commits a fraudulent insurance act, which is a crime, and shall also be subject to a civil penalty not to exceed five thousand dollars and the value of the subject motor vehicle or stated claim for each violation."

"PURSUANT TO SECTION 2610 OF THE INSURANCE LAW, AN INSURANCE COMPANY CANNOT REQUIRE THAT REPAIRS BE MADE TO A MOTOR VEHICLE IN A PARTICULAR PLACE OR REPAIR SHOP. YOU HAVE THE RIGHT TO HAVE YOUR VEHICLE REPAIRED IN THE SHOP OF YOUR CHOICE".

Disclaimer: Any person who knowingly and with intent to defraud any insurance company or other person files an application for insurance or a statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime, and shall also be subject to a civil penalty not to exceed five thousand dollars and the stated value of the claim for each such violation.

Estimate Event Log

Job Created	9/6/2019 08:29 AM
Estimate Started	9/6/2019 10:31 AM
Estimate Printed	9/6/2019 10:37 AM
Estimate Committed	9/6/2019 10:37 AM

Vehicle Valuation Report

Prepared For Progressive Group of Insurance Companies (800) 321-9843



Claim Information

Claim Number	Policy Number	Loss Type	Owner	
19-5359153-01		COMPREHENSIVE	CHERYL BRADY 292 MILL ST #2 POUGHKEEPSIE, NY 12601 +1-914-6093238	
Loss Date	Reported Date	Valuation Report Date	Valuation Report ID	Version Number
08/28/2019	08/29/2019	09/06/2019	1009335776	2

Vehicle Information

Year	Make	Model	Location	Mileage
2015	Honda	Civic LX 4 Door Sedan 1.8L 4 Cyl Gas A FWD	NY 12601	26,411 miles
Ext Color	License		VIN	Title History
Modern Steel Metallic			19XFB2F59FE706144	No

Valuation Summary

Loss Vehicle Adjustments

Adjustments specific to your vehicle

Base Value =	\$12,701.59
Condition	\$0.00
Prior Damage	\$0.00
Aftermarket Parts	\$0.00
Refurbishment	\$0.00

Market Value = \$12,701.59

Settlement Adjustments

Adjustments specific to your policy

Deductible - \$500.00

Settlement Value = \$12,201.59

Settlement Value:
\$12,201.59

Loss Vehicle Detail

Loss vehicle: 2015 Honda Civic | LX 4 Door Sedan | 1.8L 4 Cyl Gas A FWD

Standard Equipment

Exterior

Auto Off Aero-Composite Halogen Daytime Running Headlamps w/Delay-Off	Black Side Windows Trim
Body-colored door handles	Body-colored front bumper
Body-Colored Power Side Mirrors w/Convex Spotter and Manual Folding	Body-Colored Rear Bumper
Clearcoat paint	Compact Spare Tire Mounted Inside Under Cargo
Fixed Interval Wipers	Fixed Rear Window w/Defroster
Fully Galvanized Steel Panels	Grille w/Chrome Bar
Light tinted glass	Steel spare wheel
Tires: P195/65R15 89H AS	Trunk Rear Cargo Access
Wheels: 15" w/Full Covers	

Interior

1 12V DC Power Outlet	1 LCD Monitor In The Front
4-Way Passenger Seat -inc: Manual Fore/Aft Movement	5 Person Seating Capacity
6-Way Driver Seat -inc: Manual Fore/Aft Movement	Air filtration
Audio Theft Deterrent	Bluetooth HandsfreeLink Wireless Phone Connectivity
Cargo Space Lights	Carpet Floor Trim and Carpet Trunk Lid/Rear Cargo Door Trim
Cloth Front Seats w/Cloth Back Material	Cruise control w/steering wheel controls
Day-night rearview mirror	Delayed Accessory Power
Digital/Analog Display	Driver And Passenger Visor Vanity Mirrors
Driver foot rest	Fade-to-off interior lighting
FOB Controls -inc: Trunk/Hatch/Tailgate	Front Cupholder
Front map lights	Full Carpet Floor Covering -inc: Carpet Front And Rear Floor Mats
Full cloth headliner	Full Floor Console w/Covered Storage and 1 12V DC Power Outlet
Full Folding Bench Front Facing Fold Forward Seatback Cloth Rear Seat	Gauges -inc: Speedometer, Odometer, Tachometer, Trip Odometer and Trip Computer
Glove box	HVAC -inc: Underseat Ducts
Instrument Panel Bin, Driver / Passenger And Rear Door Bins	Interior Trim -inc: Metal-Look Instrument Panel Insert, Metal-Look Door Panel Insert and Metal-Look Interior Accents
Manual Adjustable Rear Head Restraints	Manual air conditioning
Manual tilt/telescoping steering column	Metal-Look Gear Shift Knob
Outside temp gauge	Perimeter alarm
Power 1st Row Windows w/Driver 1-Touch Up/Down	Power Door Locks w/Autolock Feature
Power Rear Windows	Radio w/Seek-Scan, Clock and Steering Wheel Controls

Radio: 160-Watt AM/FM/CD Audio System -inc: 4 speakers, Pandora compatibility, Bluetooth streaming audio, center console USB audio interface, MP3/auxiliary input jack, MP3/Windows Media Audio (WMA) playback capability, Radio Data System (RDS) and Speed-Sensitive Volume Control (SVC)	Rear cupholder
Reclining Front Bucket Seats -inc: driver's seat w/manual height adjustment and adjustable head restraints	Remote Keyless Entry w/Integrated Key Transmitter, Illuminated Entry and Panic Button
Remote Releases -Inc: Mechanical Trunk/Hatch and Mechanical Fuel	Sliding front center armrest
Systems Monitor	Trip computer
Valet Function	Window Grid Antenna

Mechanical

13.2 Gal. Fuel Tank	45-Amp/Hr 410CCA Maintenance-Free Battery
Electric Power-Assist Speed-Sensing Steering	Front And Rear Anti-Roll Bars
Front Disc/Rear Drum Brakes w/4-Wheel ABS, Front Vented Discs and Brake Assist	Front-wheel drive
Gas-pressurized shock absorbers	Multi-link rear suspension w/coil springs
Single stainless steel exhaust	Strut Front Suspension w/Coil Springs
Ultra Low Emission Vehicle (ULEV-2)	

Safety

ABS And Driveline Traction Control	Airbag Occupancy Sensor
Curtain 1st And 2nd Row Airbags	Dual Stage Driver And Passenger Front Airbags
Dual Stage Driver And Passenger Seat-Mounted Side Airbags	Low Tire Pressure Warning
Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners	Rear camera
Rear child safety locks	Side impact beams
VSA Electronic Stability Control (ESC)	

Loss Vehicle Base Value

Loss vehicle: 2015 Honda Civic | LX 4 Door Sedan | 1.8L 4 Cyl Gas A FWD

Comparable Vehicle Information

Search Radius used for this valuation: 75 miles from loss vehicle zip/postal code.

Typical Mileage for this vehicle: 49,000 miles

#	Vehicle Description	Mileage	Location	Distance From Loss Vehicle	Price	Adjusted Value
1	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,391	12205	71 miles	\$12,828.00 Sold Price	\$12,865.40
2	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	26,334	11704	73 miles	\$13,962.00 Sold Price	\$13,958.80
3	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	28,146	10591	42 miles	\$13,691.00 List Price	\$13,027.90
4	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	28,174	10591	42 miles	\$13,554.00 List Price	\$12,898.30
5	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,247	07405	54 miles	\$12,555.00 List Price	\$11,914.56
6	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,337	07055	59 miles	\$13,945.00 List Price	\$13,237.37
7	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	24,386	11377	65 miles	\$13,107.00 List Price	\$12,333.25
8	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	26,222	11746	66 miles	\$13,188.00 List Price	\$12,477.98
9	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	24,966	11756	70 miles	\$13,043.00 List Price	\$12,293.92
10	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	24,582	07940	70 miles	\$14,113.00 List Price	\$13,287.30
11	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	25,000	07114	70 miles	\$12,900.00 List Price	\$12,160.74
12	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,717	11580	71 miles	\$12,995.00 List Price	\$12,349.80
13	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,892	11580	71 miles	\$12,595.00 List Price	\$11,975.53
14	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	28,381	11580	71 miles	\$12,995.00 List Price	\$12,374.10
15	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	25,448	06040	71 miles	\$12,899.00 List Price	\$12,244.82
16	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,162	12205	71 miles	\$13,995.00 List Price	\$13,304.66
17	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	28,073	01225	72 miles	\$13,995.00 List Price	\$13,340.64
18	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	25,775	11209	74 miles	\$12,993.00 List Price	\$12,276.73
19	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	28,363	07840	74 miles	\$12,995.00 List Price	\$12,373.44
20	2015 HONDA CIVIC LX 4D SDN 4 1.8NORMAL GAS A 2WD	27,971	12180	75 miles	\$13,995.00 List Price	\$13,336.61
Base Value:						\$12,701.59

Loss Vehicle Adjustments

Loss vehicle: 2015 Honda Civic | LX 4 Door Sedan | 1.8L 4 Cyl Gas A FWD

Condition Adjustments

Condition Adjustment: \$0.00

Overall Condition: 3.00-Good

Typical Vehicle Condition: 3.00

Category	Condition	Comments
Interior		
HEADLINER	Typical	Unable to rate due to mva damage
DOORS/INTERIOR PANELS	Typical	Unable to rate due to mva damage
DASH/CONSOLE	Typical	Unable to rate due to mva damage
GLASS	Typical	Unable to rate due to mva damage
SEATS	Typical	Unable to rate due to mva damage
CARPET	Typical	Unable to rate due to mva damage
Exterior		
BODY	Typical	Unable to rate due to mva damage
PAINT	Typical	Unable to rate due to mva damage
TRIM	Typical	Unable to rate due to mva damage
VINYL/CONVERTIBLE TOP	Typical	
Mechanical		
TRANSMISSION	3 Good	some grime upper front housing area
ENGINE	3 Good	upper radiator hose is soft
Tire	3 Good	If 3/32 lr 6/32 rr 4/32 rf 5/32 NTTD default 10/32 no listing

Typical Vehicle Condition reflects a condition similar to the same year, make and model. Amount of wear and tear/ damage consistent with its age.

Comments:

Comparable Vehicles

Loss vehicle: 2015 Honda Civic | LX 4 Door Sedan | 1.8L 4 Cyl Gas A FWD

1 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD					Sold Price: \$12,828.00
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F5XFEXXXXXX		06/29/2019	12205	71 miles	
Source			Adjustments	Loss Vehicle	This Vehicle Amount
FRANCHISE SALE - J.D. POWER AND ASSOCIATES			Mileage	26,411	27,391 \$37.40
			Total Adjustments:		\$37.40
			Adjusted Price:		\$12,865.40

2 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD					Sold Price: \$13,962.00
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F51FEXXXXXX		07/02/2019	11704	73 miles	
Source			Adjustments	Loss Vehicle	This Vehicle Amount
FRANCHISE SALE - J.D. POWER AND ASSOCIATES			Mileage	26,411	26,334 -\$3.20
			Total Adjustments:		-\$3.20
			Adjusted Price:		\$13,958.80

3

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$13,691.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F53FE276188	22417	07/10/2019	10591	42 miles

Source	Adjustments	Loss Vehicle	This Vehicle	Amount
DEALER WEB LISTING - CARS.COM	Projected Sold Adjustment			-\$730.00
TARRYTOWN HONDA	Mileage	26,411	28,146	\$66.90
480 S BROADWAY				
TARRYTOWN NY 10591			Total Adjustments:	-\$663.10
914-631-0815			Adjusted Price:	\$13,027.90

4

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$13,554.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F52FE264808	22384	06/25/2019	10591	42 miles

Source	Adjustments	Loss Vehicle	This Vehicle	Amount
DEALER WEB LISTING - CARS.COM	Projected Sold Adjustment			-\$723.00
TARRYTOWN HONDA	Mileage	26,411	28,174	\$67.30
480 S BROADWAY				
TARRYTOWN NY 10591			Total Adjustments:	-\$655.70
914-631-0815			Adjusted Price:	\$12,898.30

3

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$12,555.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F54FE245595	T245595	08/13/2019	07405	54 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
PRECISION CHRYSLER JEEP		Projected Sold Adjustment			-\$670.00
DODGE RAM		Mileage	26,411	27,247	\$29.56
1341 ROUTE 23					
SOUTH BUTLER NJ 07405				Total Adjustments:	-\$640.44
973850330				Adjusted Price:	\$11,914.56

6 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$13,945.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F54FE203198	203198AA	08/13/2019	07055	59 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
GARDEN STATE HONDA		Projected Sold Adjustment			-\$744.00
225 RIVER DRIVE		Mileage	26,411	27,337	\$36.37
PASSAIC NJ 07055				Total Adjustments:	-\$707.63
973-777-1600				Adjusted Price:	\$13,237.37

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$13,107.00		
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle		
19XFB2F59FE249304	B11891T	08/31/2019	11377	65 miles		
Source						
DEALER WEB LISTING - AUTOTRADER.COM PARAGON HONDA 5702 NORTHERN BLVD WOODSIDE NY 11377 844-376-3145		Adjustments	Loss Vehicle	This Vehicle	Amount	
		Projected Sold Adjustment				-\$699.00
		Mileage		26,411	24,386	-\$74.75
				Total Adjustments:		-\$773.75
				Adjusted Price:		\$12,333.25

3 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$13,188.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F50FE293675	W10841	05/30/2019	11746	66 miles	
Source					
DEALER WEB LISTING - CARS.COM HUNTINGTON HONDA 147 E JERICO TURNPIKE HUNTINGTON STATION NY 11746 631-423-6000		Adjustments	Loss Vehicle	This Vehicle	Amount
		Projected Sold Adjustment			-\$703.00
		Mileage	26,411	26,222	-\$7.02
		Total Adjustments:		-\$710.02	
		Adjusted Price:		\$12,477.98	

3

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$13,043.00

VIN

Stock No

Listing Date

ZIP/Postal Code

Distance from Loss Vehicle

19XFB2F51FE231704

21744U

06/22/2019

11756

70 miles

Source

Adjustments

Loss Vehicle

This Vehicle

Amount

DEALER WEB LISTING - CARS.COM

HONDA CITY

3859 HEMPSTEAD TURNPIKE

LEVITTOWN NY 11756

516-735-8900

Projected Sold Adjustment

Mileage

26,411

24,966

Total Adjustments:

Adjusted Price: \$12,293.92

-\$696.00

-\$53.08

-\$749.08

10 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$14,113.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F51FE265397	84417A	07/20/2019	07940	70 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
MADISON HONDA		Projected Sold Adjustment			-\$753.00
280 MAIN ST		Mileage	26,411	24,582	-\$72.70
MADISON NJ 07940					Total Adjustments: -\$825.70
973-822-1600					Adjusted Price: \$13,287.30

11

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$12,900.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F51FE296259	12901	06/03/2019	07114	70 miles

Source

DEALER WEB LISTING - VAST.COM

ALNE TRADE MOTORS

189-215 SOUTH ST

NEWARK NJ 07114

973-344-0882

Adjustments	Loss Vehicle	This Vehicle	Amount
Projected Sold Adjustment			-\$688.00
Mileage	26,411	25,000	-\$51.26
Total Adjustments:			-\$739.26
Adjusted Price:			\$12,160.74

12

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$12,995.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F59FE276678	27221	06/05/2019	11580	71 miles

Source

DEALER WEB LISTING - CARS.COM

SOUTH SHORE HONDA

704 WEST MERRICK ROAD

VALLEY STREAM NY 11580

888904748

Adjustments	Loss Vehicle	This Vehicle	Amount
Projected Sold Adjustment			-\$693.00
Mileage	26,411	27,717	\$47.80
Total Adjustments:			-\$645.20
Adjusted Price:			\$12,349.80

13

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$12,595.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F52FE279180	27225	06/05/2019	11580	71 miles

Source

	Adjustments	Loss Vehicle	This Vehicle	Amount
DEALER WEB LISTING - CARS.COM	Projected Sold Adjustment			-\$672.00
SOUTH SHORE HONDA	Mileage	26,411	27,892	\$52.53
704 WEST MERRICK ROAD				
VALLEY STREAM NY 11580			Total Adjustments:	-\$619.47
888904748			Adjusted Price:	\$11,975.53

14

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$12,995.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F55FE278850	27506	06/05/2019	11580	71 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
SOUTH SHORE HONDA		Projected Sold Adjustment			-\$693.00
704 WEST MERRICK ROAD		Mileage	26,411	28,381	\$72.10
VALLEY STREAM NY 11580				Total Adjustments:	-\$620.90
888904748				Adjusted Price:	\$12,374.10

13 2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$12,899.00	
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F5XFE705262	A7663	08/22/2019	06040	71 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
CAR CORNER		Projected Sold Adjustment			-\$619.00
323 CENTER STREET		Mileage	26,411	25,448	-\$35.18
MANCHESTER CT 06040				Total Adjustments:	-\$654.18
860-647-7972				Adjusted Price:	\$12,244.82

15

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$13,995.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F55FE282414	14008	08/30/2019	12205	71 miles

Source

DEALER WEB LISTING - VAST.COM	Adjustments	Loss Vehicle	This Vehicle	Amount
LIA HONDA OF ALBANY	Projected Sold Adjustment			-\$720.00
1258 CENTRAL AVENUE	Mileage	26,411	27,162	\$29.66
ALBANY NY 12205			Total Adjustments:	-\$690.34
518-438-4555			Adjusted Price:	\$13,304.66

17

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD				List Price: \$13,995.00
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F57FE266635	8343A	06/15/2019	01225	72 miles
Source				
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle
BEDARD BROS		Projected Sold Adjustment		Amount
391 S STATE RD		Mileage	26,411	28,073
CHESHIRE MA 01225				Total Adjustments:
413-769-2881				Adjusted Price: \$13,340.64

18

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$12,993.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F56FE294961	R38989	09/04/2019	11209	74 miles

Source

DEALER WEB LISTING - CARS.COM	Adjustments	Loss Vehicle	This Vehicle	Amount
BAY RIDGE HONDA	Projected Sold Adjustment			-\$693.00
8801 4TH AVE	Mileage	26,411	25,775	-\$23.27
BROOKLYN NY 11209			Total Adjustments:	-\$716.27
718-836-4600			Adjusted Price:	\$12,276.73

19

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD

List Price: \$12,995.00

VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle
19XFB2F55FE294207	P6749	05/31/2019	07840	74 miles

Source

DEALER WEB LISTING - CARS.COM	Adjustments	Loss Vehicle	This Vehicle	Amount
HONDA OF HACKETTSTOWN	Projected Sold Adjustment			-\$693.00
48 RTE 46 WEST	Mileage	26,411	28,363	\$71.44
HACKETTSTOWN NJ 07840			Total Adjustments:	-\$621.56
888-841-2186			Adjusted Price:	\$12,373.44

2015 HONDA CIVIC LX 4D SDN 4 1.8 NORMAL GAS A2WD					List Price: \$13,995.00
VIN	Stock No	Listing Date	ZIP/Postal Code	Distance from Loss Vehicle	
19XFB2F54FE294148	FE294148STK	08/13/2019	12180	75 miles	
Source					
DEALER WEB LISTING - CARS.COM		Adjustments	Loss Vehicle	This Vehicle	Amount
BOB KARL SALES AND SERVICE		Projected Sold Adjustment			-\$720.00
2791 6TH AVE		Mileage	26,411	27,971	\$61.61
TROY NY 12180				Total Adjustments:	-\$658.39
518-272-7560				Adjusted Price:	\$13,336.61

Sub-Model Comparison

Sub-Model Description	Configuration	Original MSRP
2015 Honda Civic LX	4 Door Sedan 1.8L 4 Cyl Gas FWD	\$19,290.00

Vehicle Valuation Methodology Explanation

WorkCenter Total Loss was designed and built in conjunction with J.D. Powers, experts in data analysis and vehicle pricing and a highly trusted name among consumers. With years of experience in vehicle pricing, J.D. Power is a credible, third-party expert whose name provides consumer recognition and confidence. WCTL provides a consistent methodology across all vehicles and it includes valid comparable vehicles that most closely resemble the totaled vehicle and are similar to the vehicles a consumer would find in their own research.

WorkCenter Total Loss produces accurate and easy-to-understand vehicle valuations via this five step process:

Step 1 - Locate Comparable Vehicles

Locate vehicles that are the closest match to the loss vehicle in the same market area. WorkCenter Total Loss utilizes consumer-based vehicle sources along with inventory directly from Dealerships. When available WCTL also provides sold vehicle records from sources such as J.D. Powers.

Step 2 - Adjust Comparable Vehicles

Make adjustments to the prices of the comparable vehicles. The comparable vehicles are identical to the loss vehicle except where adjustments are itemized. There are several types of comparable vehicle adjustments

- Projected Sold Adjustment - an adjustment to reflect consumer purchasing behavior (negotiating a different price than the listed price).
- Mileage Adjustment - an adjustment for differences in mileage between the comparable vehicle and the loss vehicle.
- Equipment- adjustments for differences in equipment between the comparable vehicle (e.g. equipment packages and options) and the loss vehicle.

Step 3 - Calculate Base Vehicle Value

The base vehicle value is calculated by averaging the adjusted prices of the comparable vehicles.

Step 4 - Calculate Loss Vehicle Adjustments

There are four types of loss vehicle adjustments:

- Condition Adjustment:
Adjustments to account for the condition of the loss vehicle prior to the loss.
- Prior Damage Adjustment:
Adjustments to account for any prior damage present on the loss vehicle prior to the loss.
- After Market Part Adjustment:
Adjustments to account for any after market parts present on the loss vehicle prior to the loss.
- Refurbishment Adjustment:
Adjustments to account for any refurbishment performed on the loss vehicle prior to the loss.

Step 5 - Calculate the Market Value

The Market Value is calculated by applying the loss vehicle adjustments to the base value.

Progressive Group of Insurance Companies

Settlement Summary**Claim Information****Claim Number:** 19-5359153-01**Coverage Type of Loss:** Comprehensive**Policy Number:****Loss Date:** 08/28/2019**Owner :** BRADY, CHERYL**Reported Date:** 08/29/2019**Valuation Report ID:** 1009335776**Vehicle Information****Loss Vehicle:** 2015 Honda Civic LX 4 Door Sedan 1.8L 4
Cyl Gas A FWD**Location:** NY 12601**VIN:** 19XFB2F59FE706144**Exterior Color:** Modern Steel Metallic**Mileage:** 26,411 miles**License Plate:****Title History:** No**Title History Comments:****Loan Information****Payment Information****Lien Holder Payoff:**

\$0.00

Lien Holder Payment(s):

\$0.00

Loan/Lease Payoff Coverage:

\$0.00

Net to Owner:

\$13,233.59

Settlement

Stated Amount:	\$0.00
Actual Cash Value:	\$12,701.59
Base Value:	\$12,701.59
Title History Adjustment:	-\$0.00
Refurbishment Adjustments:	\$0.00
After Market Parts Adjustment:	\$0.00
Condition Adjustment:	\$0.00
Prior Damage Adjustment:	-\$0.00
Market Value:	\$ 12,701.59
Settlement Adjustment(Pre-Tax):	\$0.00
Fees:	\$0.00
Taxes:	\$1,032.00
Company Obtains:	\$0.00
Net Settlement:	\$13,733.59
Settlement Adjustment(Post-Tax):	\$0.00
Deductible:	-\$500.00
Other Adjustments:	\$ 0.00
Total Settlement:	\$13,233.59

Adjuster License #: IA-1013595**Comments:**PREPARED BY: CHARLES BARRETT, 300 WESTAGE BUSINESS CENTER DRIVE, SUITE
250, FISHKILL, NY 12524, CELL PHONE NUMBER: 845-222-9529.





