



COMMON COUNCIL MEETING

Common Council Chambers

Monday, December 9, 2019

6:30 p.m.

5:15 p.m. Hearing on the proposed 2020 Budget

I. ROLL CALL:

II. REVIEW OF MINUTES:

Common Council Meeting of November 4, 2019

Common Council Meeting of November 18, 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:

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

1. A communication regarding the updated timeline for the proposed LWRP.
2. **FROM COMMISSIONER FINANCE BRADY**, a communication regarding the tax lien sale.

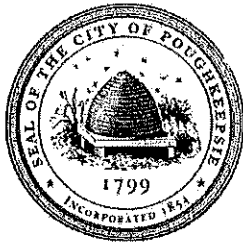
3. FROM CHERYL BRADY, a notice of property damage sustained on August 28, 2019.

4. FROM LORENZO L. ANGELINO, a notice of intent for DK Eat & Drink, Inc, Amici's, located at 35 Main Street to renew its liquor license.

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, November 4, 2019 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- All Present (Councilmember Petsas arrived after roll call)

II. REVIEW OF MINUTES:

CCM 8/19/19, 8/26/19, 9/9/19, and 9/23/19						
☒ 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.

ADD:

IX. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

8. FROM COUNCILMEMBER BRANNEN AND CORPORATION
COUNSEL ACKERMANN, a communication regarding a land banking
proposal.

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

Maureen Lashlee-Habitat for Humanity
Darrett Roberts Franklin Street

**Warren Jones North Clover Street
Ken Stier 31 Verrazano Blvd**

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

Chairwoman Finney- That concludes the public comment portion of this meeting now with the chairwoman is comments very brief. Tomorrow is Election Day. I urge all of you who are able to vote because you're old enough to go out and vote.

Next, comments from the mayor or his designee, Mr. Nelson.

VI. MAYOR'S COMMENTS:

Mayor Rolison- Absent

City Administrator Nelson- The mayor has no comments for this evening. Thank you.

VII. MOTIONS AND RESOLUTIONS:

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

**RESOLUTION
(R19-77)**

**RESOLUTION AUTHORIZING AN AGREEMENT WITH ENTERPRISE FLEET
MANAGEMENT REGARDING THE LEASE OF VEHICLES FOR THE CITY**

INTRODUCED BY COUNCILMEMBER CHERRY

WHEREAS, the City of Poughkeepsie is desirous of entering into an agreement with Enterprise Fleet Management for the purpose of leasing vehicles and management of its fleet, and

WHEREAS, an RFP was issued on behalf of the City through Sourcewell (Contract #060618-EFM) which allows the vehicles to be leased at the lowest price possible and has recommended Enterprise Fleet Management, and

WHEREAS, the Board of Contract and Supply authorized the use of the Sourcewell Contract (Contract #060618-EFM) for purposes of procurement; and

WHEREAS, the Commissioner of Finance has indicated that the leasing of vehicles with Enterprise Fleet Management will significantly reduce operational cost such as maintenance and fuel consumption; and

WHEREAS, the Commissioner of Finance also indicated that the total annual cost of the leasing of 10 vehicles will be \$109,140; and

NOW, THEREFORE,

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie that the Mayor on behalf of the City of Poughkeepsie is authorized to enter into an agreement in form and substance as attached hereto with Enterprise Fleet Management or a related company; and be it further

RESOLVED, that the Corporation Counsel is authorized to approve said lease agreement as to form and content, and, be it further

RESOLVED, that the City Chamberlain is directed to forward certified copies of this resolution to the appropriate City Officials.

SECONDED BY COUNCILMEMBER RANDALL JOHNSON

R 19-77			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 Randall Johnson and seconded by Councilmember Lorraine Johnson to receive and print.

**RESOLUTION
(R19-78)**

INTRODUCED BY COUNCILMEMBER CHERRY

WHEREAS, in 2017 the City of Poughkeepsie discontinued its federal transit public bus system and liquidated most of its federally and state subsidized assets in accordance with an approved disposition plan; and

WHEREAS, the City has prepared a final draw down of monies allocated by the New York State Department of Transportation; and

WHEREAS, the New York State Department of Public Transportation has allocated to the City of Poughkeepsie the sum of Two Hundred Ninety-Seven Thousand, Two Hundred Eight-Four and 00/100 (\$297,284) Dollars for Mass Transportation Capital Projects as outlined in the Schedule A of a proposed Mass Transportation Project Agreement; and

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WHEREAS, the New York State Department of Transportation has delivered to the City of Poughkeepsie six copies of said proposed agreement and requires that the same be executed by the Mayor and the City of Poughkeepsie, with his signature duly acknowledged before a notary public; and

WHEREAS, the New York State Department of Transportation requires that a resolution be made by the City of Poughkeepsie Common Council, authorizing the Mayor to execute six copies of the proposed agreement, five such copies to be filed with the New York State Department of Transportation; and

WHEREAS, the New York State Department of Transportation further requires that an original signed certified resolution, together with four copies of the resolution, be filed with the New York State Department of Transportation;

NOW, THEREFORE,

BE IT RESOLVED, that the Mayor of the City of Poughkeepsie is hereby authorized to execute six copies of the proposed Mass Transportation Project Agreement, and to have his signature duly acknowledged before a notary public; and

BE IT FURTHER RESOLVED, that five copies of the fully executed agreement shall be filed with the New York State Department of Transportation, and that one fully executed copy be retained by the City of Poughkeepsie; and

BE IT FURTHER RESOLVED, that the original certified resolution, together with four copies of said resolution, shall be filed with the New York State Department of Transportation.

BE IT FURTHER RESOLVED that the Common Council hereby authorizes the Mayor of the City of Poughkeepsie to pay the first instance of One Hundred Percent (100%) of the federal and non-federal share of the cost of the projects on the schedules, and then bill NYS DOT for reimbursement of the New York State share of such cost.

SECONDED BY COUNCILMEMBER RANDALL JOHNSON

R 19-78						
☒ 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	☒	☐	☐	☐

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

RESOLUTION FIXING THE COMPENSATION FOR THE OFFICE OF THE MAYOR

(R19-79)

INTRODUCED BY COUNCILMEMBER CHERRY

WHEREAS, pursuant to Section 3.01 of the Charter, the Common Council is empowered to fix the compensation for the mayor, with due consideration given to the recommendations, as may be made, by the Salary Review Commission, but in no event shall such compensation be less than \$72,000 annually; and

WHEREAS, pursuant to Section 4.02 of the Charter, the Salary Review Commission is directed to review and recommend the salary for elected officials, and to deliver a report by January 1, 2019; and

WHEREAS, on February 19, 2019 the Salary Review Commission presented the Common Council with its report and recommendation; and

NOW, THEREFORE,

BE IT RESOLVED, after due consideration of the recommendations made by the Salary Review Commission, the Common Council hereby fixes the compensation for the office of the mayor at the following:

Mayor: \$90,000 annually

SECONDED BY COUNCILMEMBER RANDALL JOHNSON

R 19-79						
			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 COMMISSIONER OF FINANCE**, a communication regarding bonding of Mansion Street Bridge.

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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 _____, 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

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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

2. FROM COMMISSIONER OF FINANCE BRADY, a communication regarding large meter replacement.

November 4, 2019

From: Commissioner of Finance, William Brady

Subject: Communication to Common Council - Improvements to Water/Sewer Utility Administration

Problem: The delivery of water utility operations in the United States is characterized by aging infrastructure, dated public management practices, changing customer expectations, and the need for water conservation awareness and mandates. The current situation in the City of Poughkeepsie mirrors the status quo in neighboring communities and states.

Scope:

- Approximately 1,011 meters are in need of replacement.
- Approximately 1,000 meters have technology and communications faults.
- Billing requires printing and mailing over 7,000 bills every quarter.
- Billing inquiries can only be done via telephone and follow-ups by the city with customers are done via email or mail.
- City codes require upfront cash from customers to upgrade old meters or to repair existing meters. This practice may dis-incentivize homeowners and businesses to modernize water equipment.
- Faulty equipment contributes to inaccurate billing using estimates in lieu of actual readings.

Purpose: The City of Poughkeepsie will build upon findings from a recent study to pursue development of a plan to modernize the City's water administration. Planning goals: manage operations more efficiently, reduce cost, improve reliability. A water administration plan could include:

- Using SaaS (Software as a Service) strategies and tools:
 - Identification of missing revenue due to data issues with records and meter end points;
 - Improve work order management for meter and service orders;
 - Improve customer care using a web service and mobile applications to offer 24/7 customer access through a portal, and make afterhours emergency calls available with service metrics;
 - Offer paperless billing options, multiple ways to pay bills, customer messaging;
 - Increase assuredness of expenditures and revenues through real time analytics.
- Find efficiencies that recapture capital investments over time, and shift the burden of modernization away from homeowners and businesses.
 - Review City's administrative code to continue to facilitate the rehabilitation of blighted properties.

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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
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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

Official Minutes of the Common Council Meeting of November 4, 2019

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									
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.									
Impact on Operating Budget				Impact Explanation List additional costs/cost avoidance to operate new project.								Account Nbr(s):	
Will		Annual Cost-/Savings +	\$ -	Project completion decreases likelihood of unplanned emergent costs due to age related and weather events.									
Will Not	X	Revenue	\$ -										
		Net Impact	\$ -										
Project Costs				Thru 2019	2020	2021	2022	2023	2024	Outyears	Total		
Planning			\$ -	\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 271.0	\$	4,040.4
Engineering/Design			\$ -	\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 271.0	\$	212.7
Construction			\$ -	\$ -	\$ -	\$ -	\$ 3,000.0	\$ -	\$ -	\$ -	\$ 3,000.0	\$	4,253.0
Inspections			\$ -	\$ -	\$ -	\$ 151.0	\$ 500.0	\$ -	\$ -	\$ -	\$ 500.0	Other Info: location, dependent projects, etc.	
Other-Right of Way, Land			\$ -	\$ 60.0	\$ 151.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 211.0	Pursuant to Title 23 U.S.C. and 49 U.S.C. Chapter 53, the city has applied to the federal Highway Administration to fund 80% of the project; State Marchiselli grant 15%. City of Poughkeepsie costs = \$112.7K or 5% of \$4,253K.	
Total Costs			\$ -	\$ 602.0	\$ 151.0	\$ 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			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	Project Schedule	Start
GOs Issued			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	Design/Permits	Finish
GOs Unissued			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	Construction	
Grant - Federal 80%			\$ -	\$ 481.6	\$ 120.8	\$ 2,800.0	\$ -	\$ -	\$ -	\$ -	\$ 3,402.4	Other	
Grant - State 15%			\$ -	\$ 90.3	\$ 22.7	\$ 525.0	\$ -	\$ -	\$ -	\$ -	\$ 638.0	Total Project Schedule (est.)	TBD
Grant -			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
Other			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
Unfunded 5% of Total			\$ -	\$ 30.1	\$ 7.6	\$ 175.0	\$ -	\$ -	\$ -	\$ -	\$ 212.7		
Total Sources			\$ -	\$ 602.0	\$ 151.0	\$ 151.0	\$ 3,500.0	\$ -	\$ -	\$ -	\$ 4,253.0		
Summary of Funding Sources:													
1. Total Grants												\$	4,040.4
2. Total from Funds												\$	-
3. Total Bonding												\$	-
4. Total Other												\$	-
Total Funded												\$	4,040.4
Total Unfunded												\$	212.7
Project Total												\$	4,253.0

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4. **FROM KENYANTE FRANK**, a notice of property damage sustained on July 16, 2019. **Referred to Corporation Counsel**
5. **FROM THE ESTATE OF LORRAINE A. KRUK**, a notice of personal injuries sustained on August 22, 2019. **Referred to Corporation Counsel**
6. **FROM SOBO & SOBO**, a notice of claim of Shaniece Brown for personal injuries sustained on October 1, 2019. **Referred to Corporation Counsel**
7. **FROM SHEDRICK D. DAY**, a notice of property damage sustained on October 1, 2019. **Referred to Corporation Counsel**

X. OLD BUSINESS:

XI. ADJOURNMENT:

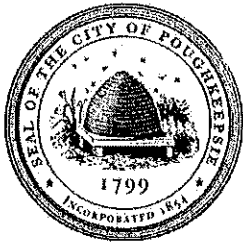
A motion was made by Councilmember Cherry and Councilmember Petsas to adjourn the meeting at 8:14 p.m.

Dated: November 26, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on November 4, 2019.

Respectfully submitted,

Deanne L. Flynn
City Chamberlain



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, November 18, 2019 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- 7 Present 2 Absent (Councilmembers McNamara and Petsas)

II. REVIEW OF MINUTES:

Councilmember Cherry made a motion to amend the minutes of 10/21/19,
Councilmember Johnson seconded the motion.

CCM 10/7/19 and 10/21/19						
			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	☒	☐	☐	☐

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.

Paola Bari-5 Barnard Avenue

Diamond Mima-69 Washington Street (Hudson River Housing)

Warren Jones- North Clover Street

Laurie Sandow- South Grand Avenue

Darrett Roberts-Franklin Street

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

Chairwoman Finney- I'm going to speak very briefly about newspaper articles late this afternoon regarding fights in the Poughkeepsie High School. And I have three children there. So I saw the videos, and I'd just like to say first, thank you to Councilmember Cherry for her efforts with Friday Night Lights. Because it is clear that these schools can benefit from every moment of public support and volunteer services that can be provided. And as I was mentioning to incoming chair. The school can probably use more police resources and more complementary programs from the city budget for these children. Because there are kids with challenges and schools absolutely need and will benefit from our increased support.

VI. MAYOR'S COMMENTS:

Mayor Rolison- Thank you, Madam Chair and as our friend Darrett Roberts said in congratulating everyone on the recent election, we all, the administration and myself, look forward to working with everyone next year.

Today, I believe an e-mail went out on a letter that went out on Friday to the coalition on the YMCA that the site selection committee had met. And really there was really only one proposal. There was the other one which never really was fully submitted and followed through on. And the site advisory committee has said to the 35 Montgomery Coalition that they are recommending that they continue to pursue that. We sent them a letter and there is going to be a meeting tomorrow with representatives of 35 Montgomery next steps and to fully understand what their plan is and setting a timeline. And obviously everything that we know will be will be given to the council, but that that went out.

I also want to let everybody know that on Wednesday morning at the Chamber of Commerce, their annual contact breakfast, the City of Poughkeepsie is going to be featured at the breakfast. Paul Calogerakis and Paul Hesse will be presenting at the breakfast on economic development projects in the city and that's at seven thirty. And I think you still can make reservations for that, that breakfast.

Today, we head department public works set up a tree, Mural Square. So that is getting prepared for the Festival of Lights celebration, which is December 6th this year, Friday night. DPW crews and relief trucks are out working at full capacity around the city. Two shifts to two to four during the day and two at night.

And all of our inclement weather equipment is ready to go. Hopefully we won't have to use it anytime soon. But we're ready to do what we have to do to keep the streets safe with the winter weather starting to kind of move its way. Thank you, madam chair.

Thank you very much.

VII. MOTIONS AND RESOLUTIONS:

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

**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 RANDALL JOHNSON

R19-80			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 R. Johnson and seconded by Councilmember Lorraine Johnson to receive and print.**

**RESOLUTION
R19-81
EXTRACT OF MINUTES**

Official Minutes of the Common Council Meeting of November 18, 2019

[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 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 Randall A. Johnson II
Councilmember Sarah A. Salem

ABSENT:

Councilmember Matthew McNamara
Councilmember Christopher D. Petsas

The following persons were ALSO PRESENT:

Budget Analysts, Brian Martinez

The following resolution was offered by Councilmember Cherry, seconded by Councilmember Randall Johnson, 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 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 Aye
Councilmember Matthew McNamara	VOTING Absent
Councilmember Christopher D. Petsas	VOTING Absent
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

Official Minutes of the Common Council Meeting of November 18, 2019

(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 19 day of November, 2019.

-SEAL-

Deanne L. 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>

Official Minutes of the Common Council Meeting of November 18, 2019

Section 1:	Reconstruction of Mansion Street Bridge	20 years	\$4,338,060	*	\$4,338,060
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*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									
	20-25		X										
Department Engineering				Project Title (Amounts in \$ 000's) Mansion Street Bridge at Pershing Ave									
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.				Account Nbr(s):									
Impact on Operating Budget				Impact Explanation Use additional cost/avoidance to operate new project.									
Will	Annual Cost -/Savings +	\$ -	-	Project completion decreases likelihood of unplanned emergent costs due to age related and weather events.									
Will Not	Revenue	\$ -	-										
	Net Impact	\$ -	-										
Project Costs				Thru 2019	2020	2021	2022	2023	2024	Ouyears	Total		
Planning		\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 271.0	Total Funded	\$ 4,040.4
Engineering/Design		\$ 271.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 271.0	Total Unfunded	\$ 212.7
Construction		\$ -	\$ -	\$ -	\$ 3,000.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,000.0	Project Total	\$ 4,253.0
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 Issued		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
Grant - Federal 80%		\$ -	\$ 481.6	\$ 120.8	\$ 2,800.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,402.4	Project Schedule	Start
Grant - State 15%		\$ -	\$ 90.3	\$ 22.7	\$ 525.0	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 638.0	Design/Permits	Finish
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 Duplita

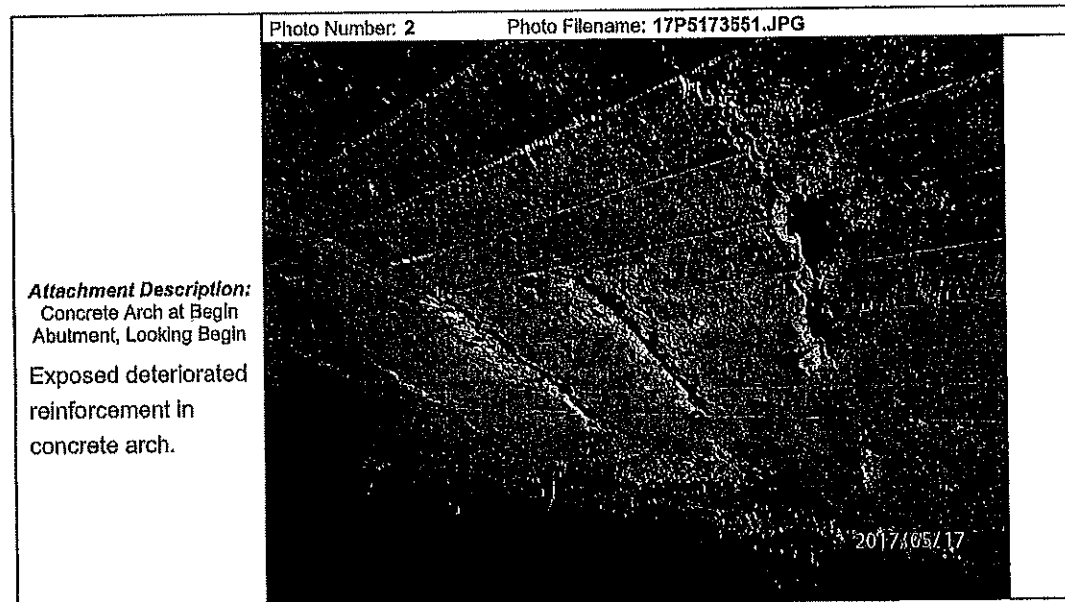
Telephone:

POC: Telephone:

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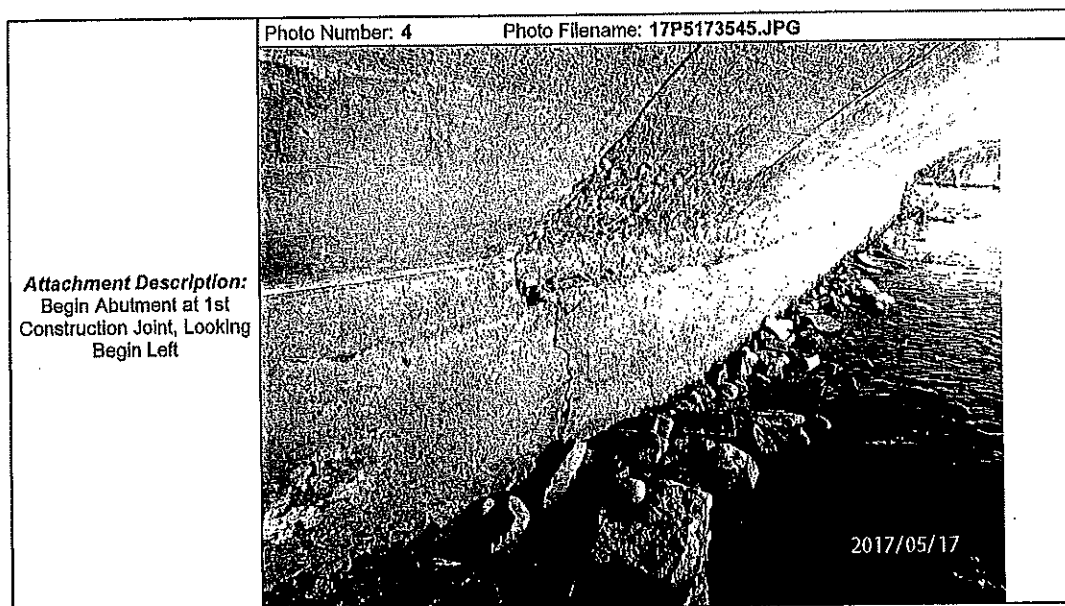
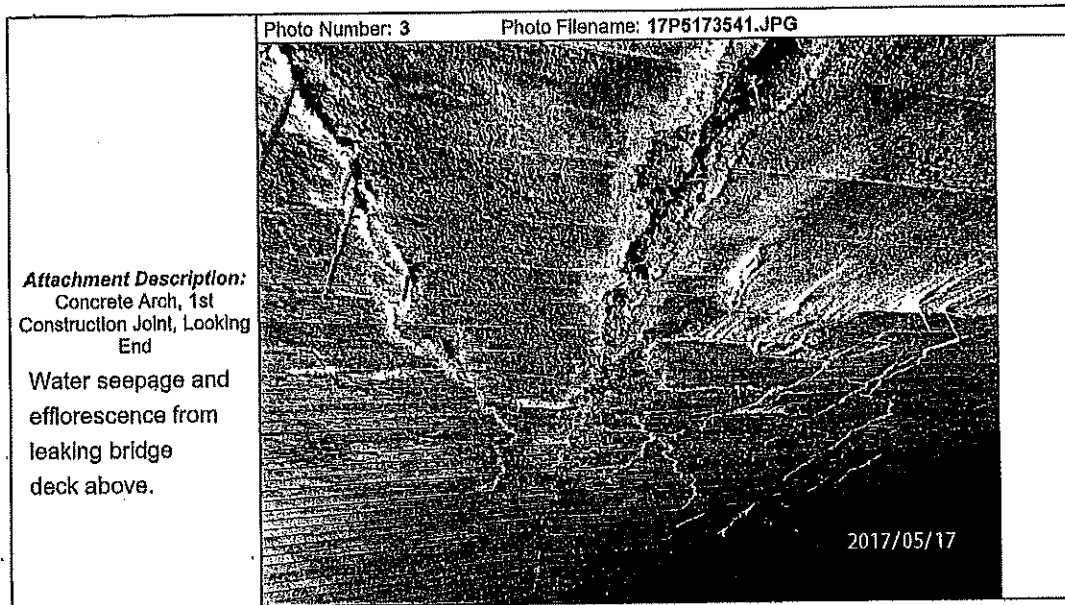
BIN: 2262750 Bridge Inspection Report
Inspection Date: May 17, 2017

Inspection Photographs



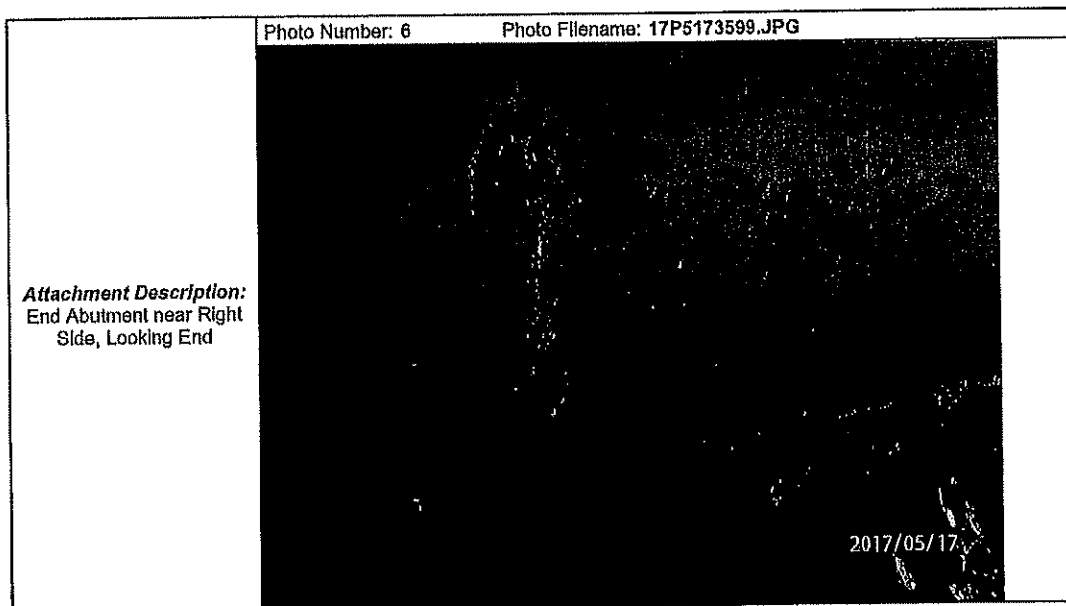
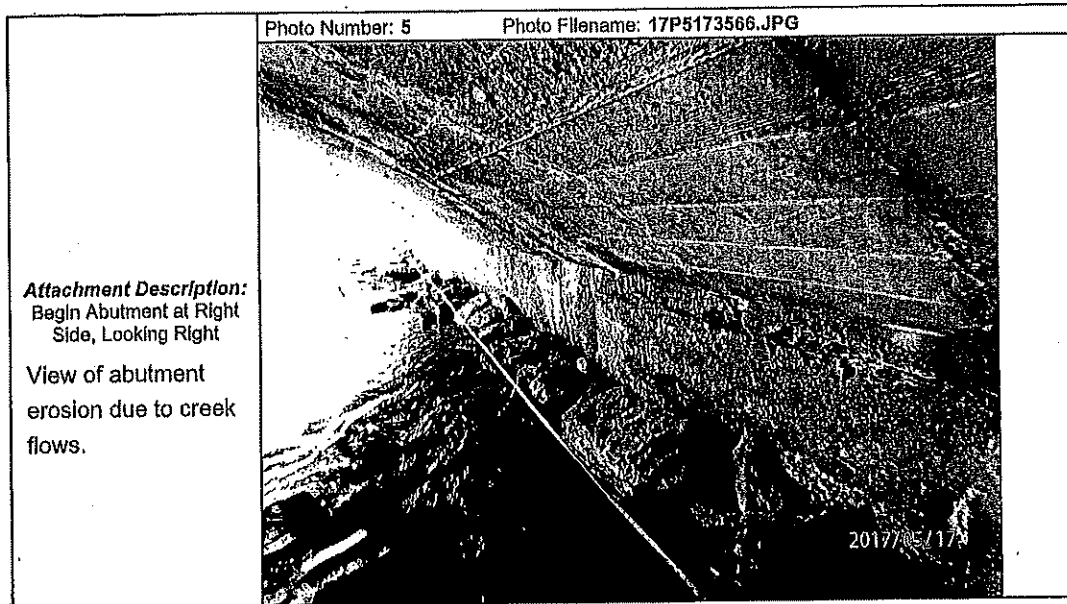
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Inspection Date: May 17, 2017



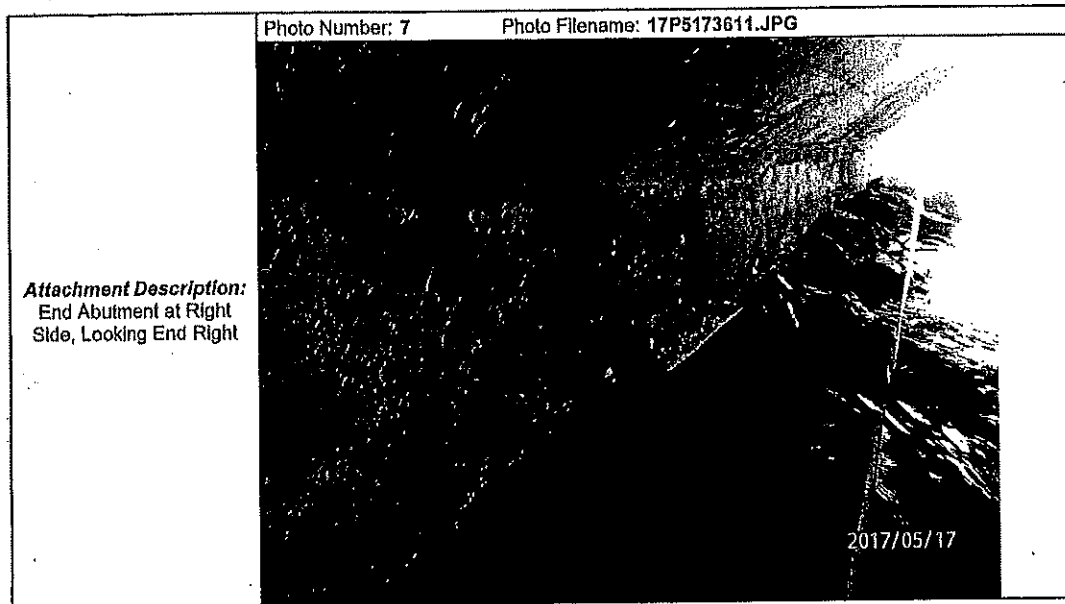
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Inspection Date: May 17, 2017



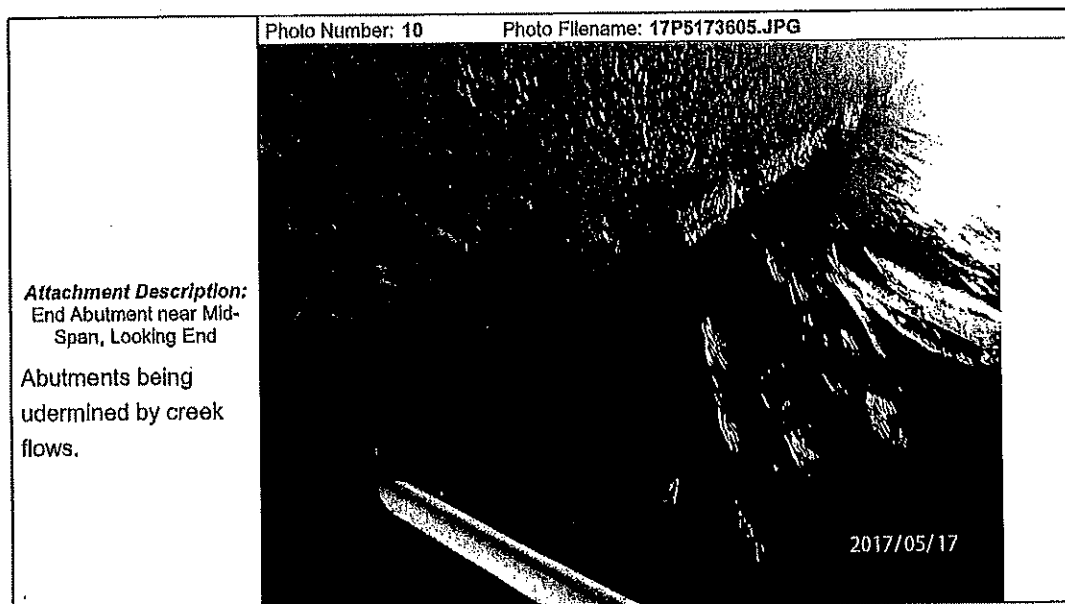
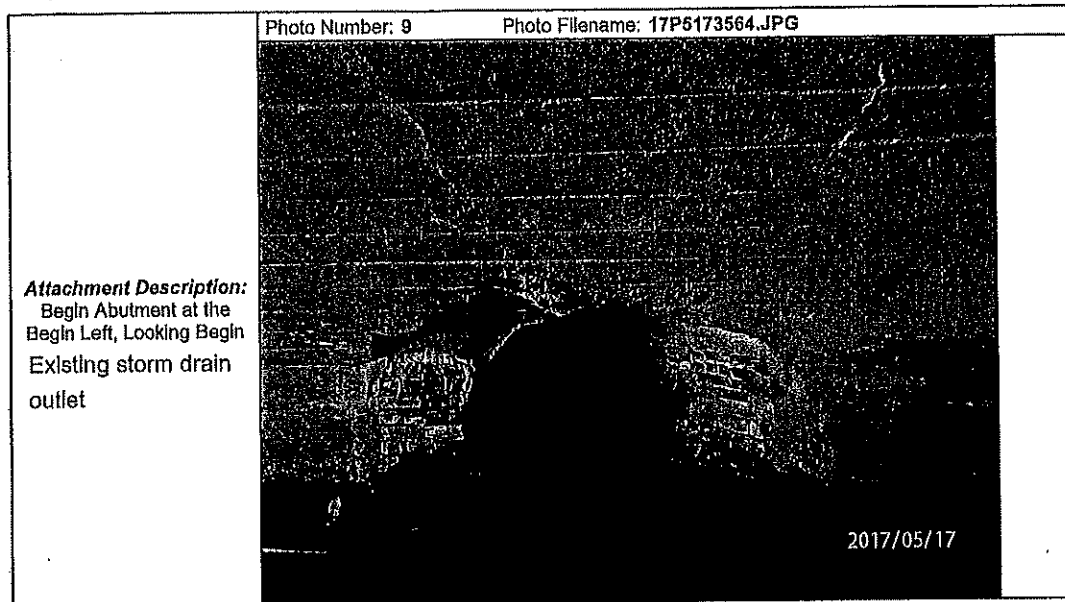
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Inspection Date: May 17, 2017



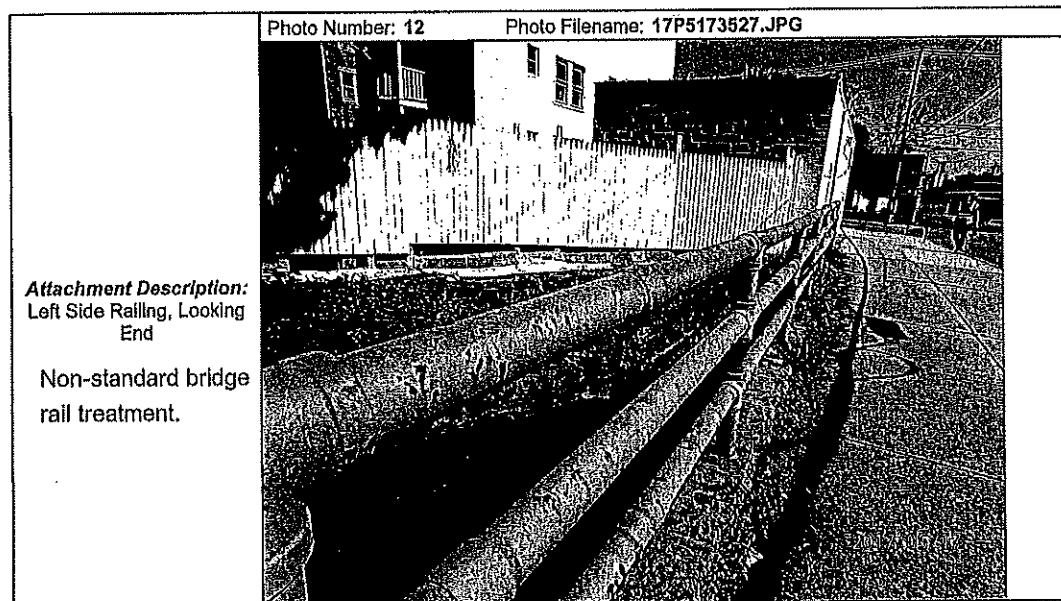
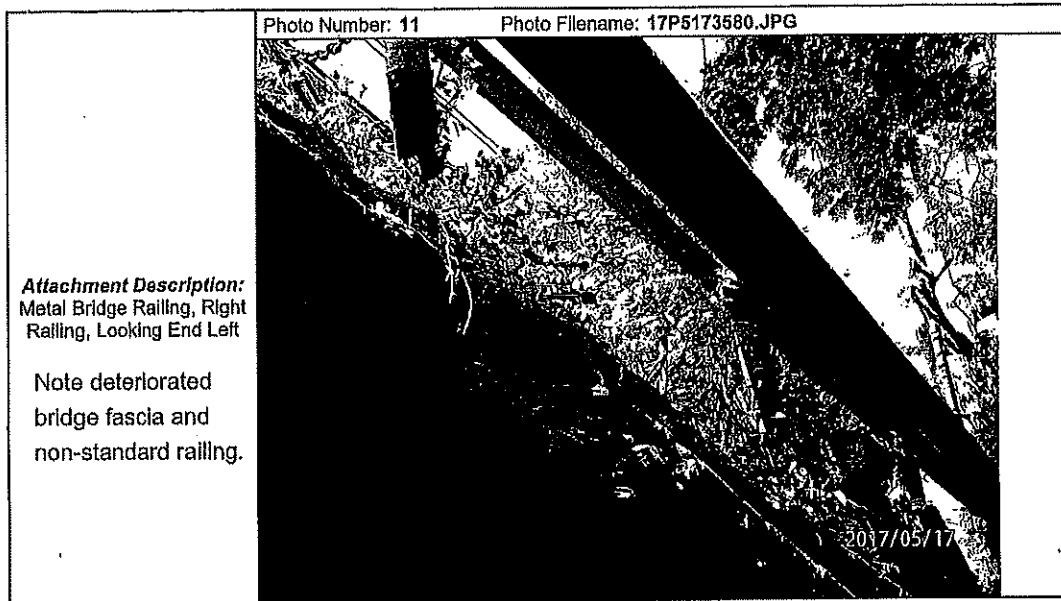
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Inspection Date: May 17, 2017



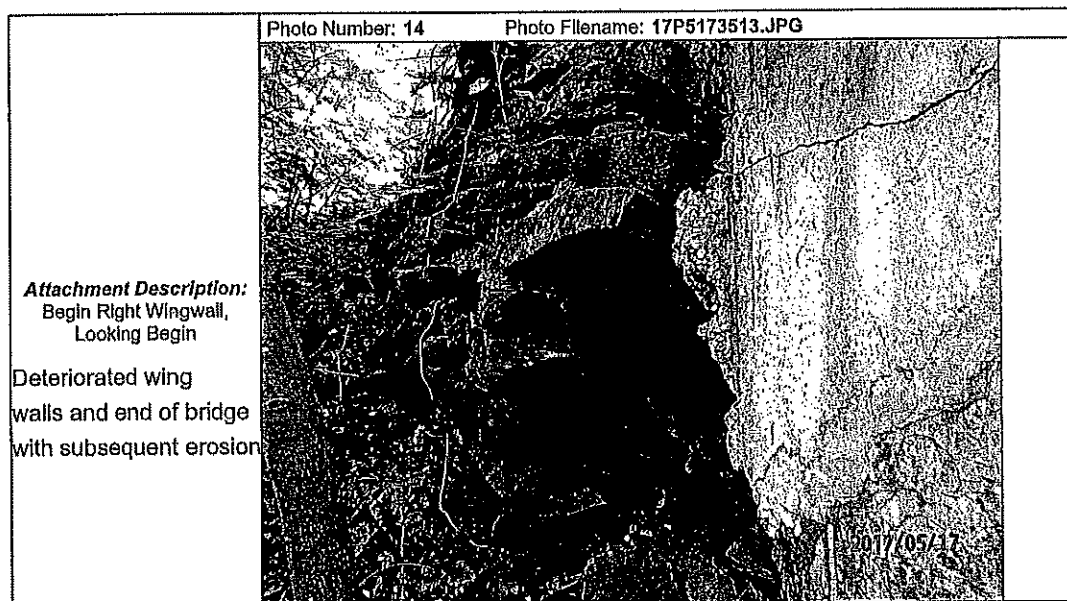
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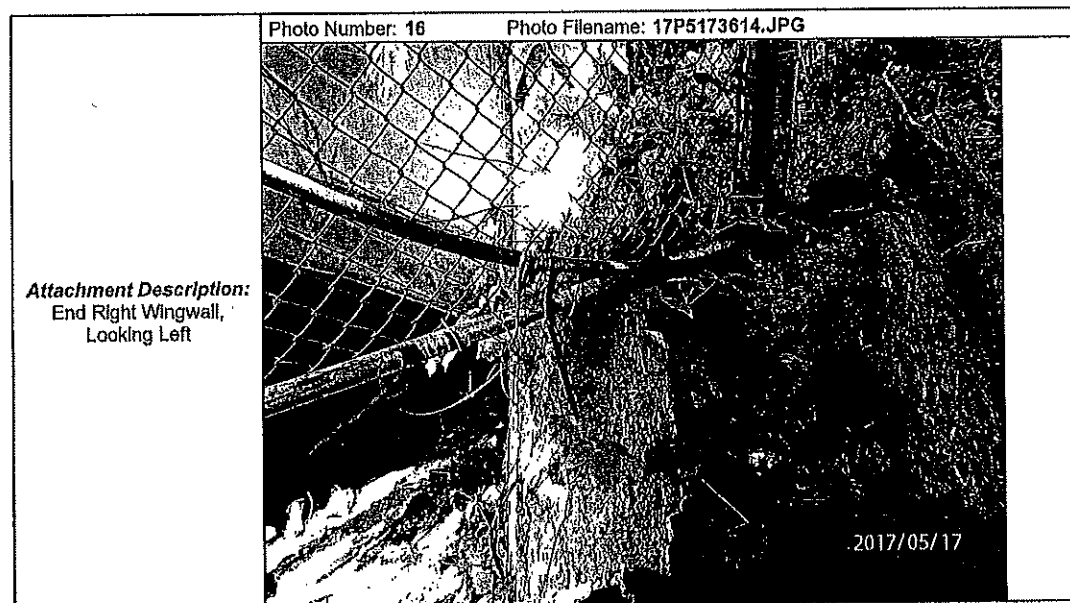
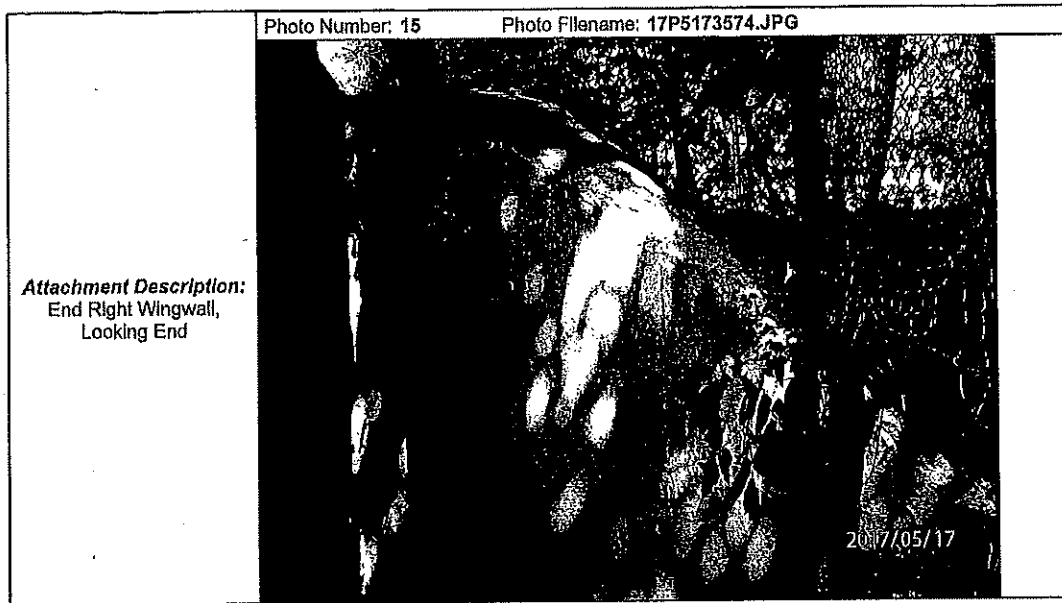
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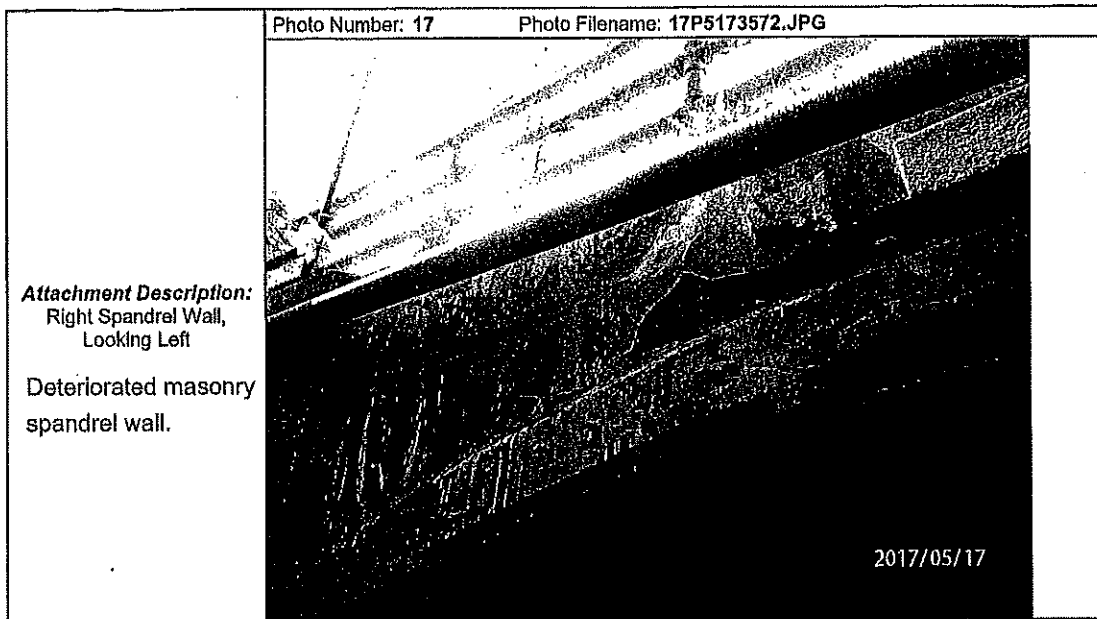
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Inspection Date: May 17, 2017



R19-81						
			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	☒	☐	☐	☐

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

Councilmember Brannen made a motion to amend the Resolution to include receiving questions and comments from the Common Council, **Councilmember Salem** seconded the motion.

**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, and to receive questions and comments from the Common Council, 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 RANDALL JOHNSON

R19-82			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	☒	☐	☐	☐

4. A motion was made by Councilmember R. Johnson and seconded by Councilmember Lorraine Johnson to receive and print.

Councilmember Salem made a motion to amend the Resolution to change the date to December 9, 2019 at 6:00 p.m., Councilmember Brannen seconded the motion.

RESOLUTION

R19-83

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

INTRODUCED BY COUNCILMEMBERS SALEM, BRANNEN AND PETSAS

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 9, 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 RANDALL JOHNSON

On a motion by Randall Johnson, seconded by Lorraine Johnson, the resolution was adopted on a vote of 7 Ayes, 0 Nays.

The Mayor declared this resolution adopted.

Dated: November 18, 2019

R19-83						
			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 NANCY FEDORESHENKO**, a notice of property damage. **Referred to Corporation Counsel**
- 2. FROM PK BREWING CORP**, a notice of intent for Zeus Brewing Company, located at 178 Main Street to obtain a liquor license. **Referred to Corporation Counsel**
- 3. FROM REVEL 32, LLC**, located at 32 Cannon Street, a notice of intent to obtain a liquor license. **Referred to Corporation Counsel**

4. **FROM R&S RAINBOW NAILS, INC. THAI VAN LEE AND DAO H. LEE**, a notice of property damage sustained on August 10, 2019. **Referred to Corporation Counsel**
5. **FROM MICVICK TANGUNU AND MICHAEL LANJO**, a notice of personal injury sustained on August 19, 2019. **Referred to Corporation Counsel**
6. **FROM CHERYL BRADY**, a notice of property damage sustained on August 28, 2019. **Referred to Corporation Counsel**

X. NEW BUSINESS:

XI. OLD BUSINESS:

XII. ADJOURNMENT:

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

Dated: November 27, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on November 18, 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: 8/30/2019
NAME AND ADDRESS OF EACH CLAIMANT:

TELEPHONE NUMBER: 914 609-3238

NAME AND ADDRESS OF ATTORNEY (IF ANY):

51 North Clinton St
Flt 3
Poughkeepsie, NY 12601

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

8/28/19 approx 945pm a dead tree fell and crushed my
car - 2015 Honda Civic - outside my apartment at
51 North Clinton St. Poughkeepsie, NY 12601 \$15,000.00
CPD has pictures from the scene blotter # 19-32585
ITEMS DAMAGED OR INJURIES SUSTAINED: 2015 Honda Civic

Cheryl A. Brady
Signature of Claimant

Signature of Claimant

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

Cheryl A. Brady 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.

Cheryl A. Brady
Signature of Claimant

Signature of Claimant

Sworn to before me this

30 day of August, 2019
Mary Ann Menuau
Notary Public

Mary Ann Menuau
Notary Public, State of New York
No. 01ME5078350
Qualified in Dutchess County
Commission Expires 05/27/20

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.

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
2019 NOV 21 AM 10:14

LAW OFFICES OF
LORENZO L. ANGELINO

Tele. (845) 214-1133
Fax (845) 625-1672

42 CATHARINE STREET
POUGHKEEPSIE, NY 12601

www.AngelinoLaw.com
langelino@AngelinoLaw.com

November 20, 2019

BY HAND DELIVERY

City of Poughkeepsie

Re: 30 Day Notice for On-Premises Beverage License
DK Eat & Drink Inc.

City Clerk,

Enclosed please find the standard notice for providing a 30-day advance notice to a local municipality in connection with an on-premises Alcoholic Beverage License.

Please review same with community board and advise this office if there are any objections or further information required for the board's approval. Please note, this is an already existing bar that is being transferred, currently known as Amicis.

My client is attempting to submit the application sooner than the thirty day period and may do so with a letter from your community board stating that no objections exist, if they in fact do not, to this application.

Thank you in advance for your courtesy and cooperation, please do not hesitate to contact me with any questions you may have.

Sincerely,



Lorenzo L. Angelino, Esq.

Enclosure

CITY OF POUGHKEEPSIE
CITY CLERK
NOV 20 PM 13

State Liquor
Authority

OFFICE USE ONLY

☐ Original☐ Amended

Date _____

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

1. Date Notice was Sent: 11/20/19 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 those changes

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: DK Eat & Drink Inc.

6. Trade Name (if any): Amicis

7. Street Address of Establishment: 35 Main Street

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

9. Business Telephone Number of Applicant/Licensee: (845) 235-7077

10. Business E-mail of Applicant/Licensee: _____

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: Restaurant (full kitchen and full menu required)

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.): Acoustic / Jazz

☐ 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): _____

16. List the floor(s) of the building that the establishment is located on: **Ground and Second Floor**
17. List the room number(s) the establishment is located in within the building, if appropriate: _____
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:
Brothers Duo Enterprises LTD **2139923**
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: **Union 201 LLC**
23. Building Owner's Street Address: **PO Box 55**
24. City, Town or Village: **Thornwood** State: **NY** Zip Code: **10594**
25. Business Telephone Number of Building Owner: **(914) 588-0108**

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: **Kostas Koustoubekis** Title: **President**

Principal Signature: 