



COMMON COUNCIL MEETING

Common Council Chambers

Monday, April 19, 2021

6:30 p.m.

I. ROLL CALL:

II. REVIEW OF MINUTES:

Special Meeting of the Common Council of March 29, 2021

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

IV. PUBLIC PARTICIPATION:

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS:

VI. REPORTS OF COMMITTEES AND BOARDS:

VII. MOTIONS AND RESOLUTIONS:

1. Resolution R21-38, authorizing the City of Poughkeepsie to submit a letter to the NYSDEC regarding the evaluation of the impact of NYCDEP releases to the lower Esopus Creek.
2. Resolution R21-39, approving the continuation of the City of Poughkeepsie's Community Choice Aggregation (CCA)

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

1. **A PRESENTATION BY MAYOR ROLISON**, introducing "PKGO Parks": a proposed \$3MM investment in parks infrastructure and enhancements"
2. **A COMMUNICATION FROM CITY ADMINISTRATOR NELSON AND BUILDING INSPECTOR PHILIP**, on short term rentals in the City of Poughkeepsie
3. **A COMMUNICATION FROM CITY ADMINISTRATOR NELSON**, on the proposed sale of city owned property at 123 Smith Street.

4. **FROM EDWIN MENDOZA** , a notice of personal injury sustained on January 21, 2021
5. **FROM JUANA C. ORTIZ** , a notice of property damage sustained on March 15, 2021
6. **FROM HILARY GOLDMAN**, a notice of property damage sustained on March 25, 2021

1. **UNFINISHED BUSINESS:**

2. **NEW BUSINESS:**

3. **ADJOURNMENT:**

RESOLUTION

(R-21-38)

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF POUGHKEEPSIE AUTHORIZING THE CITY OF POUGHKEEPSIE TO SUBMIT A LETTER TO THE NYSDEC REGARDING EVALUATION OF IMPACT ON NYCDEP RELEASES TO THE LOWER ESOPUS CREEK.

INTRODUCED BY COUNCILCHAIR SALEM :

WHEREAS, the City of Poughkeepsie relies on the Hudson River to supply safe and potable drinking water for our thousands of residents, and

WHEREAS, the City of Poughkeepsie has previously joined the Hudson 7, a coalition of regional municipalities whose purpose is to ensure the continued availability of safe and potable drinking water, and

WHEREAS, Riverkeeper has advised the City and other municipalities regarding it's serious concern about New York City's discharge of turbid water from the Ashokan Reservoir into the lower Esopus Creek, which in turn flows into the Hudson River, and it has requested the New York State Department of Environmental Conservation ("DEC") carefully reviewing New York City's request for a SPDES permit to allow discharges of turbid water, and to request environmental impacts from the proposed discharges will be avoided or minimized to the greatest extent practicable, including through the consideration and implementation of alternative processes; and

WHEREAS, the City of Poughkeepsie maintains the same concerns as expressed by Riverkeeper and joins in their request that the DEC carefully consider the potential environmental impacts from New York City's practice of discharging turbid water into the Esopus Creek; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie adopts this resolution annexed hereto as Exhibit A and authorizes the City Chamberlain to transmit it, in substantially the form annexed, to the New York State Department of Environmental Conservation, along with a copy of this resolution.

SECONDED BY _____

RESOLUTION

R21-39

INTENT TO CONTINUE THE CITY OF POUGHKEEPSIE'S COMMUNITY CHOICE AGGREGATION (CCA) PROGRAM BY CONTINUING TO OFFER ELECTRICITY SUPPLY AND INCORPORATING OPT-OUT COMMUNITY DISTRIBUTED GENERATION

SPONSORED BY CHAIR SALEM:

WHEREAS, the City of Poughkeepsie wishes to maintain control of sourcing their electricity supply, reduce electricity costs, access 100% renewable sources of electricity and catalyze the development of renewable power plants in New York;

WHEREAS, on March 19, 2018 the City of Poughkeepsie enacted Local No. 2 of 2018, "A Local Law to Establish a Community Choice Aggregation (Energy) Program in the City of Poughkeepsie", enabling a Community Choice Aggregation Program;

WHEREAS, on April 1, 2019, the City of Poughkeepsie engaged the services of Joule Assets, Inc. ("**Joule**") as CCA Program Administrator for the Municipal Program;

WHEREAS, the City of Poughkeepsie entered into an Electricity Supply Agreement to provide 100% renewable electricity supply to eligible residents and small businesses who did not opt-out from July 1, 2019 through June 30, 2021;

WHEREAS, the City of Poughkeepsie intends to continue the CCA Program and access additional benefits for eligible residents and small businesses by continuing to offer electricity supply and in addition incorporating an Opt-out Community Distributed Generation ("**Opt-out CDG**") offering;

WHEREAS, Opt-out CDG offers guaranteed savings on electricity bills and supports the local development of solar projects through an agreement with a CDG project developer/owner ("**CDG Sponsor**");

WHEREAS, a CCA Program incorporating electricity supply and Opt-out CDG will maximize the financial and environmental benefits to participating residents and small businesses;

WHEREAS, the City of Poughkeepsie seeks to obtain competitive bids from electricity suppliers (each a "**Supplier**") pursuant to a request for proposal (the "**Supply RFP**"), that is intended to result in a three-party Electricity Supply Agreement between the selected Supplier, the Municipality and Joule that, among other things, will govern the terms of provision of the electricity supply by Supplier for the Municipal Program;

WHEREAS, the Electricity Supply Agreement (in the form attached hereto), has been reviewed and approved for form by our Corporation Counsel, and has been deemed to provide benefits, adequate protections, and minimize risk to the Municipality.

NOW, THEREFORE,

BE IT RESOLVED, that the City of Poughkeepsie Common Council authorizes Joule to issue a Supply RFP consistent with the provisions of this Resolution, with bids to be evaluated based upon compliance with the specifications of the Supply RFP including, without limitation, price and term parameters, and Supplier's acceptance of all material terms of the Electricity Supply Agreement;

BE IT FURTHER RESOLVED, that the City of Poughkeepsie Common Council approves the Electricity Supply Agreement in substantially the form attached to this Resolution as Exhibit A, such form to be included in the Supply RFP;

BE IT FURTHER RESOLVED, that Joule in its role as Administrator for the CCA Program shall, among other things, manage the energy procurement process, prepare and issue the Supply RFP, and make recommendations for award to the City of Poughkeepsie; provided however, that the city will make the final award decision;

BE IT FURTHER RESOLVED, that subject to the conditions that the awarded Supplier has been prequalified as required by Joule and that the awarded bid meets the specifications established in the Supply RFP, the City of Poughkeepsie is authorized to execute an Electricity Supply Agreement on behalf of the City of Poughkeepsie in substantially the form attached hereto with the awarded Supplier and Joule in a timely fashion; provided, however, that the City of Poughkeepsie is under no obligation to award the Supply RFP for any bid that fails to meet the specifications established in the Supply RFP. In addition, the City of Poughkeepsie is under no obligation to award the Supply RFP if any of the conditions of the CCA Administration Agreement shall not be met.

BE IT FURTHER RESOLVED, that the City of Poughkeepsie authorizes Joule to prepare or include the Municipality in an Opt-out CDG Implementation Plan for submission to and approval from the New York State Department of Public Service;

BE IT FURTHER RESOLVED, that the City of Poughkeepsie authorizes Joule to enter into negotiations on the City's behalf, with Utility and CDG Sponsor(s) for incorporation of Opt-out CDG into existing CCA Program; and

BE IT FURTHER RESOLVED, that the Mayor/Supervisor is authorized to enter into any agreements on behalf of the City of Poughkeepsie in relations to Opt-out CDG consistent with this resolution in the Mayor/Supervisor's reasonable discretion.

SECONDED BY COUNCILMEMBER:

§19-4.22 Short-term rental regulations.

[Added _____ LL# _____]

- A. Intent. To guide the future growth of the City, while preserving the character of the City's neighborhoods, protect the health, safety and welfare of the residents of the City, and the short-term rental transient occupants. Promote a beneficial way for property owners to monetize extra space in exchange for rental income to offset expense, maintain properties aesthetics and values within a neighborhood.
- B. Permit required. An owner shall obtain a revocable short-term rental permit whenever a dwelling unit, apartment within a dwelling unit, or any bedroom within a dwelling unit, is to be used for short-term rental purposes.
 - (1) A short-term rental permit shall be obtained prior to using the unit as a short-term rental.
 - (2) A short-term rental permit shall be valid for one calendar year and must be renewed upon expiration as long as the unit is used as a short-term rental.
 - (3) The short-term rental permit is transferrable to a new owner of said premises, so long as the owner registers with the City updating the short-term rental permit application, and agree in writing to comply with the requirements of the short-term rental permit and these regulations.
 - (4) If the terms of the short-term rental permit are violated or these regulations not followed, the short-term rental permit may be revoked by the Building Inspector subject to the penalties of Chapter 19-7.8 of this Code, and the penalties set forth below.
 - (5) Owners of existing short-term rentals must file for a permit within six months of the effective date of this chapter in order to be in conformity with the local law.
- C. Notification to neighbors:
 - (1) As a condition precedent to submitting an application for a short-term rental permit, the applicant must send written notification to all property owners within the following radius of the subject property of the applicant's intent to apply for a short-term rental permit, by certified mail, return receipt requested:
 - (a) If a subject property is located partially or wholly within a commercial zoning district, an industrial district, or a special district, a radius of 500 feet;
 - (b) If a subject property is located partially or wholly within the R-3; R-4; R-5; R-6; PRD; R-4; R-3A or an O-R Zoning District, a radius of 300 feet; or
 - (c) If a subject property is located partially or wholly within the R-1 or R-2 Zoning District, a radius of 150 feet.
 - (2) The applicant shall obtain the most current addresses for the neighboring property owner's from the assessor's office. Such notice must include:
 - (a) The number of rooms that the applicant intends to rent on a short-term basis. If the application is for the

entire house, then the notice shall include the number of bedrooms, as defined below, within the house.

- (b) The names and contact information for all property owners of the short-term rental, including current telephone number and email addresses.
 - (c) The name, address, telephone number and email address of a contact person, who shall be responsible and authorized to act on the owner's behalf to promptly remedy any violation of these standards or the permit. The contact person may be the owner or an agent designated by the owner to serve as a contact person.
 - (d) The parking plan for the short-term rental.
- (3) With the application the applicant must provide a notarized affidavit affirming that the certified mailings have been sent, a list of the property owners within the specified distances and copies of any and all receipts and return receipts.
- D. Short-term rental permit application requirements. An application for (or renewal of) a short-term rental permit signed by all persons and entities having ownership interest in the subject property, shall be submitted to the Building Inspector, shall be accompanied by payment of a permit fee, to be determined by the Common Council by resolution, shall by a copy of the current vesting deed showing how title to the subject property is then held, shall be completed on a form provided by the City, and shall provide the following information:
- (1) A list of all property owners of the short-term rental, including names, addresses, telephone numbers and email addresses.
 - (2) Completion of a signed and notarized affidavit by all property owners certifying the following:
 - (a) Compliance with the following standards:
 - [1] There shall be one functioning smoke detector in each sleeping room and at least one functioning smoke detector in at least one other room, one functioning fire extinguisher in the kitchen and at each exit, and at least one carbon monoxide detector. In addition, the premises must comply with all NYS Building and Fire Code regulations, as the same may be amended.
 - [2] Exterior doors shall be operational and all passageways to exterior doors shall be clear and unobstructed.
 - [3] Electrical systems shall be serviceable with no visual defects or unsafe conditions.
 - [4] All fireplaces, fireplace inserts or other fuel burning heaters and furnaces shall be vented and properly installed.
 - [5] Each sleeping room shall have an exterior exit that opens directly to the outside, or an emergency escape or rescue window.
 - (b) The number of sleeping rooms within one short-term rental, as defined in this section.

- (c) The number of parking spaces on the property that meet the standards set forth below.
 - (d) Affidavit certifications shall be valid during the term of the short-term rental permit, or until modifications requiring a building permit are made. If relevant circumstances on the property change or for any reason the certification is or becomes inaccurate, a new certification shall be submitted.
 - (e) The Building Inspector shall certify, prior to issuing a permit pursuant to this Chapter, that the property does not have any violations of record.
- (3) A detailed plan, drawn to scale, showing the location of buildings, required parking and, if not served by a public sewer, the location of the septic system and leach field. An accurate, suitable plan need not be prepared by a professional.
 - (4) If the property is served by a private septic system, a septic inspection report, dated within 90 days of the date of the application, stating the size of the tank(s) and leach or absorption field or area and location and condition of all septic system components. The Building Inspector has the discretion to accept a report of a septic company. The report must state the septic system was adequately functioning at the time of inspection. The maximum occupancy of the short-term rental unit shall be limited by the number of bedrooms allowed for the size of the septic tank and leach or absorption area, as set forth in the regulations of the NYS Department of Health, Appendix 75-A of Part 75 of Title 10 of the New York Code of Rules and Regulations, as amended, and regulations and/or standards applicable to aerobic septic systems. A system failure will require a new passing inspection report.
 - (5) The name, address, telephone number and email address of a contact person, who shall be responsible and authorized to act on the owner's behalf to promptly remedy any violation of these standards or the permit. The contact person may be the owner or an agent designated by the owner to serve as a contact person.
 - (6) A statement that the applicant has met and will continue to comply with the standards of these regulations and the permit.

E. Short-term rental standards. All short-term rentals shall meet the following standards:

- (1) The maximum occupancy for each short-term rental shall be the smaller of:
 - (a) Twenty individuals; or
 - (b) The maximum number of people allowed based on the septic inspection report, if applicable; or
 - (c) The number of people calculated on the basis of two persons per sleeping room (unless the room size is below 100 square feet). For this purpose, a sleeping room is defined as a fully enclosed habitable space of at least 70 square feet for one person and 100 square feet for two persons, with an emergency escape or rescue opening.
- (2) The property must have sufficient off street parking spaces in compliance with the requirements of § 215-34, Off-street parking and loading, of this chapter, to accommodate the maximum occupancy.

- (3) Tenants and guests shall park in the off street parking spaces required by § 19-4.3 of the Zoning Code and shall not park on the street.
- (4) A house number visible from the street or road shall be maintained.
- (5) Provisions shall be made for garbage removal during rental periods. Garbage containers shall be secured with tight-fitting covers at all times to prevent leakage, spilling of odors, and placed where they are not clearly visible from the street or road except around pick-up time.
- (6) Advertisements for the short-term rental must conform to what is allowed under these regulations and the short-term rental permit. All signs must comply with any and all requirements of the City of Poughkeepsie Code of Ordinances.

F. Procedure upon filing application.

- (1) Upon filing the complete permit application, fee, and supporting affidavits with the Building Inspector, the Building Inspector shall have 30 days to review the application, inspect the property, and then either issue the permit, with or without conditions, or notify the applicant in writing that the application has been denied along with the reason or reasons for denial. If a permit is issued, the permit shall bear the signature of the Building Inspector.
- (2) In submitting the application for a new permit or any renewal, the owner consents to an inspection of the property to ensure compliance with all conditions.
- (3) In issuing a short-term rental permit, the Building Inspector may impose such reasonable conditions and restrictions as are directly related to and incidental to the use of the property for short-term rentals so long as such conditions and restrictions are consistent with the requirements of the Zoning Code and are imposed for the purpose of minimizing any adverse impact the issuance of the short-term rental permit may have on the neighborhood or community. The Building Inspector may review any written complaints or concerns of neighbors and take such complaints and concerns into account when determining reasonable conditions.
- (4) The Building Inspector may deny an application for any of the following reasons:
 - (a) The application is incomplete, the documentation required by this chapter was not included with the application or the full permit fee, in payment form acceptable to the Building Department, was not included with the application.
 - (b) The City issued a short-term rental permit to any of the owners of the subject property and any of such owners had a short-term rental permit revoked within the previous year.
 - (c) The affidavit from the owners or an inspection conducted by the Building Inspector as authorized in this section evidences that the subject property is not in compliance with this chapter or Chapter 6 entitled "Building Code".
 - (d) The detailed plan submitted with the application does not comply with the requirements of this section.

(5) Short-term rental permits issued pursuant to this section shall state the following:

- (a) The names, addresses and phone numbers of every person or entity that has an ownership interest in the short-term rental property and of a primary contact person who shall be available during the entire time the short-term rental property is being rented;
- (b) The maximum occupancy and vehicle limits for the short-term rental unit;
- (c) Identification of the number and location of parking spaces available;
- (d) A statement that littering is illegal;
- (e) A statement that all outdoor fires must be attended;
- (f) A statement that guests must comply with the noise ordinance of the City, as set forth in Chapter 13 1/2, which ordinance will be enforced by any law enforcement agency properly exercising jurisdiction over the premises or incident;
- (g) A statement that the short-term rental permit may be revoked for violations; and
- (h) Any conditions imposed by the Building Inspector.

G. Conformity and display of permit.

- (1) The issuance of a short-term rental permit is subject to continued compliance with the requirements of these regulations.
- (2) Prior to any tenants coming onto the short-term rental property:
 - (a) The current short-term rental permit shall be prominently displayed inside and near the front entrance of the short-term rental; and
- (3) The owners must ensure that current and accurate information is provided to the Building Inspector and that they notify the Building Inspector immediately upon any information contained on the permit changing.

H. Compliance, hearings and penalties. Owners of short-term rental units shall obey all applicable laws, ordinances and regulations of the City of Poughkeepsie, Dutchess County, New York State and shall be subject to the enforcement and penalty proceedings contained in this chapter. The following process shall be followed in the event of a complaint alleging a violation of these regulations or a permit issued under these regulations:

- (1) The complaining party must file a complaint with the Building Inspector on a form provided by the Building Department including the date, time and nature of the alleged violation. The complaining party may also contact the police department. A copy of the complaint must be provided to the Building Department.
- (2) The Building Inspector shall investigate the complaint. Any person who commits or permits any act in

violation of any provisions of this chapter shall be deemed to have violated this chapter and to have committed a misdemeanor against the chapter and shall be liable to the following penalties, following prosecution consistent with the laws of the State of New York:

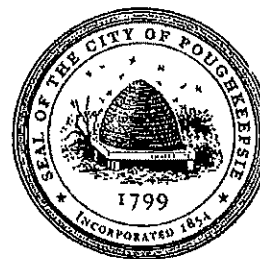
- (a) For each violation of the provisions of this chapter, the person violating the same shall be subject to a fine of not more than \$500 nor less than \$100 or imprisonment not to exceed one year, or to both such fine and imprisonment.
- (3) In addition to finding a violation, the Building Inspector may do any of the following depending on the circumstances:
 - (a) Attach reasonable conditions to the existing short-term rental permit;
 - (b) Suspend the short-term rental permit; and/or
 - (c) Revoke the short-term rental permit.
- (4) Should a permit be revoked, none of the owners of the short-term rental property will be permitted to apply for any short-term rental permit for one year from the date of revocation.
- (5) The City may initiate enforcement proceedings under this chapter at any time following receipt of a complaint.
- (6) In addition to the above-provided penalties, the Corporation Counsel may maintain an action or proceeding in the name of the City in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of this chapter.

The City of Poughkeepsie

New York

Property Acquisition &
Disposition Committee

Eric Phillip
John Taylor
Erian Buckley-Falcon
Marc S. Nelson
Nancy L. B. Griffin



MEMORANDUM

TO: MEMBERS OF THE COMMON COUNCIL
FROM: PROPERTY ACQUISITION & DISPOSITION COMMITTEE
SUBJECT: Sale of City-Owned Property located at 123 Smith Street
DATE: April 19, 2021

The Property Acquisition & Disposition Committee (PAD) recommends the sale of a City owned parcel located at 123 Smith Street under the terms and conditions below:

123 Smith Street to Rejuvenate Properties, LLC (Brian Tietje) Purchase Price \$25,000.

The proposed use of the property would be commercial, though with a slightly smaller footprint to allow for off-street parking and improved aesthetics. Mr. Tietje has successfully renovated a number of properties in the city and has a fairly lengthy track record of successfully completing projects he begins.

The property has been extensively marketed by the City. A prior sale which had been approved by the Common Council did not close and so the marketing cycle was repeated.

Attached for your review is the narrative plan from the proposed purchaser, who has established the financial capacity to close as well as to complete the proposed redevelopment. Also attached is the customary letter of value from the City Assessor, John Taylor.

Thank you.

INVESTOR/DEVELOPER-COMMERCIAL & MULTI-FAMILY RESIDENTIAL

Thank you for your interest in the City of Poughkeepsie. The Property Acquisition and Disposition Committee wants to help you find the property that best matches your development needs. To help us – please complete the following questionnaire:

Name: Brian Tietje _____

Address: PO Box 372 Gardiner NY 12525 _____ Home Phone: 646-279-7516

Business Name: Rejuvenate Properties LLC, & Rejuvenate Properties 2 LLC

Address of Business: PO Box 372 Gardiner NY 12525 _____

Business Phone: 646-279-7516 Fax: _____

Property Needs:

Multi-Family: ☒ Office: _____ Storage: _____ Manufacturing: _____

Retail: _____ New Construction: ☒ Other: ☒

If other, please explain: I am in search of build able land, full rehab homes and apartments as well as Storage/industrial space _____

Space/Building Requirements: total floor area: _____ area per floor: _____

Lot size: _____ Clear height: _____ Electrical/Mechanical: _____

Minimum Column Spacing: _____ Parking Needs: ☐ Yes ☐

Will the purchaser operate a business or otherwise occupy the building? Yes ☒ No ☐

Explain: Need a location for storage/mainhome for my portfolio in Poughkeepsie

Will this purchase require financing? yes ☒ no ☐

Do you now or have you ever owned property in the City of Poughkeepsie?

Residential - yes ☒ no ☐ Commercial – yes ☐ no ☒

If yes, where? 26 Spruce, 32 Whinfield, 91 Delafield, 68 Delafield, 211 Mansion, 74 N elinton, 22 high, 96 Albany _____

Do you own other property outside of the City of Poughkeepsie? yes ☒ no ☐

If yes, please provide the complete address: _____ 2520 t 44/55 Gardiner NMY 12525, 526 Main Street New Paltz 12561

What properties owned by the City interest you? ☐ Vacant lot on Spruce Commercial building on Smith ☐ Please attach resume of property ownership and management and company profile if applicable.

PURCHASE OFFER ON CITY OWNED PROPERTY

Date: 6/29/2020

Address of City-owned Property to be purchased: 123 Smith Street

Purchaser Information:

Name(s) of Purchaser: Rejuvenate Properties LLC

Address of Purchaser: PO Box 372 Gardiner NY 12525

Phone number(s): 646-279-7516

Name, address and phone number of Business (if purchase is to be in the business' name):

Name, address and phone number of Attorney: Gerald Vergilis 5 Cliff street beacon NY 845-831-1982

Dollar amount of purchase offer: Twenty-five Thousand dollars

Conditions on the offer: Property is free of brownfield or other environmental clean up requirements

Financial Information:

Financial information for acquisition (to buy) of the property:

Owner Financing: X Private Financing: Need to obtain a mortgage:

Name, address, phone number and a contact person of Bank, Mortgage Company or Private Financing:

Financial information for the rehabilitation (when applicable) of the property:

Owner Financing: X Private Financing: _____ Need to obtain a mortgage: _____

Name, address, phone number and a contact person of Bank, Mortgage Company or Private Financing:

Other Property owned:

Do you, or any member of your immediate family own other real property located in the City of Poughkeepsie in any of the following capacities?:

Individually _____ Shareholder _____ Officer or director of a corporation _____
Partner in a partnership _____ Member of a Limited Liability Company X _____
Member of a Joint Venture _____ Other Capacity _____

Please Identify: Rejuvenate Properties LLC, Rejuvenate Properties 2 LLC

If yes, the addresses of any other property, located in the City of Poughkeepsie: 9,11,15 Oakley, 74 N Clinton, 211 Mansion, 68 and 91 delafield, 32 whinfield, 96 albany, 26 spruce, 30/32 and 125 talmadge

Please be advised that the principals must be current on all other indebtedness to the City of Poughkeepsie.

Name, address and phone number of Real Estate Broker (if applicable): Robert Fair,
845-629-7910

Development Plan:

The intended use of the property (i.e.: single family, two family, retail business, etc): I
wish to retain the historical charector of the building, Modify floor space to use as office
and storage space to support my residential rental business in the city. Potentially add
additional garage access

The development plan for the property (i.e.: change from residential to commercial,
describe renovations to building, etc.):

ret

What construction work is necessary to prepare the property for this use?
_____ Complete renovation, building support walls are compromised and will require engineering and rebuild

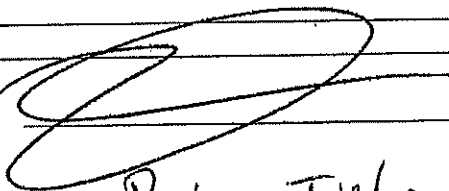
Is site plan approval needed? yes no ☒ X

Are any variances required? yes _____ no Maybe _____

The schedule for such improvements to the property (Note- If applicable, you will be required to obtain a building permit within six (6) months of the purchase and a Certificate of Occupancy within one (1) year of that): I can meet the goals stated in obtaining a permit
ASAP _____

Will you be making changes to the floor plan of the building (i.e.: changing the number, size or shape of the rooms)? Yes,
TBD _____

Purchaser(s) Signatures: _____



Brian Tiefe
President Reginald Property

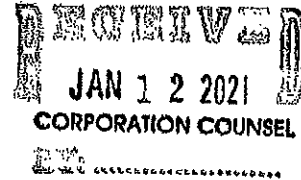
Please return completed form to:

The Property Acquisition & Disposition Committee
City of Poughkeepsie
62 Civic Center Plaza
Poughkeepsie, New York 12601
C/O: Phone: (845) 451-4065
Fax: (845) 451-4070

Rejuvenate Properties LLC

PO Box 372

Gardiner, NY 12525



The City of Poughkeepsie

Property Acquisition & Disposition Committee

62 Civic Center Plaza

Poughkeepsie, NY 12601

Dear Nancy:

Thank you for reconsidering us for this property. YES! We are still very interested.

1. I will initiate a title search with my attorney on 1/8/2021 to understand what will be required to clear the title for future development. I estimate this will take 8-12 weeks.
2. I understand the condition of the building. My intent would be to salvage the facade and the first 40 to 50 feet from Smith street. Demolishing from the compromised section to the rear of the property to create parking. We have rehabilitated much worse properties. Most notable are 22 High Street and 68 Delafield. Within the last two years, both moments away from needing to be knocked down.
3. My intent would be to seek ZBA and Planning Board approval to allow me to continue the use as a commercial space. My intent is to use the building as a storage and workshop to support Rejuvenate Properties LLC, Rejuvenate Properties 2 LLC, and Hearthstone property Maintenance Inc. Plus additional LLC's I may form to continue to invest in rehabbing and renovating within the City of Poughkeepsie. Which I have done remotely the last 20+ years now.
4. I understand there is no parking and why my intent would be to eliminate the rear 40-50 feet of the building, creating parking and green space to allow for better drainage and curb appeal.

Project Overview:

My intent is to renovate and restore part of 123 Smith Street to house and support my continued business growth in the city of Poughkeepsie. I purchased and renovated my first home @402 Baker Street in 1997 which I lived in until 2006. I have purchased and renovated over 40 derelict properties in the city during my last 20 years. In addition, I have purchased over 15 homes that were inhabited that I significantly renovated as well. My last completed project is 211 Mansion Street that stands at almost 7500 square feet that I successfully completed ZBA and Planning board review. The process included a change of use from a 2 family to a 4-family home. This home in my opinion is a foundational cornerstone of Mansion Street again. I completed this project from purchase to CO with a painstaking and historically

appropriate renovation in less than two years. Having a commercial space will allow me to increase my efficiencies as a City based rehabber of historic homes. Housing my equipment such as lifts and excavators, scaffolding, and unique architectural salvage that I reuse in future renovations.

Proposed Timeline:

I can close within 30 days if my attorney can provide me a reasonable path to a clear title as per the Article 15 action. It's hard to determine what the barriers may be prior to a proper title examination. If you have one that you may share my attorney may be able to provide a sooner timeline.

Assuming clear title. I intend to have in front of the ZBA and Planning boards in the March to April timeframe. Depending on calendars, COVID etc. I believe I could complete the process in less than 3 months from start. Alternatively, if I am unable to obtain ZBA approval, I can easily switch to a residential plan to create housing by demolishing the building.

Once Planning board approval is obtained, I would obtain a building permit within 30 days. I would commence construction within 2 weeks of obtaining the permit. I reasonably believe once starting in approximately August I would have the project CO'd by the end of 2021.

Proof of funds:

Enclosed. Please keep this confidential as I maintain my funds in my personal name. I Brian Tietje and the sole owner of Rejuvenate Properties LLC, Rejuvenate Properties LLC 2, and Hearthstone Property Maintenance Inc.

I believe my offer of \$25,000 for the property is adequate considering the risks associated with the buildings existing structure and title challenges.

Best regards,



Brian Tietje

Cell: 646-279-7516

The City of Poughkeepsie

New York

**Property Acquisition &
Disposition Committee**

Marc S. Nelson
Eric Philipp
John Taylor
Erian Buckley-Falcon
Nancy L. B. Griffin



62 Civic Center Plaza
Poughkeepsie, NY 12601
PHONE: (845) 451-4065
FACSIMILE: (845) 451-4070

April 12, 2021

**ANY OFFERS OR COUNTEROFFERS ACCEPTED BY PAD ARE SUBJECT
TO THE APPROVAL OF THE CITY OF POUGHKEEPSIE COMMON COUNCIL.**

Rejuvenate Properties LLC
Attn: Brian Tietje
P. O. Box 372
Gardiner, NY 12525

Re: 123 Smith Street, Poughkeepsie, New York

Dear Mr. Tietje:

The Property Acquisition & Disposition Committee ("the PAD") has reviewed your offer to purchase the property located at 123 Smith Street.

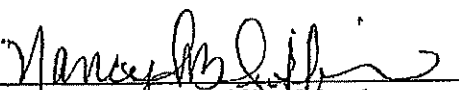
Please be advised that the PAD was created to review any offer to purchase City-owned property in order to insure that the City's goals are met based on certain criteria. After discussion of these factors, the PAD believes your offer of \$25,000.00 is acceptable.

We are now prepared to refer your offer to the Common Council for discussion. In the event the Common Council agrees with the PAD, the offer would then go back to the Common Council for a resolution. If they do not agree, we will let you know as soon as possible whether they have a counteroffer. The discussion will include any conditions the PAD and Common Council agree upon, which will become a part of the resolution and the deed.

If the above meets with your approval, please contact the undersigned at your earliest convenience, as we cannot refer until we receive your approval. Thank you.

Very truly yours,

CITY OF POUGHKEEPSIE PROPERTY
ACQUISITION & DISPOSITION COMMITTEE

By: 
Nancy L. B. Griffin, Member

RESOLUTION
(R21-XX)

INTRODUCED BY COUNCILMEMBER _____:

WHEREAS, the City of Poughkeepsie is the owner of 123 Smith Street and more particularly known as Tax Map No.: 6162-72-411198 (the, "Property"); and

WHEREAS, the Property is an improved by a vacant warehouse; and

WHEREAS, the city has received an offer to purchase the Property from Rejuvenate Properties LLC; and

WHEREAS, the city is desirous of selling the Property to Rejuvenate Properties LLC; and

WHEREAS, Rejuvenate Properties LLC has offered to purchase the Property for \$25,000 and the Common Council has determined that to be fair and just compensation; and

WHEREAS, the Common Council hereby finds that the sale of the Property is in the best interests of the City of Poughkeepsie to approve such offer so that the premises may be returned 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 Rejuvenate Properties LLC to purchase the premises identified as Tax Map No.: 6162-72-411198 in the City of Poughkeepsie for the sums of \$25,000 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

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

- A. the conveyance of title and the payment of the purchase price shall take place within thirty days of the date of this resolution, unless the Corporation Counsel shall grant such extension as he/she deems appropriate;

- B. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;**
- C. Purchaser shall accept such title to the real property as the City of Poughkeepsie is possessed of and agrees to accept such title by quitclaim deed subject to any defects or encumbrances as are of record;**
- D. Purchasers agree that they shall not use the purchase price agreed to as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and**

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

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

2021 APR -6 PM12:57

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN

TODAY'S DATE: 3/24/21

NAME AND ADDRESS OF EACH CLAIMANT:

Edwin Mendoza
30 Broad Street, Suite 702
NY, NY 10004

TELEPHONE NUMBER: 212-203-1090

NAME AND ADDRESS OF ATTORNEY (IF ANY):

Caitlin Robin + Associates PLLC
30 Broad Street, Suite 702
NY, NY 10004

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

See Attached Page

ITEMS DAMAGED OR INJURIES SUSTAINED:

See Attached Page

Edwin J Mendoza

Signature of Claimant

Edwin J Mendoza

Signature of Claimant

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

Edwin Mendoza 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.

Edwin J Mendoza

Signature of Claimant

Edwin J Mendoza

Signature of Claimant

Sworn to before me this

24 day of March, 2021

[Signature]
Notary Public

CARY L. LONDON
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02LO6261811
NOTARY PUBLIC, STATE OF NEW YORK
Commission Expires May 14th, 2024

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.

Edwin Mendoza Notice of Claim – City of Poughkeepsie

Nature of how claim arose:

This claim arose on January 21, 2021, at approximately 7 P.M. inside of Hudson River Housing, located at 150 North Hamilton Street, in the City of Poughkeepsie, County of Dutchess, State of New York.

At that time and place, the Claimant was arrested without probable cause by Sheriff C.F. Sheridan, and Deputy Seth Thomas, along with multiple other Police Officers, Sheriffs and Sergeants. On this date and time, the Defendant Officers/Sheriffs unlawfully stopped and searched Claimant without probable cause. The Officers/Sheriffs then handcuffed and unlawfully arrested claimant for no valid reason. The Officers also pushed, punched, and kicked Claimant causing physical injury. The Officers then falsely charged Claimant with Resisting Arrest and Possession of Marijuana in the absence of probable cause. Plaintiff was transported to a local Hospital for his injuries and spent approximately 4 hours unlawfully in police custody. Claimants criminal case is still pending at this time.

The nature of this claim is, *inter alia*, for monetary damages (special, compensatory, punitive) for Constitutional violations, false arrest, false imprisonment, malicious prosecution, denial of right to fair trial, negligence, assault and battery, excessive force, intentional infliction of emotional distress, negligent infliction of emotional distress, failure to intervene, and negligent retention and hiring. The basis for the City of Poughkeepsie's liability include, but are not limited to, vicariously liability under the doctrine of *respondeat superior*, the negligent hiring, maintaining, supervising, disciplining and training of the officers and sheriffs involved in this incident and police officers and sheriffs in general, and the failure to supply competent, properly trained the police officers in this incident and police officers in general.

The items of damage or injuries claimed:

As a result of the above, Claimant suffered, *inter alia*, emotional and mental distress, physical pain and suffering, humiliation, embarrassment, indignity and the loss of liberty and civil rights.

The Claimant presents this claim and demands \$1,000,000 adjustment and payment. You are hereby notified that unless this claim is adjusted within the time provided by law from the date of presentation to you, the claimant intends to commence an action on this claim.

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.

CITY OF Poughkeepsie
CITY CHAMBERLAIN
2021 MAR 31 PM 12:35

NOTICE OF CLAIM
AGAINST
THE CITY OF POUGHKEEPSIE, NEW YORK

TODAY'S DATE: 03/29/2021

NAME AND ADDRESS OF EACH CLAIMANT:

Juanac. Ortiz
8 Falkkill Ave, Poughkeepsie, NY 12601

TELEPHONE NUMBER: 845-264-7643

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

On 03/15/2021 at 6:19 am the vehicle 2004 Ford F150
was stopped at Falkkill Avenue, and the garbage truck was
trying to turn to the left, but in order to make a wide turn
he turn to the right and hit my car.

ITEMS DAMAGED OR INJURIES SUSTAINED: no injuries, only damage to
my car.

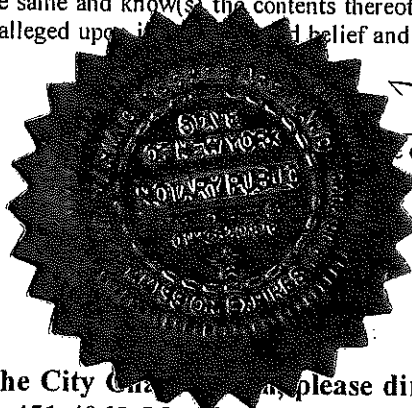
JUANAC ORTIZ
Signature of Claimant

Signature of Claimant

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

Juanac. Ortiz 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 which he/she believes it to be true.

JUANAC ORTIZ
Signature of Claimant



of Claimant

Sworn to before me this
29 day of March, 2021

[Signature]
Notary Public

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

CIVIL ACCIDENT INFORMATION EXCHANGE FORM

NY State Law requires that any accident resulting in a fatality, injury or damage to property of any person (including damage to your vehicle) or entity over \$1000 be reported by YOU to the Department of Motor Vehicles (DMV) within 10 days after an accident. Failure to report an accident or failure to give correct information is a misdemeanor and may result in the suspension/revocation of your driver's license (or operating privilege in NYS) and all vehicle certifications or registrations.

Report your Accident to DMV on DMV form MV-104 (Report of Motor Vehicle Accident). Police Accident Reports (DMV form MV-104A) DO NOT satisfy YOUR civilian reporting requirement.

Report # DEX0173CXJ21X	Local Codes 21-6246	Date 03/15/2021	Time 06:19	# of Veh. 2	Town, City POUGHKEEPSIE, CITY O	Road Name FALLKILL AVE
Police Agency POUGHKEEPSIE CITY PD - 01302				Officer's Name/Badge ID# KYRIACOU KYRIACOS C 6844		

VEHICLE # 001

Driver's Name - Last CORDERO	First MELVIN	Middle	Suffix	Date of Birth 11/23/1975	Address 8 FALLKILL AVE 8		
City/State/Zip POUGHKEEPSIE NY				Motorist I.D. # UNKNOWN	Vehicle Year 2004	Make FORD	License Plate # and State DBJ9755 NY
Type PICK	Insurance Co. Code and Name 005 - ENCOMPASS AUTO & HOME INS			Vehicle Owner ORTIZ		First JUANA	Middle C
Vehicle Towed By				Vehicle Towed To			

Miscellaneous Notes

VEHICLE # 002

Driver's Name - Last ELLIS	First FILBURT	Middle H	Suffix	Date of Birth 11/16/1973	Address 4201 FOX LN		
City/State/Zip POUGHKEEPSIE NY				Motorist I.D. # 435583265	Vehicle Year 2019	Make INTI	License Plate # and State BA5597 NY
Type DUMP	Insurance Co. Code and Name 000 - UNKNOWN			Vehicle Owner CITY OF POUGHKEEPSIE		First	Middle Suffix
Vehicle Towed By				Vehicle Towed To			

Miscellaneous Notes

W I T N E S S	Name - Last		First		Middle	Suffix
	Address					
	City			State	Zip Code	
	Home Phone			Work Phone		

To obtain a blank civilian Accident Report (Form MV-104),
visit the DMV office nearest you

or
access forms online at www.nysdmv.com.

Preliminary Estimate

Customer: **ORTIZ, JUANAL**

Job Number:

2004 FORD F-150 FX4 Supercab 133" WB 4WD 4D P/U 8-5.4L Gasoline EFI

ESTIMATE TOTALS

Category	Basis		Rate	Cost \$
Parts				
Body Labor	10.4 hrs	@	\$ 65.00 /hr	1,111.63
Paint Labor	9.7 hrs	@	\$ 65.00 /hr	676.00
Paint Supplies	9.7 hrs	@	\$ 42.00 /hr	630.50
Miscellaneous				407.40
Subtotal				5.00
Sales Tax	\$ 2,830.53	@	8.1250 %	229.98
Grand Total				3,060.51
Deductible				0.00
CUSTOMER PAY				0.00
INSURANCE PAY				3,060.51

MyPriceLink Estimate ID / Quote ID:

805872379044569088 / 83517184

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.

You are entitled to the return of all replaced parts, except warranty and exchange parts, but you must ask for them in writing before any work is done. If you authorize work by phone, the shop must keep any replaced parts, and make them available when you pick up the vehicle.

ROB'S PRESTIGE AUTO BODY, INC.

729 DUTCHESS TPKE, POUGHKEEPSIE, NY 12603

Phone: (845) 485-2353

FAX: (845) 485-5074

Workfile ID: 00c562f4

PartsShare: 6bXrDm

Federal ID: 141743196

State ID: 7037000

Preliminary Estimate**Customer: ORTIZ, JUANAL****Job Number:**

Written By: Rob Zahurak

Insured: ORTIZ, JUANAL

Policy #:

Claim #:

Type of Loss:

Date of Loss:

Days to Repair: 0

Point of Impact:

Owner:

ORTIZ, JUANAL

8 FALLKILL AVE

POK, NY 12601

(845) 264-7643 Cell

Inspection Location:

ROB'S PRESTIGE AUTO BODY, INC.

729 DUTCHESS TPKE

POUGHKEEPSIE, NY 12603

Repair Facility

(845) 485-2353 Business

Insurance Company:**VEHICLE**

2004 FORD F-150 FX4 Supercab 133" WB 4WD 4D P/U 8-5.4L Gasoline EFI

VIN: 1FTPX14524NC45803

Interior Color:

Mileage In:

Vehicle Out:

License:

Exterior Color:

Mileage Out:

State:

Production Date:

Condition:

Job #:

TRANSMISSION

Automatic Transmission

Overdrive

4 Wheel Drive

POWER

Power Steering

Power Brakes

Power Windows

Power Locks

Power Mirrors

DECOR

Dual Mirrors

Privacy Glass

Overhead Console

CONVENIENCE

Air Conditioning

Intermittent Wipers

Tilt Wheel

Cruise Control

Rear Defogger

Keyless Entry

Message Center

RADIO

AM Radio

FM Radio

Stereo

Search/Seek

CD Player

SAFETY

Drivers Side Air Bag

Passenger Air Bag

Anti-Lock Brakes (4)

4 Wheel Disc Brakes

Positraction

SEATS

Cloth Seats

WHEELS

Aluminum/Alloy Wheels

PAINT

Clear Coat Paint

OTHER

Fog Lamps

TRUCK

Rear Step Bumper

Preliminary Estimate

Customer: ORTIZ, JUANAL

Job Number:

2004 FORD F-150 FX4 Supercab 133" WB 4WD 4D P/U 8-5.4L Gasoline EFI

Line	Oper	Description	Part Number	Qty	Extended Price \$	Labor	Paint
1		FRONT BUMPER					
2		O/H front bumper				2.3	
3	Repl	Bumper cover w/o wheel opening molding	4L3Z17D957CA	1	208.36	Incl.	2.0
4		Add for Clear Coat					0.8
5	Repl	Bumper w/fog lamps chrome	4L3Z17757BA	1	485.12	Incl.	
6		Add for fog lamps				0.6	
7	Repl	LT Support bracket	4L3Z17753AA	1	21.60	Incl.	
8		FRONT LAMPS					
9	Repl	LT Fog lamp	5L3Z15201A	1	48.87	Incl.	
10	Repl	LT Fog lamp bracket	4L3Z15266BA	1	34.93		
11		FENDER					
12	Repl	LT Fender w/o wheel opening molding	5L3Z16006AA	1	202.27	2.4	2.2
13		Add for Clear Coat					0.9
14		Add for Edging					0.5
15		Add for Clear Coat					0.1
16	Repl	LT Fender liner	8L3Z16103A	1	40.32	Incl.	
17	Repl	LT Fender liner reinforcement	4L3Z16072AA	1	4.10		
18	Repl	LT Nameplate "F150"	5L3Z16720CA	1	16.63	0.2	
19		WHEELS					
20	Repl	LT/Front Center cap 5 lug chrome	4L3Z1130AB	1	21.43		
21		FRONT DOOR					
22	Blnd	LT Outer panel super cab					1.2
23	R&I	LT Belt molding regular cab				0.3	
24	R&I	LT Upper molding regular, super cab				0.3	
25	R&I	LT R&I mirror				0.3	
26	R&I	LT Handle, outside w/keyless				0.4	
27	R&I	LT Run channel regular cab				0.4	
28	R&I	LT R&I trim panel				0.5	
29	#	Color Tint		1			1.0
30	#	Mask jams		1			1.0
31	#	Color Sand & Buff		1		2.5	
32	#	Car Cover		1	5.00 T	0.2	
33	#	Hardware / Fasteners		1	25.00		
34	#	Hazardous Waste Disposal		1	3.00		
SUBTOTALS					1,116.63	10.4	9.7

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: 26 MARCH 21
NAME AND ADDRESS OF EACH CLAIMANT:

TELEPHONE NUMBER: 845-500-0784

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

ON THURSDAY, 25 MARCH, AROUND 10:45AM, I DROVE INTO THE PUGHKEEPSIE PARKING LOT ON 23 Garden St. WHILE MANEUVERING TO GET INTO THE LOT, MY TIRE WAS PUNCTURED BY A BROKEN METAL PIPE WHICH CAME UP FROM GROUND WHERE A HANDICAPPED SIGN USED TO BE CALLED TOW.

ITEMS DAMAGED OR INJURIES SUSTAINED: TOW. HAD TO REPLACE TIRES. CITY POLICE OFFICER: SARAH SCHUCHER. REPORT/INCIDENT: 21-1210. SEEKING REIMBURSEMENT FOR TIRES.

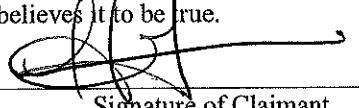
TIRES

Signature of Claimant

Signature of Claimant

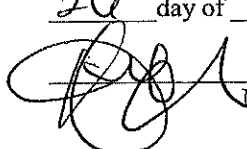
STATE OF NEW YORK, COUNTY OF Orange s.s.:

Hilary Goldman 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

Signature of Claimant

Sworn to before me this 26 day of March, 2021


Notary Public

AMBER SABRIE FERGUSON
Notary Public - State of New York
NO. 01FE6388865
Qualified in Orange County
My Commission Expires Mar 18, 2023

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
2021 MAR 31 PM 12:44

Web: www.tirediscountcenter.com

**Monticello
East Broadway
(845) 794-4455**

Thank You

THANK YOU











THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL SPECIAL MEETING MINUTES

Monday, March 29, 2021 6:00 p.m.

City Hall

The Council Meeting was conducted using videoconferencing, as permitted by the NYS Open Meetings Law.

Welcome to the regularly scheduled meeting of the City of Poughkeepsie Common Council the date is March 29, 2021, and the time is 6:03 pm.

Effective immediately and based upon notices and health advisories issued by Federal, State, and Local officials related to the Coronavirus, the City of Poughkeepsie Common Council will not hold in-person meetings. Until further notice, all future City Council meetings (including public hearings) will be held via videoconferencing, as permitted by the NYS Open Meetings Law.

Due to public health and safety concerns, the public will not be permitted to attend at the remote locations where the City Council members will be situated. The public, however, will be able to fully observe the video conference meeting by using the registration link that was posted with our meeting notice and the meeting will be available for viewing at a later date and available on our website.

I'd like to acknowledge that we are gathered, wherever we are, on the traditional territory of the Lenape people and this territory was a critical resting place along a popular trade route for people of the Lenape Nation and other cultures as is evidenced in the earliest derivation of the name 'Poughkeepsie' with an indigenous string of words, U-puku-ipi-sing, that, when translated, means 'reed-covered lodge by the little water place' or resting place.

Let's all recite the pledge of allegiance.

I. PLEDGE OF ALLEGIANCE:

II. ROLL CALL- ALL PRESENT (Councilmember L. Johnson logged on after roll call)

II. REVIEW OF MINUTES:

NONE

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.

1. Brian Robinson – 143 Montgomery St
2. Ann Lancelotti -
3. Kevin Carswell -
4. Kris Tal
5. Ken Stier (will submit statement to clerk)
6. Jeffrey Schneider – N. Water St.

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS:

Today began the Trial for the former police officer implicated in the murder of George Floyd, 10 months following George Floyd's death on May 25, 2020, which occurred after the former officer knelt on George Floyd's neck for 8 minutes and 46 seconds, leaving him lifeless on the pavement. A death that resulted in protests worldwide, and here in Poughkeepsie, calling for justice, police reform and accountability, and systemic changes to repair the centuries of harm wrought by racism and inequitable treatment of black Americans. Watching opening arguments from the prosecution this morning was gut-wrenching, to say the least, and a reminder of how important passage of this plan is for our community. On June 12, 2020, Governor Cuomo issued Executive Order No. 203 which required local governments which have a police agency operating with police officers to perform "a comprehensive review of current police force deployments, strategies, policies, procedures, and practices and develop a plan to improve such deployments, strategies, policies, procedures, and practices, for the purposes of addressing the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color." The order goes on to say that "After offering drafted plan for public comment and review to all citizens in the municipality, and after consideration of such comments, the plan shall be presented to the local legislative body in such political

subdivision, which shall ratify or adopt such plan by local law or resolution, as appropriate, no later than April 1, 2021.”

The Executive Order directed the chief executive of the local government entity to convene the head of the local police agency and stakeholders in the community to develop such a plan, Mayor Rolison tasked the City of Poughkeepsie Procedural Justice Committee with reviewing the Executive Order and gathering community input, suggestions, and ideas which would be discussed by the committee and incorporated into their recommendations to Mayor Rolison and Chief Pape. As part of their review, the Procedural Justice Committee held several meetings and solicited input from representatives from the police department, community members, and other stakeholders and presented those recommendations to Mayor Rolison and Chief Pape.

On February 2, 2021, the City of Poughkeepsie released its preliminary plan, and subsequently held a public meeting on February 10, 2021, for the solicitation of further comments and suggestions. On February 22, 2021, Mayor Rolison and Chief Pape released the Police Reform and Modernization Collaborative Report and presented the plan to the Common Council on March 1, 2021.

In Receipt of the report, we reviewed the comments and feedback provided by community members, the procedural justice committee, community advocacy groups like ENJAN and the Poughkeepsie Community Action Collaborative, and solicited further input regarding how the plan should be further improved toward its adoption. Which is why we gather tonight.

First, thank you to everyone who put in the work to get this done. Members of the Council, Police Force, the Chief, Captain, Mayor Rolison, the Procedural Justice Committee, our short-term commission to advise the council, ENJAN, and the Poughkeepsie Community Action Collaborative. This was a true community effort. The need for on-going and continuing police reforms and improvements have been demonstrated and will occur beyond what the Report contains by the legislative authority of the Common Council with feedback from community stakeholders, committees, and departments.

Moving forward, the Common Council will work toward implementing a civilian review board, will continue to advocate for strategies to increase diversity and encourage fair promotions, as well as toward implementation of reporting standards to promote greater transparency and accountability.

VI. REPORTS OF COMMITTEES AND BOARDS:

NONE

VII. MOTIONS AND RESOLUTIONS:

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

**RESOLUTION
(R-21-34)**

INTRODUCED BY CHAIR SALEM, VICE-CHAIR BRANNEN, MAJORITY LEADER LORRAINE JOHNSON, COUNCILMEMBERS PETSAS, MENIST, FLOWERS, CHERRY, JOHNSON, MCNAMARA:

WHEREAS, beginning on May 25, 2020, following the police-involved death of George Floyd in Minnesota, protests have taken place throughout the nation, in communities across New York State, and in the City of Poughkeepsie in response to police-involved deaths and racially-biased law enforcement to demand change, action, and accountability; and

WHEREAS, there is a long and painful history in the nation, New York State, and the City of Poughkeepsie of discrimination and mistreatment of black and African-American citizens dating back to the arrival of the first enslaved Africans in America and continuing to this day; and

WHEREAS, this national history includes a number of incidents involving the police that have resulted in the deaths of unarmed civilians, predominantly black and African-American men, that have undermined the public's confidence and trust in our system of law enforcement and criminal justice, and such condition is ongoing and urgently needs to be rectified; and

WHEREAS, these deaths in New York State include those of Anthony Baez, Amadou Diallo, Ousmane Zango, Sean Bell, Ramarley Graham, Patrick Dorismond, Akai Gurley, and Eric Garner, amongst others, and, in other states, include Oscar Grant, Trayvon Martin, Michael Brown, Tamir Rice, Laquan McDonald, Walter Scott, Freddie Gray, Philando Castile, Antwon Rose Jr., Ahmaud Arbery, Breonna Taylor, and George Floyd, amongst others; and

WHEREAS, these names repeated by thousands in the streets of the City of Poughkeepsie and millions across the nation are only the most recent to be added to an endless list, one that begins with names forgotten centuries ago and one that continues to grow; and

WHEREAS, the City of Poughkeepsie has a diverse and beautiful population; and

WHEREAS, government has a responsibility to ensure that all of its citizens are treated equally, fairly, and justly before the law; and

WHEREAS, on June 12, 2020 Governor Cuomo issued Executive Order No. 203 which required local governments which have a police agency operating with police officers to perform a comprehensive review of current police deployments, strategies, policies, procedures, and practices for the purposes of addressing the particular needs of the communities served by such

police agency and promote community engagement to foster trust, fairness, and legitimacy and to address any racial bias and disproportionate policing of communities of color; and

WHEREAS, pursuant to the Executive Order the City of Poughkeepsie was required to undertake such a review and submit a written plan on or before April 1, 2021 to the New York State Department of Budget. The Executive Order further states that the failure of a municipality to do so would result in certain funding being withheld by the NYS Department of Budget; and

WHEREAS, the Executive Order directed the chief executive of the local government entity to convene the head of the local police agency and stakeholders in the community to develop such plan; and

WHEREAS, Mayor Rolison tasked the City of Poughkeepsie Procedural Justice Committee with reviewing the Executive Order and gathering community input, suggestions and ideas which would be discussed by the committee and incorporated into their recommendations to Mayor Rolison and Chief Pape; and

WHEREAS, as part of their review the Procedural Justice Committee held several meetings and solicited input from representatives from the police department, community members and other stakeholders and presented those recommendations to Mayor Rolison and Chief Pape; and

WHEREAS, on February 2, 2021 the City of Poughkeepsie released their preliminary plan, and subsequently held a public meeting on February 10, 2021 for the solicitation of further comments and suggestions; and

WHEREAS, on February 22, 2021 Mayor Rolison and Chief Pape released the Police Reform and Modernization Collaborative Report and presented the plan to the Common Council on March 1, 2021; and

WHEREAS, the Common Council of the City of Poughkeepsie has received and reviewed the comments and feedback provided by community advocacy groups and has solicited further input regarding such plan; and

WHEREAS, the need for on-going and continuing police reforms and improvements has been demonstrated and will occur beyond what the Report contains by the legislative authority of the Common Council with feedback from community stakeholders, committees and departments; and

WHEREAS, the Common Council will work toward implementing a civilian review board, will continue to advocate for strategies to increase diversity and encourage fair promotions, as well as toward implementation of reporting standards to promote greater transparency and accountability; and

NOW, THEREFORE,

Official Minutes of the Common Council Meeting of March 15, 2021

BE IT RESOLVED, that the Police Reform and Modernization Collaboration Report annexed hereto is hereby approved and adopted by the Common Council; and

BE IT FURTHER RESOLVED, that the Common Council, upon adoption of this resolution, will transmit the City of Poughkeepsie Police Reform and Modernization Collaborative Report to the New York State Department of Budget before the April 1, 2021 deadline.

SECONDED BY COUNCILMEMBER: BRANNEN

R21-34						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

VIII. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

IX. UNFINISHED BUSINESS:

X. NEW BUSINESS:

XI. ADJOURNMENT:

A motion was made by multiple councilmembers to adjourn the meeting at

Dated: April 14, 2021

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, March 29, 2021

Respectfully submitted,

Donna M. DeLuca
Deputy City Chamberlain