



COMMON COUNCIL MEETING

Common Council Chambers

Monday, May 3, 2021

6:30 p.m.

*5:30 Public Hearing regarding the proposed nomination of
112 Mill Street as a Local Historic Landmark*

I. ROLL CALL:

II. REVIEW OF MINUTES:

Public Hearing Meeting April 5, 2021

Common Council Meeting April 5, 2021

Common Council Meeting April 19, 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:

1. FINANCE COMMITTEE

2. SOUTHERN WATERFRONT REDEVELOPMENT TASK FORCE

VII. MOTIONS AND RESOLUTIONS:

1. Resolution R-21-40, designation of the Eastman Park oval as a local historic landmark.
2. Resolution R-21-41, a Resolution transferring former YMCA to Dutchess County for design and construction of a new community and youth center.
3. SEQRA Resolution R-21-42, and Sale Resolution R21-43 for the sale of city-owned property located at 123 Smith Street
4. Resolution R-21-44, Authorizing the appropriation and advance funding of expenses of the Grand Avenue Street Reconstruction Project.
5. Resolution R-21-45, approving an amendment to the 2021 budget to restore or add certain positions to the city workforce

6. Resolution R-21-46, an Inter-municipal Agreement with the City of Poughkeepsie School District for the Enforcement of Parking Regulations on School Properties

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

1. **A COMMUNICATION FROM CITY ADMINISTRATOR NELSON**, authorizing Sale of City Owned Property at: Spruce Street Vacant Lot #6062-60-924470
2. **A COMMUNICATION FROM CITY ADMINISTRATOR NELSON**, authorizing Sale of City Owned Property at: 375 Church Street Vacant Lot: 6161-24-430899
3. **A COMMUNICATION FROM THE FINANCE COMMITTEE**, authorizing a budget transfer from Contingency to Information Technology to improve Cybersecurity
4. **A COMMUNICATION FROM COUNCILMEMBER FLOWERS**, Amending Section 6-39 of Chapter 6 of the City of Poughkeepsie Code of Ordinances
5. **FROM KENDRA DENNIS/PROGRESSIVE**, a notice of property damage sustained on February 3, 2021.
6. **FROM BRIAN GAFFNEY**, a notice of property damage sustained on February 22, 2021.
7. **FROM GRACE CHERRY**, a notice of personal injury sustained on April 9, 2021.
8. **FROM CATURDAY CATERING INC.**, a 30 day notice of intent to apply for its liquor license.

1. UNFINISHED BUSINESS:

2. NEW BUSINESS:

3. ADJOURNMENT:

**A RESOLUTION OF THE CITY OF POUGHKEEPSIE DESIGNATING THE
EASTMAN PARK OVAL AS A LOCAL HISTORIC LANDMARK**

(R21-40)

INTRODUCED BY COUNCILMEMBER MENIST:

WHEREAS, the “Eastman Park Oval” located in Eastman Park a public park of the City of Poughkeepsie which property has been nominated for a local historic landmark designation with the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter “HDLPC”); and

WHEREAS, the HDLPC held a public hearing on February 11, 2021 regarding the application as a local historic landmark; and

WHEREAS, the HDLPC voted unanimously in favor of the proposed designation and approved the application on February 11, 2021; and

WHEREAS, the HDLPC’s approved application was forwarded to the Common Council for consideration on February 16, 2021; and

WHEREAS, the Common Council held a public hearing on April 5, 2021 regarding the nomination as a local historic landmark; and

WHEREAS, after duly considering the factors specified in Section 19-4.5(4) of the Code of Ordinances of the City of Poughkeepsie, the Common Council hereby finds that the Eastman Oval at Eastman Park possesses special character, historic and aesthetic value as part of the cultural, economic and social history of the City of Poughkeepsie; embodies distinguishing landscape characteristics; is identified with historic personages; and is the work of a designer whose work has significantly influenced an age.

NOW THEREFORE,

BE IT RESOLVED, that the City of Poughkeepsie Common Council hereby designates

Eastman Oval at Eastman Park as a local historic landmark. The City Chamberlain is authorized and directed to forward notice of the designation of Eastman Oval at Eastman Park to the Dutchess County Clerk for recordation.

SECONDED BY COUNCILMEMBER _____.

**RESOLUTION
(R-21-41)**

INTRODUCED BY COUNCILMEMBER: MENIST

WHEREAS, the City of Poughkeepsie (the “City”) is the current owner of a parcel of property located at 35 Montgomery Street, parcel number 6061-28-946914, on which sits a building which is commonly known as and was at one time operated as the “YMCA” until approximately 2009 when it closed its doors and ceased operations permanently; and

WHEREAS, the property began to fall into disrepair and had been vacant for some time prior to the conclusion of a foreclosure action titled Mahopac National Bank v. Dutchess County Young Men's Christian Association a/k/a Dutchess County Young Men's Christian Association of Poughkeepsie, in 2014, whereupon the property was transferred by Referee's deed to The Potter House, Inc., on October 23, 2014, which planned the renovation of the property and the establishment of a new community youth center on the site; and

WHEREAS, for more than four (4) years thereafter, as the building sat vacant and continued to deteriorate, the City saw no progress towards the establishment of a new youth and community center at the site, while property taxes and water and sewer charges went into arrears and remained unpaid, and

WHEREAS, throughout this time, the City continued to work with The Potter House, Inc., holding numerous meetings with its principals designed to help move their proposed project along, which efforts ultimately proved unsuccessful, and

WHEREAS, on February 22, 2019, acting on a recommendation of the City's Anti-Blight Task Force, the Commissioner of Finance caused to be executed a tax deed in favor of the City and recorded on the records of the Dutchess County Clerk on February 25, 2019, which deed vested title in the City. By letter dated March 5, 2019, the City notified The Potter House, Inc., a copy of which is attached as Exhibit “A” and made a part hereof, and

WHEREAS, through the spring of 2019, the City took steps to secure the property, inspect the interior, and provide for its insurance, all steps which helped facilitate the issuance of a “Request for Expressions of Interest” (“RFEI”) to the public and interested parties, seeking proposals to develop a youth and community center on the site. A copy of the RFEI issued by the City is attached as Exhibit “B” and made a part of the record herein, and

WHEREAS, while the RFEI issued by the City requested responses by interested parties no later than June 3, 2019, the City conducted a number of community visioning sessions, including two public meetings which were held on May 13, 2019, and June 26, 2019, and were well attended, and

WHEREAS, the clear result of the City's community outreach and dialogue with numerous stakeholders, was the strong preference amongst city residents that a multi-purpose, state-of-the-

art facility be constructed which would house a youth activity center and provide a wide range of community benefit, particularly in the area of arts, education, and wellness, recreation and child care, and

WHEREAS, the City established the “YMCA Site Selection Committee”, Chaired by the Honorable Barbara Jeter-Jackson, to review proposals, community comments and related documents, which committee met on September 17, 2019, and November 12, 2019, prior to making its recommendation to the City, and

WHEREAS, a thorough and diligent review of proposals received led to the selection of the “35 Montgomery Street Coalition” as the successful respondent with which the City would move forward to explore various business models, seek financial and other in-kind commitments from community stakeholders, and explore inter-governmental partnerships, and

WHEREAS, as a result of all the foregoing efforts and ongoing discussions with the 35 Montgomery Street Coalition and Dutchess County, Mayor Rob Rolison and County Executive Marcus Molinaro executed a “Memorandum of Understanding” regarding the furtherance of the project, on August 19, 2020, a copy of which is attached hereto as Exhibit “C” and made a part hereof, and

WHEREAS, the City’s Property Acquisition and Disposition group (“PAD”), which is comprised of internal career public servants, including the City Assessor, and the City’s Tax Collector and Building Inspector, met on January 27, 2021, and unanimously agreed to recommend the sale of the property to Dutchess County, subject to the County’s agreement to demolish the existing structure within one year from closing of title between the City and County, and

WHEREAS, Dutchess County has pledged, subject to the approval of the Dutchess County Legislature and any State or local laws relative to purchase of real property, procurement, bonding, or loaning of credit, up to \$25 Million (\$25,000,000.00) Dollars towards a phased development project that begins with demolition of the existing structure and the greening of the parcel, followed by the design and construction of the new facility, and

WHEREAS, the City has pledged, subject to the approval of the Common Council by an Authorizing Resolution, to transfer title to the property to Dutchess County, and prior to the closing of title with the County, to maintain and continue insurance as well as municipal services to the property, including but not necessarily limited to those routinely provided by the City’s Department of Public Works, Engineering, Water and Sewer, and the plowing of snow, and

WHEREAS, the City has determined that it does not have the financial capacity to complete this development project on its own, and that the proposed project will provide essential and wide-ranging services to the community, including a new indoor swimming facility, early learning facility, and child care services which are vital to many Poughkeepsie families, and

WHEREAS, the Common Council hereby finds that it is in the best interest of the City of Poughkeepsie to approve the transfer of the Property to the County of Dutchess for the development of a youth activity center, and

WHEREAS, the action is an unlisted action pursuant to the State Environmental Quality Review Act (SEQR) and as such is subject to a determination thereunder, 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 the Property, other than that described herein and which requires the partnership with Dutchess County, and (b) that the sale price and conditions imposed herein represent fair and adequate consideration for the conveyance, including to wit: the County's commitment of up to \$25 Million (\$25,000,000) Dollars for the demolition, design, and construction of a youth empowerment and community center, and be it further

RESOLVED, that the City of Poughkeepsie is hereby authorized to sell the property located at 35 Montgomery Street known as parcel number: 6061-28-946914 in the City of Poughkeepsie to the County of Dutchess, for a sum of \$10.00, subject to the covenants contained herein, and subject to authorization to purchase said Property by the Dutchess County Legislature, and further subject to such other conditions which the Corporation Counsel shall deem appropriate, and be it further

RESOLVED, that by Resolution R-21 ___, the Common Council of the City, pursuant to the State Environmental Quality Review Act, has determined that this action will not have a negative environmental impact, and be it further

RESOLVED, that the Mayor is authorized to enter into an agreement for the sale of the Property, subject to the following covenants, and such other terms and conditions that the Mayor, City Administrator and/or the Corporation Counsel shall deem appropriate:

- A. County shall have up to three (3) months from the enactment of this resolution to perform any and all due diligence, including but not limited to an environmental assessment, and City shall provide County with all necessary authorizations for the County's employees, agents, and contractors to enter the Property to complete such due diligence, and
- B. The City is hereby authorized to enter into a Contract of Sale Agreement with the County of Dutchess, to purchase the Property, consistent with this Resolution within six (6) months from the enactment of this resolution. The Contract of Sale Agreement shall provide the County with an additional six (6) months from closing of title to obtain financing for the development of a youth activity center; however, County shall not be required to finance more than Twenty-Five Million (\$25,000,000) Dollars, and
- C. County shall establish a coalition of stakeholders, who shall be made up of parties from the "35 Montgomery Street Coalition", the City, and the County, and who shall have input on the design of the youth activity center and its future operations, and
- D. The County shall, within twelve (12) months of the closing of title between the City and County, demolish the existing structure on the Property with the City contributing 25% percent, in an amount not to exceed Two Hundred Forty Thousand (\$240,000.00) Dollars,

of costs associated with demolition, which may include but is not limited to, design and bid specifications for the demolition, and

- E. County shall be required to commence construction of the youth activity center within twenty-seven (27) months from closing of title between the City and County, and
- F. 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, except that City shall defend, indemnify and hold harmless the County with regard to claims or causes of action seeking to invalidate the City's tax deed and/or City's sale of property to the County, and
- G. Said deed shall contain a restrictive covenant prohibiting the installation of coin operated or public telephones, and
- H. The City of Poughkeepsie is hereby authorized to sell the Property to the County of Dutchess, and a Contract of Sale with the County and resulting deed shall contain such provisions as are necessary to implement the intent of paragraphs A, B, D, and E herein. More specifically, time is of the essence, and the provisions related to the time within which the County must complete its due diligence, execute a Contract of Sale, finance the redevelopment of the Property, demolish the existing structure, and construct the new youth opportunity center, shall constitute covenants running with the land. The City is authorized to enter into a Contract of Sale with the County and it shall include language which is substantially similar to the following: the County perform the aforementioned with due diligence, but that a failure to perform within the time period prescribed in the Contract may result in the City placing the County on notice of its failure, and if the County fails to cure within a determined period of time, the City is authorized to repurchase the Property for the amount the County has expended, including but not limited to outstanding bonded indebtedness, to improve the Property.

RESOLVED, that 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 including but not limited to the execution of a Contract of Sale and any documents necessary to convey title pursuant to said contract.

**NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW
ACT (SEQRA) RESOLUTION REGARDING A SALE OF
CERTAIN CITY OWNED PROPERTIES
(R-21-42)**

BY COUNCILMEMBER: FLOWERS

WHEREAS, the Common Council of the City of Poughkeepsie is considering the sale of city owned property located at 123 Smith Street and identified as Tax Map No.: 6161-72-411198; and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. In accordance with Section 617.5(a)(1) of Title 6 NYCRR, the Common Council determines that the above described action is subject to SEQRA; and
2. In accordance with Section 617.5(a)(2) of Title 6 NYCRR, the Common Council determines that the action does not involve a federal agency; and
3. In accordance with Section 617.5(a)(3) of Title 6 NYCRR, the Common Council determines that the above described action does not involve any other agencies; and
4. In accordance with Section 617.5(a)(4) of Title 6 NYCRR, the Common Council classifies the above described action as an unlisted action. The Common Council in making such classification considered Section 617.12 of Title 6 NYCRR and determined that the above action did not fall into any of the categories listed under Type I, and also considered Section 617.13 of NYCRR and determined that the above described action did not fit under any of the categories listed under Type II Actions, thus reaching the conclusion that it is to be considered an unlisted action; and
5. In accordance with Section 617.5(a)(5) the Common Council determines that the above described project will not require a long EAF since the short EAF provides sufficient information; and

6. The Common Council officially makes a determination of non-significance in that the proposed sale of properties are not expected to result in a significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary; and
7. This determination shall be considered a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law; and
8. The City Chamberlain shall maintain a file of this determination as well as the attached EAF which is hereby made a part of this resolution.

SECONDED BY COUNCILMEMBER _____ .

RESOLUTION
(R21-43)

INTRODUCED BY COUNCILMEMBER FLOWERS:

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 which is in need of demolition; 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 _____:

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.

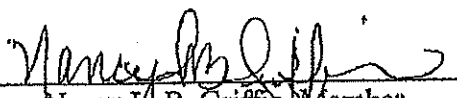
Please be advised that the PAD was created to review any offer to purchase City-owned property in order to insure that the City's goals are met based on certain criteria. After discussion of these factors, the PAD believes your offer of \$25,000.00 is acceptable.

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

The City of Poughkeepsie

New York

John Taylor
Assessor



62 Civic Center Plaza
Poughkeepsie, N. Y. 12601

845-451-4039
Fax: 845-451-4181

April 14, 2021

Re: 123 Smith Street
6162-72-411198

Mr. Marc Nelson
City of Poughkeepsie Administrator

Mr. Nelson,

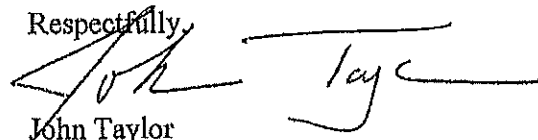
Pursuant to your request, I have been asked to estimate an opinion of market value for the above captioned subject properties for the purpose of marketing. The value reported on the property is qualified by certain assumptions, limiting conditions and definitions. The Valuation was prepared for Mr Marc Nelson, City Administrator and is intended for his specified use.

The property is located at 123 Smith Street, City of Poughkeepsie and consists of one parcel with an improvement (NYS Class 484) totaling 0.10 acres. At present, the improvement has been deemed unsafe and would require Planning/Zoning Board approvals and renovation. No inspection has been made. Additionally, it must be understood that no plans or survey have been reviewed, there are no known deed restrictions, zoning restrictions or other legal restrictions that would have an adverse effect on the establishment of market value.

To establish an opinion of market value, a Sales Approach was utilized based on sales of similar properties, within the subject general market area. In this approach, value is based on the transfer of properties considered to be similar in use and condition. Due to the lack of recent sales within the subject immediate neighborhood, it was necessary to expand the search and utilize property with similar functional utility. Any and all data, reasoning and/or analysis used to develop the opinion of value has been retained and any depth of discussion is specific to the needs of the intended user and the intended use.

After careful consideration, I have concluded an estimated Market Value of the subject property, to be \$30,000.

Respectfully,


John Taylor
Assessor
City of Poughkeepsie

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 clinton, 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 character 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

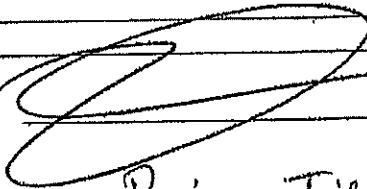
Is site plan approval needed? yes no ☒ X

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

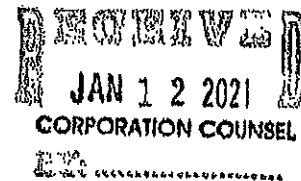
Please return completed form to:

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. Its 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 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

RESOLUTION
(R21-44)

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

INTRODUCED BY COUNCILMEMBER MCNAMARA:

WHEREAS, a Project for the Grand Avenue Street Improvements in the City of Poughkeepsie, PIN 8762.58 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the City of Poughkeepsie desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering and right-of-way incidentals work; and

WHEREAS, the Common Council has determined that this Project is in the best interest of the City.

NOW, THEREFORE

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Common Council of the City of Poughkeepsie approves and supports the Agreement attached hereto and made a part hereof as if fully set forth; and be it further

RESOLVED, that the Common Council of the City of Poughkeepsie hereby authorizes the City of Poughkeepsie to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering and right-of-way incidentals work for the Project or portions thereof; and it is further

RESOLVED, that the sum of TWO HUNDRED SIXTY THOUSAND DOLLARS (\$260,000) is hereby appropriated from GRNDI-01 (12-08-5110-7252/7469/7461) and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the Common Council of the City of Poughkeepsie shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Mayor thereof, and it is further

RESOLVED, that the Mayor of the City of Poughkeepsie be and is hereby authorized to execute all necessary Agreements, certifications, or reimbursement requests for Federal Aid and/or

Clerk, City of Poughkeepsie



Department of
Transportation

REGION 8 POUGHKEEPSIE

INITIAL PROJECT PROPOSAL (LOCAL)

PIN: 8762.58
Project Title: Grand Avenue Street Improvements
Municipality: City of Poughkeepsie
County: Dutchess

Sponsoring Agency: City of Poughkeepsie
(Name of Responsible Organization)

Approved: _____
(Responsible Local Official) Date

NYSDOT:

Recommended: _____
(Regional Local Program Manager) Date

Program:
Checked for SFY _____ by _____
(Regional Program Management) Date

Recommended: _____
(Regional Planning and Program Manager) Date

Approved: _____
(Regional Director) Date

INITIAL PROJECT PROPOSAL

STREET/ROAD NAME: S Grand Avenue

LOCAL ROUTE #: n/a

PROJECT LIMITS: Hooker Avenue to College Avenue

MILE POINTS:

South Grandview Avenue GIS ID: 187010011

College Avenue Milepoint: 0.473

Hooker Avenue Milepoint: 0.752

PROJECT LENGTH: 0.386 mi; 0.622km **BIN(S):** n/a **CONDITION RATING:** n/a

FEDERAL AID SYSTEM: ☐ NHS ☒ Non-NHS

FUNCTIONAL CLASS: (17, 19)

EXISTING CHARACTERISTICS OF CONCERN:

<u>ELEMENT(S)</u>	<u>MEASURE(S)/INDICATOR(S)</u>
Roadway	deteriorated
Sidewalks	inadequate

DESCRIBE THE PROBLEM:

Road base and section compromised due to vehicular diversions experienced since the installation of roundabouts on Raymond Avenue in the Town of Poughkeepsie. Pedestrian facilities require improvements due to increased vehicular traffic.

DESCRIBE PROJECT OBJECTIVE:

Utilize traffic control measures to reduce speeding and facilitate pedestrian and bicyclist safety. Install curbs and sidewalks to facilitate pedestrian traffic. Reconstruct the roadway and construct drainage improvements.

DESCRIBE THE PROJECT:

Construction of new concrete curbs and sidewalks, implement traffic calming measures where appropriate, reconstruct street drainage system, pedestrian crosswalks, and repaving of the street to restore its cross section.

PROJECT ELEMENTS TO BE INVESTIGATED:

- | | |
|--|---|
| ☐ Deck or Minor Bridge Rehab. | ☐ Bridge Replacement - New Location |
| ☐ Major Bridge Rehab. | ☐ Bridge Replacement - Existing Location |
| ☐ Highway Resurfacing | ☒ Appurtenance: Sidewalk |
| ☒ Highway Reconstruction | ☐ Traffic Control |
| ☐ Other: | ☐ Safety Considerations: |

PROJECT TYPE: BIKE/PEDESTRIAN: TRAVEL DEMAND MANAGEMENT. NEW CONSTRUCTION/RECONSTRUCTION: PAVEMENT

ACCOMPLISHMENTS:

Accomplishment	On Local Roads or Off Road		On Local NHS Roads		On State Highways	
	mi	km	mi	km	mi	km
Length of Pavement Lanes Improved	0.39mi	0.622km				
No. of Intersections Improved						
No. of Signals Installed or Upgraded						
Length of Guide Rail Improved	ft	m	ft	m	ft	m
Length of Pavement Markings Installed	ft	m	ft	m	ft	m
Length of Sidewalk Improved or Installed	0.39 mi	0.622 km	mi	km	mi	km
Length of Bike Facilities Improved or Built	mi	km	mi	km	mi	km
No. of Buildings						
No. of Parking Spaces Added						
No. of Bridges Improved						
Priority Deficient						
Deficient						
Non-Deficient						
Total Bridge Deck Area	sf	sm	sf	sm	sf	sm
Credit for Bridge Painting	sf	sm	sf	sm	sf	sm

ENVIRONMENTAL CLASSIFICATION:

NEPA Class Recommendation:

☐ Class I (EIS)☐ Class III (EA)☒ Class 2 C-list Categorical Exclusion☐ Class 2 D-list CatEx w/documentation

Lead Agency: NYSDOT/FHWA

SEQR Type Recommendation: ☐ Type I☒ Type II☐ Unlisted

Lead Agency: CITY OF POUGHKEEPSIE

MPO INVOLVEMENT:☒ Yes; ☐ Mid-Hudson South☒ Dutchess County Transportation Council☐ Newburgh-Orange County☐ Ulster County☐ No; Non-federal aid project and/or outside urban area

SPECIAL CIRCUMSTANCES: NYSDOT design standards and construction and material standard specifications must be used for all federal-aid projects. This project is funded through NY730 in the amount of \$980,000.

PROBABLE SCHEDULE AND COST:

Project Phase	Phase Obligation Date (mo./yr.)	Total Cost (\$M)	Federal Share of Total Cost (\$M)	Local Share of Total Cost (\$M)	Fund Source
Prelim. Design (I-IV)	10/2020	\$125,000	\$100,000	\$25,000	HPP
Detail. Design (V-VI)	10/2020	\$125,000	\$100,000	\$25,000	HPP
ROW Incidentals	10/2020	\$10,000	\$8,000	\$2,000	HPP
ROW Acquisition	10/2021	\$15,000	\$12,000	\$3,000	HPP
Construction	10/2022	\$825,000	\$660,000	\$165,000	HPP
Construction -Local Overmatch	10/2022	\$975,000	\$0	\$975,000	Local
Constr. Inspection	10/2022	\$125,000	\$100,000	\$25,000	HPP
Utilities					
Betterments					
TOTALS:		\$2,200,000	\$980,000	\$1,220,000	

P6 PROJECT DELIVERY METHOD CODE:

- ☒ D-B-B Design-Bid-Build with asset Service life >=10Years
☐ D-B-OM Design-Bid-Operate or Maintain with Asset Service life <=10 Years

BASIS OF ESTIMATE: Estimate was obtained from the Sponsor and/or consultants.

MARCHISELLI PROGRAM ELIGIBILITY: Project is NOT eligible for reimbursement under the Marchiselli program.

* Please note that if a request for Marchiselli funding can be made for this project, it is not guaranteed that funding will be available.

RESPONSIBILITIES:

The sponsoring agency will be responsible for progressing the project in accordance with the "Procedures for Locally Administered Federal Aid Projects" manual, including but not limited to:

- executing a project agreement with the NYSDOT.
- procuring a consultant, if necessary.
- preparing a project design report and construction contract documents.
- acquiring any and all property required.
- advertising for bids, conducting a bid opening, and awarding a construction contract.
- providing construction inspection.
- paying all expenses up front and then applying to the NYSDOT for reimbursement of the Federal and State shares as outlined in the project agreement. Any expenses incurred before receipt of an authorization to proceed from the LPU for the appropriate project phase are not eligible for reimbursement.

The NYSDOT Region 8 Local Projects Unit will be responsible for:

- providing guidance, monitoring for compliance with all applicable federal and state requirements

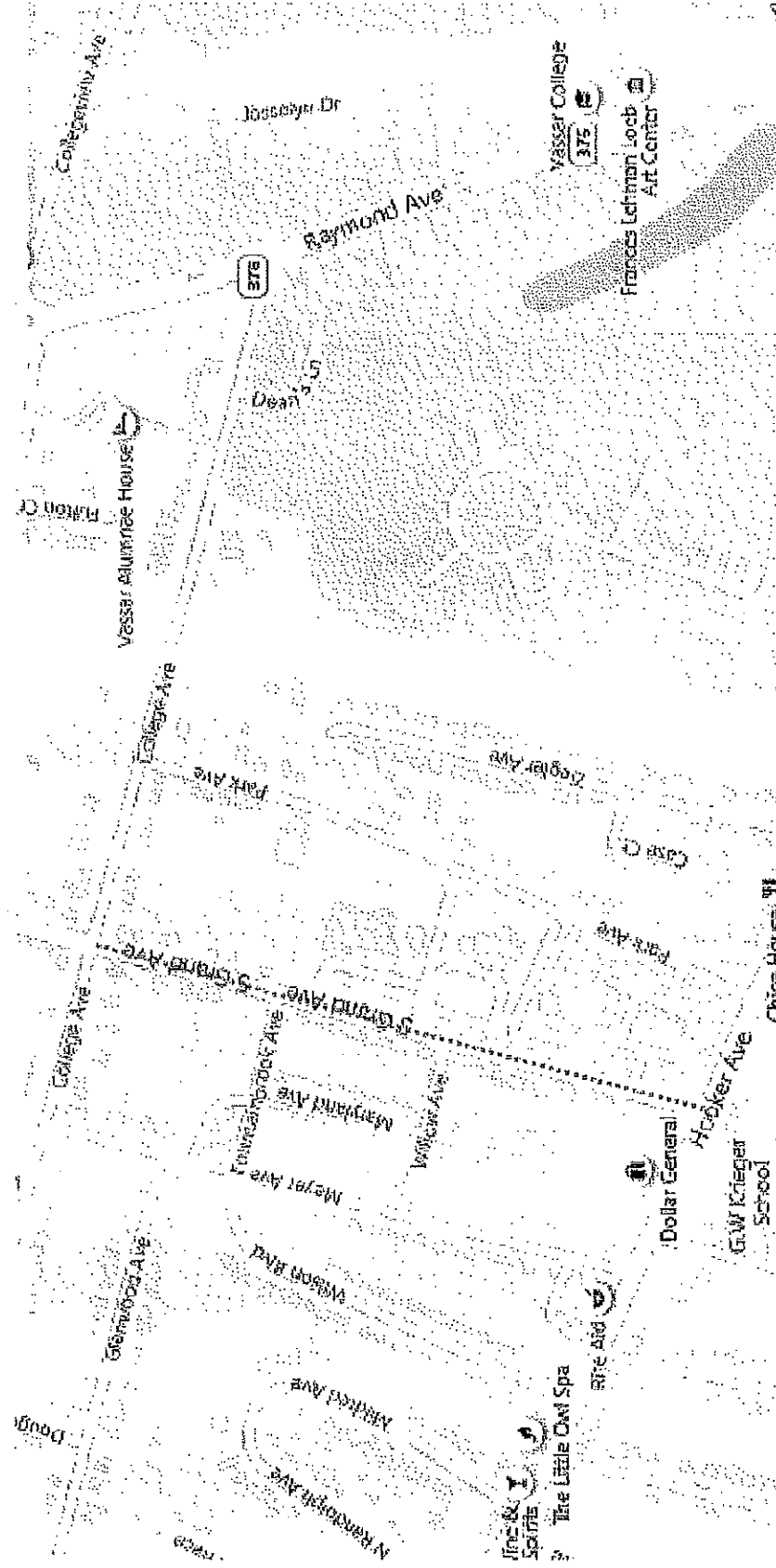
Project Location Map Attached.

IPP PREPARER:

Dania Anziani

DATE: 9/9/2020

Grand Avenue Street Improvements, City of Poughkeepsie, Dutchess County



Project Limits

PIN 8762.58

Scale

1" = 100' 0" 100 Feet 100 Feet

**R-E-S-O-L-U-T-I-O-N
(R-21- 45)**

**AMENDING THE 2021 ADOPTED BUDGET TO AUTHORIZE CERTAIN MID-YEAR PERSONNEL HIRINGS AND
TO RESTORE CERTAIN POSITIONS THAT HAD BEEN REDUCED OR NOT INCLUDED IN THE ORIGINAL
BUDGET DUE TO THE IMPACTS OF THE CORONAVIRUS PANDEMIC.**

INTRODUCED BY COUNCILMEMBER MENIST:

WHEREAS, due to the impacts of the coronavirus pandemic, the city made a number of mid-year budget amendments to its 2020 operating budget which included the elimination of certain vacant positions throughout city government; and

WHEREAS, due to the impacts of the coronavirus pandemic, the uncertainty around the amount of state and federal aid that the city might receive in 2021, and in order to assure the 2021 budget remained under the New York State Tax Cap, the administration removed certain vacant positions from the 2021 budget proposed to the Common Council, which budget was ultimately adopted; and

WHEREAS, due to the introduction of highly successful vaccines and other mitigating efforts of the public, there are positive signs the pandemic is easing, and the State of New York has been gradually reducing restrictions as the economy moves towards a full reopening; and

WHEREAS, the City Administrator has recommended the restoral or hiring of certain positions as described on Schedule A attached hereto, to accommodate, among other things, a backlog of court cases caused by the previous closure of the court system, the significant increase in human resource and personnel function tasks necessary in the wake of the coronavirus, the increased public use of city parks, and the upcoming shared services agreement with the Poughkeepsie School District regarding parking control and enforcement; and

WHEREAS, the Finance Commissioner of the City has determined that the amendment will not have a negative impact on the 2021 budget as offsetting adjustments to revenue and expenses offset the proposed changes equally; and

WHEREAS, the Finance Committee of the City, at its regular meeting held on April 26, 2020, has acted to favorably recommend this budget amendment to the Common Council; and

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

Now, Therefore,

BE IT RESOLVED, that the Budget for the City of Poughkeepsie is hereby amended as set forth in Schedule A.

SECONDED BY COUNCILMEMBER _____

RESOLUTION
(R-20-46)

INTRODUCED BY COUNCILMEMBER CHERRY:

WHEREAS, General Municipal Law Section 119-o authorizes municipal corporations to enter into agreements for the performance among themselves or one for the other in their respective functions, powers and duties on an individual, cooperative, joint or contract basis; and

WHEREAS, The City of Poughkeepsie School District has experienced a significant increase in incidents of vehicles being abandoned on school district property and school district parking lots; and

WHEREAS, The City of Poughkeepsie maintains a parking enforcement unit within the parking division of the Department of Public Works; and;

WHEREAS, The Shared-services and collaboration between the School District and the City's Municipal government saves costs for the taxpayers of the City of Poughkeepsie; and

WHEREAS, The School District and the City are desirous of entering into an inter-municipal agreement under which the City can enforce the parking regulations on School District property, issue permits to authorized vehicles, and otherwise administer the parking at these locations;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby approves the proposed inter-municipal agreement and authorizes the Mayor or the City Administrator to execute such agreement in substantially the same for as attached hereto.

SECONDED BY _____.

DRAFT

INTER-MUNICIPAL COOPERATION AGREEMENT FOR PARKING ENFORCEMENT

THIS AGREEMENT made this ____ day of _____, 2021, by and between

CITY OF POUGHKEEPSIE,

a municipal corporation of the State of New York,
having its principal offices at City Hall,
62 Civic Center Plaza, Poughkeepsie, New York 12601
(hereinafter the "COP")

and

POUGHKEEPSIE CITY SCHOOL DISTRICT,

a city school district of the State of New York,
having its principal offices at Columbus School,
18 South Perry Street, Poughkeepsie, New York 12601
(hereinafter the "PCSD")

WITNESSETH:

WHEREAS, The COP currently has a traffic enforcement division within the Department of Public Works that enforces parking regulations, requirements and permitting for all municipal lots within the COP; and

WHEREAS, The PCSD operates seven (7) schools throughout the COP each with their own parking facilities; and

WHEREAS, the PCSD has been experiencing problems enforcing its parking rules and regulations at its parking facilities and could benefit from the already existing infrastructure and personnel of the COP's parking enforcement division; and

WHEREAS, the COP can accommodate the needs of the PCSD with little additional resources; and

WHEREAS, The parties are desirous of entering into an Inter-municipal Agreement pursuant to Article 5-g of the General Municipal Law whereby the COP will permit and enforce the parking regulations and rules of the PCSD at its seven (7) schools; and

NOW, THEREFORE, IN CONSIDERATION OF the mutual promises, covenants and obligations contained herein, the COP, and the PCSD hereby agree as follows:

1. **Recitations Incorporated.** The recitations above set forth are incorporated in this Agreement as if fully set forth and recited herein.

2. **Administration of the PCSD Parking Facilities.**

2.1. The COP, utilizing its traffic enforcement division within the Department of Public Works will enforce the parking rules and regulations as established by the PCSD.

2.2. The PCSD will be responsible for the administration of all parking permits to be used by its employees, contractors, students and guests.

3. **Administrative Responsibilities**

3.1. The COP will provide the school district with a sufficient number of parking permits on an annual basis. The PCSD will issue the permits as it sees fit. The PCSD will ensure that any person that is entitled to park at a PCSD facility has a valid permit displayed in its vehicle in a designated location as determined by the COP parking administrator. Any vehicle parked at a PCSD facility without a proper permit will be subject to ticketing or being towed. PCSD will indemnify and hold-harmless the COP for any vehicle ticketed or towed that did not have a valid permit issued by COP.

3.2 The PCSD will provide the COP with a list of permit holders by the first day of each month indicating the PCSD's consent for the permit holder to park at a designated PCSD facility for that month. Such list shall include the Name of each permit holder, the permit number and the make and model of its vehicle, and the vehicles license plate.

4. **Maintenance**

4.1. The PCSD shall be responsible for the maintenance of its facilities and will hold the COP harmless for any claim which arises by any permit holder against the COP for its

enforcement of any parking at a PCSD facility as the result of this agreement. Such maintenance shall include the striping of the parking lots in order to clearly identify designated spaces.

4.2 Prior to the COP enforcing the PCSD property, the PCSD at its expense shall place signs at each facility indicating that the parking lot is subject to enforcement by the COP "Parking Enforcement Division" and list the phone number of the COP. Additionally A sign shall be posted in a clear and conspicuous location at each facility identifying the relevant rules and regulations of each lot.

5. **Enforcement**

5.1 The COP shall adopt an ordinance thereby allowing the COP to enforce the public parking lots of the PCSD. The ordinance shall be in full force an effect so long as this agreement is in place.

5.2 The COP shall be entitled to retain any fines, fees or judgments issued against any illegally parked vehicle to which the COP has issued a violation. The PCSD shall not be entitled to any fines collected.

6. **Cost.**

6.1 The PCSD shall reimburse the COP for the actual costs associated with the printing of the annual parking permits.

7. **Term.**

7.1. The term of this Agreement shall commence on July 1, 2021 and terminate on June 30, 2022. This Agreement may be renewed by each municipality adopting a Resolution authorizing its renewal for a term of two (2) additional years. Notwithstanding the foregoing, each municipality shall have the right, option and privilege of terminating this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement, on the date first set forth above.

CITY OF POUGHKEEPSIE

POUGHKEEPSIE CITY SCHOOL
DISTRICT

By: _____
ROBERT G. ROLISON
MAYOR

By: _____
Dr. ERIC JAY ROSSER
SUPERINTENDENT

STATE OF NEW YORK)
) ss:
COUNTY OF DUTCHESS)

On the ____ day of March, 2021, before me, the undersigned, personally appeared ROBERT G. ROLISON known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

STATE OF NEW YORK)
) ss:
COUNTY OF DUTCHESS)

On the ____ day of March, 2021, before me, the undersigned, personally appeared ERIC JAY ROSSER known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

**RESOLUTION
(R-21-XX)**

INTRODUCED BY COUNCILMEMBER PETSAS:

WHEREAS, the City of Poughkeepsie has previously taken title to a lot improved with an accessory structure known as Unnumbered Spruce Street (Tax Map No: 6062-60-924470), in the City of Poughkeepsie by reason of unpaid taxes; and

WHEREAS, the property is a unused vacant lot owned by the city that is therefore not currently on the active tax rolls; and

WHEREAS, the City's Property Acquisition and Disposition Committee has secured an agreement to purchase from the owner of the adjoining properties on either side of this vacant lot; and

WHEREAS, the proposed purchaser has agreed as a condition of sale, to merge this vacant lot into to parcel commonly known as 125 Talmadge Street, which is on the corner of Talmadge and Spruce Streets; and

WHEREAS, an offer has been received from Rejuvenate Properties 2, LLC to purchase these properties for the sum of \$1,500.00; and

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

WHEREAS, the Common Council hereby finds that the offer from Rejuvenate Properties 2, LLC is in the best interests of the City of Poughkeepsie; 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 2, LLC, to purchase premises known as unnumbered Spruce Street (6062-60-924470), in the City of Poughkeepsie for the sum of \$1,500.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

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

- A. That the Purchaser shall within thirty (30) days of the date of this resolution, take title to such property.
- B. 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 merge the property with the adjacent property it currently owns located 125 Talmadge Street.
- E. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and
- F. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law; and

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

SECONDED BY COUNCILMEMBER _____.

**RESOLUTION
(R-21-XX)**

INTRODUCED BY COUNCILMEMBER CHERRY:

WHEREAS, the City of Poughkeepsie has previously taken title to a vacant lot known as 375 Church Street (Tax Map No: 6161-24-430899), in the City of Poughkeepsie by reason of a Treasurer's Deed; and

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

WHEREAS, an offer has been received from Zafrulla Baksh to purchase these properties for the sum of \$10,000; and

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

WHEREAS, the Common Council hereby finds that the sale of this city-owned property to Zafrulla Baksh is in the best interests of the City of Poughkeepsie; 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 Zafrulla Baksh to purchase premises known as 375 Church Street (6161-24-430899), in the City of Poughkeepsie for the sum of \$10,000.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

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

- A. That the Purchaser shall within thirty (30) days of the date of this resolution, take title to such property.**

- B. Purchaser shall obtain any permits which may be required for the project, which will consist of raised garden boxes, tables with benches, and other items necessary for a community garden, within six (6) months of the closing of title;
- C. Purchaser shall obtain a valid Certificate of Compliance for the property within one (1) year after the issuance of a building permit;
- D. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;
- E. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and

BE IT FURTHER RESOLVED, that the Mayor and/or the City Administrator is hereby authorized to enter into an Agreement for Sale of Land for the above mentioned transaction provided such agreement contains the terms contained herein together with such other terms and conditions which the Mayor and the Corporation Counsel shall deem appropriate, and the Mayor, the City Administrator and the Corporation Counsel are hereby authorized and directed to do all things necessary to give effect to the terms of this resolution.

SECONDED BY COUNCILMEMBER _____.

**R-E-S-O-L-U-T-I-O-N
(R-21- XX)**

AMENDING THE 2021 ADOPTED BUDGET TO TRANSFER FUNDS FROM CONTINGENCY TO INFORMATION TECHNOLOGY IN ORDER TO SUPPORT MID-YEAR CYBER-SECURITY UPGRADES TO THE CITY'S INFORMATION TECHNOLOGY INFRASTRUCTURE.

INTRODUCED BY COUNCILMEMBER MENIST:

WHEREAS, the City has received alerts from its State and Federal partners relating to a significant increase in attacks on the information technology infrastructure of U.S. firms, government entities and other organizations which store, maintain and utilize a wide range of data, including personally identifiable information; and

WHEREAS, the Office of the State Comptroller has recently concluded several audits of the Information Technology divisions of other area municipalities and school districts, and has typically found areas of weakness, which the City has taken note of; and

WHEREAS, the Finance Commissioner and the City Administrator have recommended the City take immediate steps to improve system security immediately, rather than await funding approval as part of next year's budget process;

Now, therefore:

BE IT RESOLVED, that the 2021 Budget for the City of Poughkeepsie is hereby amended as follows:

Budget Line	Description	Amount
From: 01.20.1900.7498	Contingency	\$50,000.00
To: 01.20.1900.7466	General Fund- Information Technology Contract Services	\$50,000.00

BE IT FURTHER RESOLVED, the Common Council of the City of Poughkeepsie has determined that this resolution constitutes a Type II action as defined by the New York State Environmental Quality review Act and 6 NYCRR Part 617.

SECONDED BY COUNCILMEMBER _____ .

**ORDINANCE AMENDING §6-39
OF CHAPTER 6 OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED "BUILDING AND UTILITY CODES"**

(O-20-XX)

INTRODUCED BY COUNCILMEMBER FLOWERS, _____:

BE IT ORDAINED, by the Common Council of the City of Poughkeepsie, as follows:

§6-39 is hereby amended by the following additions deletions:

Section 6-39 **Abandoned/vacant and foreclosed or foreclosing properties.**

[Ord. No. O-10-32, 11-15-2010, § 1; amended by Ord. No. O-12-07, 7-2-2012, § 1; Ord. No. O-14-22, 11-3-2014, § 1]

- (a) *Purpose and intent.* It is the purpose and intent of the City to establish a process to address the number of abandoned, vacant, and foreclosed or foreclosing properties located within the City. It is the City's further intent to specifically establish an abandoned, vacant, and foreclosed or foreclosing property program as a mechanism to protect residential neighborhoods from becoming blighted through the lack of adequate maintenance and security of such properties.
- (b) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in the section except where the context clearly indicates a different meaning:

ABANDONED REAL PROPERTY

The meaning as defined in Section 14-48(h) of the City of Poughkeepsie Code of Ordinances.

BUILDING

Any combination of materials having a roof and enclosed within exterior walls or firewalls, built to form a structure for the shelter of persons.

BUILDING INSPECTOR

The duly appointed Building Inspector or his designees.

CITY

The City of Poughkeepsie.

DAYS

Consecutive calendar days.

DEFAULT

With respect to a residential building containing four or fewer dwelling units: when the mortgagor is 60 days past due on the mortgagor's obligation to make a scheduled payment under a mortgage or a mortgage note. With respect to all other buildings: when the mortgagor is 90 days past due on the

mortgagor's obligation to make a scheduled payment under a mortgage or a mortgage note.

EVIDENCE OF VACANCY

Any condition that, on its own or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, accumulation of abandoned real property, as defined herein, and statements by neighbors, passersby, delivery agents or government agents, among other evidence that the property is vacant.

FORECLOSED

Describes a property for which a new deed has been recorded with the County Clerk following the foreclosure process and is recorded in the name of a bank, credit union, mortgage servicer, financial institution, REO, government corporation such as the Government National Mortgage Association (Ginnie Mae), government-sponsored enterprise such as the Federal National Mortgage Association (Fannie Mae) or the Federal Home Loan Mortgage Corporation (Freddie Mac), the Secretary of Housing and Urban Development, the Veterans Administration, or other such entity.

FORECLOSING

Describes a property that is in the process of foreclosure.

FORECLOSURE

The process by which a property, placed as security for a real estate loan, is sold at auction to satisfy the debt if the owner or borrower defaults.

INITIATION OF FORECLOSURE PROCEEDINGS

Commencing a foreclosure action on a property in any court of competent jurisdiction pursuant to New York Real Property Actions and Proceedings Law (RPAPL) § 1301 et seq.

MORTGAGEE

The creditor, including but not limited to service companies, lenders in a mortgage agreement and any agent, servant, or employee of the mortgagee, or any successor in interest and/or assignee of the mortgagee's rights, interests or obligations under the mortgage agreement.

NOTICE OF DEFAULT

A recorded notice that a default has occurred under a mortgage and that the mortgagee intends to proceed with a foreclosure sale.

OWNER

Any person, entity or service company, alone or severally with others; that:

- (1) Has legal title to any real property, including but not limited to a dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park; or
- (2) Has care, charge or control of real property, including but not limited to any dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park, or any administrator, administratrix, executor, trustee or guardian of the estate of the holder of legal title; or

- (3) Is the mortgagee of any such property who has initiated foreclosure proceedings as defined in this section; or
- (4) Is an agent, trustee or other person appointed by the courts and vested with possession or control of any such property; or
- (5) Is an officer or trustee of the association of unit owners of a condominium. Each such person is bound to comply with the provisions of these minimum standards as if he were the owner. However, "owner" shall not mean a condominium association pursuant to Article 9-B of the Condominium Act to the extent that such association forecloses on or initiates the foreclosure process for unpaid assessments due or owing to the association; or
- (6) Every person who operates a rooming house; or
- (7) Is a trustee who holds, owns or controls mortgage loans for mortgage-backed securities transactions and has initiated the foreclosure process; or
- (8) Has initiated foreclosure proceedings against a property pursuant to New York RPAPL § 1301 et seq.

OWNER OF RECORD

The person having title to the property as indicated upon the records of the Dutchess County Clerk.

PROPERTY

Any improved real property, or portion thereof, situated in the City and includes all the buildings or structures located on the property.

VACANT STRUCTURE

A building or structure that is not legally occupied.

- (c) *Registration.*
 - (1) Properties with vacant structures. Within 10 days of the date on which a structure becomes vacant, or within 10 days of being provided notices from the Building Inspector of the existence of a vacant structure that has not been registered, the owner shall register said property with the Building Department on a form provided by the Department.
 - (2) Foreclosed and foreclosing properties. Within 10 days of the effective date of this section, or within 10 days of the initiation of foreclosure proceedings, whichever is later, the owner of any foreclosed or foreclosing property shall register said property with the Building Department on a form provided by the Building Department.
 - (3) Registration pursuant to this subsection must be renewed at the end of each six months if the property is still in foreclosure and/or is vacant.
 - (4) Any mortgagee who holds a mortgage on real property located within the City shall perform an inspection of the property that is the security for the mortgage, upon default by the mortgagor, prior to the issuance of a notice of default. If the property is found to be vacant or shows evidence of vacancy, it

shall be deemed abandoned and the mortgagee shall, within 10 days of the inspection, register the property in accordance with this subsection and obtain a vacant property permit in accordance with Section 6-39(i) below. If the property is occupied but remains in default, it shall be inspected by the mortgagee or mortgagee's designee on a monthly basis until the mortgagor or other party remedies the default; or it is found to be vacant or shows evidence of vacancy. Such determination may be made by communication with the mortgagor, a visual inspection of the real estate, or other means reasonably calculated to determine if the structure is vacant. The property shall be deemed abandoned upon such time as it is found to be vacant or shows evidence of vacancy, and the mortgagee shall, within 10 days of the inspection, register the property in accordance with this subsection.

- (5) The Common Council, by resolution, shall establish a fee schedule for the registering of vacant structures and foreclosed or foreclosing properties but shall not require that an owner pay more than one registration fee per parcel per six-month period.
- (6) The owner shall notify the Building Inspector within 10 days of any change in the registration information, including the sale or transfer of the property, by filing an amended registration statement on a form provided for such purposes.
- (d) *Form.* The registration shall be submitted on forms provided by the Building Department and shall include the following information supplied by the owner:
 - (1) A description of the premises;
 - (2) The names and addresses of the owner or owners;
 - (3) If the owner does not reside in Dutchess County, the name and address of any third party who the owner has entered into a contract or agreement with for property management;
 - (4) The names and addresses of all known lien holders and all other parties with an ownership interest in the building;
 - (5) A telephone number where a responsible party can be reached at all times during business and nonbusiness hours; and
 - (6) A vacant building plan described in Section 6-39(e).
- (e) *Statement of Plan.* At the time a vacant building or dwelling is registered as required above, the owner shall submit to the Building Department a Statement of Plan and obtain a vacant property permit pursuant to Section 6-39(i). The plan shall include at least the following:
 - (1) The length of time the owner expects the vacancy to continue;
 - (2) The proposed rehabilitation or improvement to be made to the structure so as to make the structure suitable for its last use of record;
 - (3) A form in which the owner grants permission to the Building Inspector, Police Chief or Fire Inspector to enter and inspect the property;

- (4) A description of what will be done to secure the structure so that it will not become open to the general public;
- (5) An open trespass complaint to be filed with the Police Department.
- (f) *Failure to file a Statement of Plan and/or register.* Should the owner fail to submit a plan or fail to comply with such plan after it has been approved by the Building Department, the Building Inspector shall recommend to the Office of Corporation Counsel that a criminal information be filed in City Court, and the property shall be deemed abandoned pursuant to Section **6-39(m)** of this chapter.
- (g) *Maintaining and securing vacant structures.* All vacant real property shall at all times be properly maintained. A vacant structure shall be considered properly maintained if:
 - (1) It has all doors and windows and other openings weather-tight and secured against entry by the general public as well as animals.
 - (2) All roof and roof flashings shall be sound and tight such that no rain will penetrate the structure and must allow for appropriate drainage so as to prevent deterioration of the interior walls or other interior portions of the building.
 - (3) The building must be maintained in good repair, be structurally sound and free from overgrown vegetation, rubbish, garbage, and other debris.
 - (4) Structured members of the building shall be capable of bearing both live and dead loads, and the foundation walls likewise shall be capable of supporting an appropriate load.
 - (5) The exterior of the structure shall be free of loose or rotten materials as well as holes. Any exposed metal, wood or other surface shall be protected from the elements by appropriate weather-coating materials (paint or similar treatment).
 - (6) Any balconies, canopies, signs, metal awnings, stairways, fire escapes or other overhanging extensions shall be in good repair, appropriately anchored. The exposed metal and wood surface of such overhanging extensions shall also be protected from the elements against rust or decay by appropriate application of paint or similar weather-coating.
 - (7) Any accessories or appurtenant structures, including but not limited to garages, sheds and other storage facilities, shall meet the same standards.
 - (8) The property contains a posting with the name and twenty-four-hour contact phone number of the local individual or property management company responsible for the maintenance. This sign must be posted on the front of the property so it is clearly visible from the street.
 - (9) All bushes must be trimmed so as to provide an unobstructed view of the front of the house from the public roadway.
 - (10) The owner shall comply with all other relevant state and local regulations concerning the maintenance of property.

- (h) *Inspections.* The Building Inspector, Fire Department, Sanitation Inspector and/or Police Department shall have the authority to inspect properties subject to this section for compliance with Section 6-39(g) and to issue citations for any violations with directions to remedy the violation within 10 days of the date of the citation.
- (i) *Vacant property permit.* The Building Inspector will issue a vacant building permit upon being satisfied that the property is properly registered pursuant to Section 6-39(c) and properly maintained pursuant to Section 6-39(g). This permit shall be valid for a period of six months, at the end of which the inspection process must again be carried out by the Building Inspector.
- ~~(j) *Cash bond.* Within 10 days of the date on which the registration form is required under Section 6-39(c), the owner of any vacant and/or foreclosing or foreclosed property shall provide a cash bond in the amount of \$10,000 to the Building Inspector, as security in the event the Building Inspector is authorized pursuant to Section 6-39(m) below to secure the continued maintenance of the property until such time as the property is again legally occupied, sold, or transferred and to remunerate the City for any expenses incurred in inspecting, securing, marking, maintaining, or making such property safe. A portion of said bond, in an amount to be determined by the Building Inspector, not to exceed 10% of the total bond value, shall be retained by the City as an administrative fee to fund an account for expenses incurred in inspecting, securing, maintaining and marking other vacant and/or foreclosed or foreclosing properties that are not in compliance with this section. Any owner of a vacant and/or foreclosed or foreclosing property providing a bond pursuant to this subsection must also provide bonds for all other vacant and foreclosed or foreclosing properties it owns in the City.~~
- (k) *Liability insurance.* Within 10 days of the date on which the registration form is required under Section 6-39(c), the owner of any vacant and/or foreclosed or foreclosing property shall procure liability insurance for the property' with a coverage amount to exceed \$150,000 and shall furnish the Building Inspector with a copy of said certificate of insurance.
- (l) *Expiration of obligations.* An owner's obligations under Section 6-39(c) through (k) shall expire at such time as a property in foreclosure is sold or transferred, or a vacant property that is not in foreclosure becomes legally occupied again.
- (m) *Certification of abandonment.* Upon the Building Inspector's determining a property has been abandoned and/or is otherwise vacant and not in compliance with Section 6-39(c) through (g), the Building Inspector shall cause a certification of abandonment to be filed with the Building Department's records, and such certification shall be served upon the owner of the premises, either personally or by posting a copy of the certification in a conspicuous place on the property and by mailing a copy by certified mail to the owner or owners' last known address.
- (1) Upon the Building Inspector's filing a certification of abandonment, the Building Inspector, Sanitation Inspector, Police Department and/or Fire Department may, without further notice to the owner, take necessary steps to ensure the property is properly maintained pursuant to Section 6-39(g). The Building Inspector shall then provide the owner with a written statement of all costs associated with inspecting, securing, and maintaining the property. ~~If the owner fails to reimburse the City within five days of receiving said written statement of costs, the City shall draw down upon the bond paid by the owner pursuant to Section 6-39(j). If there is no bond available, [T]he costs incurred to ensure the property and/or dwelling is properly maintained shall be paid out of the municipal treasury on the certificate of~~

the Building Inspector. Such costs shall be charged against the land on which the building existed, as a municipal lien, or shall be added to the tax roll as an assessment or shall be levied as a special tax against the land upon which the building stands or stood or shall be recovered in a suit at law against the owner.

- ~~(2) If the Building Inspector draws down a cash bond provided pursuant to Section 6-39(j), he or she shall forthwith notify the owner of the amount by which the cash bond has been drawn down, and the owner shall have 10 days from the date of said notice to replenish the bond to the minimum of \$10,000 required in Section 6-39(j).~~
- (3) The owner of a property declared abandoned may petition the Building Department to remove the certification of abandonment by providing proof to the Building Inspector that the basis of the certificate of abandonment no longer exists and the owner is in compliance with this article.
- (n) *Establishment of list.* The Building Inspector is hereby directed to compile a list of all properties declared abandoned.
- (o) *Penalties.* Any person, firm, corporation, or association violating the provisions of this section shall be subject to a penalty of \$300 per day, per property, for the following violations, which shall constitute distinct and separately chargeable violations:
 - (1) Failure to register a property as required in Section 6-39(c). The first date on which a penalty for failure to register may be imposed is the latter of the following:
 - a. The 11th day after the owner is provided with written notice the existence of a vacant property;
 - b. The 11th day after the initiation of foreclosure proceedings; or
 - c. The 11th day after the effective date of this section.
 - ~~(2) Failure to provide a cash bond as required in Section 6-39(j). The first date on which a penalty for failure to provide a cash bond may be imposed is the latter of the following:
 - ~~a. The 21st day after the owner is provided with written notice of the existence of a vacant property;~~
 - ~~b. The 21st day after the initiation of foreclosure proceedings; or~~
 - ~~e. The 21st day after the effective date of this section.~~~~
 - ~~(3) Failure to replenish a cash bond that the Building Inspector has drawn down pursuant to Section 6-39(m). The first date on which a penalty for failure to provide a cash bond may be imposed is the 11th day after the Building Inspector notifies the owner of the obligation to replenish the bond to the minimum of \$10,000.~~
 - (4) Failure to provide proof of liability insurance as required in Section 6-39(k). The first date on which a penalty for failure to provide liability insurance a cash bond may be imposed is the latter of the following:

- a. The 21st day after the owner is provided with written notice of the existence of a vacant property;
 - b. The 21st day after the initiation of foreclosure proceedings; or
 - c. The 21st day after the effective date of this section.
- (5) Failure to rectify violations of Section **6-39(g)**. An owner who fails to remedy violations of Section **6-39(g)** within 10 days of the date of a citation issued pursuant to Section **6-39(h)** shall be subject to civil penalties as set forth in Sections **6-11** and **6-12** for each day the violation is unremedied or until the Building Inspector exercises his or her authority under Section **6-39(m)** to take necessary steps to ensure the property is properly maintained pursuant to Section **6-39(g)**.
- (p) *Procedure for serving notices.* Notices required pursuant to this section shall be served in the following manner:
- (1) Personally on any owner as defined in this section;
 - (2) Left at the last and usual place of abode of any owner, if such place of abode is known and is within or without the state; and sent by certified or registered mail, return receipt requested.

This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER _____:

ADDITIONS denoted by **Underlining and Bold**
DELETIONS denoted by ~~Strikethrough~~

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: 3/29/21

NAME AND ADDRESS OF EACH CLAIMANT:

DENNIS, KENDRA
PO BOX 512929
LOS ANGELES, CA 90051

TELEPHONE NUMBER: 877-818-0139

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

PROGRESSIVE WAS PARKED AND UNOCCUPIED AT 22 SMITH STREET P-LOT. WHILE PARKED AND UNOCCUPIED PROGRESSIVE VEHICLE WAS PLOWED IN BY CITY PLOWTRUCK. CITY PLOW TRUCK PUSHED ALL SNOW ONTO OR AROUND PROGRESSIVE VEHICLE CAUSING DAMAGE.
02-03-21 12:00 PM

ITEMS DAMAGED OR INJURIES SUSTAINED:

20 HONDA FIT - FRONT, REAR AND U/B

Signature of Claimant

Signature of Claimant

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

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
_____ day of _____, _____

Notary Public

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.

Claim Payment Detail (21-3257682)**Payment Information**

Disbursement Number: 781087291
EFT Trace Number: 714458651
Pay to the Order of: HUDSON VIEW AUTO BODY INC
Mailing Address: 1 OAKDALE AVE
POUGHKEEPSIE, NY 12601 USA
In Payment Of: Progressive Invoice Number: 80244645

Total Amount: \$3,767.85
Invoice Number: 80244645

Reviewed Summary

Issuing Rep: A089901
Issue Date: 02-15-21
Last Updated Rep: A089901

Approved By:
Review Date:
Reviewed By:

Bank Information

Type: Loss
Stop Reason:
Stop Date:

Bank Code: CTB
Cleared: 02-16-21

Exposure Detail: COLL

Party Name: DENNIS, KENDRA S
Property Description: 20 HONDA FIT
Payment Type: FINAL PAYMENT

Amount Paid: \$3,767.85
Deductible Taken: \$200.00
Property Damage: \$0.00
Rental: \$0.00

Claim Payment Detail (21-3257682)**Payment Information**

Disbursement Number:	781167451	Total Amount:	\$799.79
EFT Trace Number:	714519304	Invoice Number:	80693954
Pay to the Order of:	ENTERPRISE RENT A CAR CO		
Mailing Address:	PO BOX 840086		
	KANSAS CITY, MO 64184-0086 USA		
In Payment Of:	Progressive Invoice Number: 80693954		

Reviewed Summary

Issuing Rep:	A103375	Approved By:	
Issue Date:	03-24-21	Review Date:	
Last Updated Rep:	A103375	Reviewed By:	

Bank Information

Type:	Loss	Bank Code:	CTB
Stop Reason:		Cleared:	03-25-21
Stop Date:			

Exposure Detail: RENTAL

Party Name:	DENNIS, KENDRA S	Amount Paid:	\$799.79
Property Description:	20 HONDA FIT	Deductible Taken:	\$0.00
Payment Type:	FINAL PAYMENT	Property Damage:	\$0.00
		Rental:	\$799.79

PROGRESSIVE

Payment Address
24344 Network Place
Chicago, IL 60673-1243

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

3/29/2021 3:21:00 PM

Certified Mail Return Receipt Requested 9489 0090 0027 6301 1013 29

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
62 CIVIC CENTER PLAZA
POUGHKEEPSIE, NY. 12601

Your Client: CITY OF POUGHKEEPSIE
Your Claim Number: NA
Our Insured: DENNIS, KENDRA
Our Claim Number: 21-3257682
Amount Subject to Reimbursement: \$4,767.64
Amount of Insured's Deductible: \$200.00
IN ADDITION, THERE IS OUT OF POCKET RENTAL FOR \$150.00.

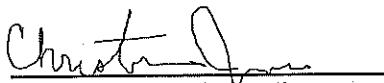
Please take this as formal notice of our subrogation rights relative to the above -captioned claim. We have completed our investigation into the facts of the above-captioned loss and find that your insured was the proximate cause of the accident.

Location of Loss: 22 SMITH STREET P-LOT, POUGHKEEPSIE NY
Date and Time of Loss: 02-03-21 AT 12:00 PM

Description of Loss: PROGRESSIVE WAS PARKED AND UNOCCUPIED AT 22 SMITH STREET P-LOT. WHILE PARKED AND UNOCCUPIED PROGRESSIVE VEHICLE WAS PLOWED IN BY CITY PLOWTRUCK. CITY PLOW TRUCK PUSHED ALL SNOW ONTO OR AROUND PROGRESSIVE VEHICLE CAUSING DAMAGE.

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

All supporting documentation is enclosed. Thank you for your anticipated, prompt attention to this matter.



Progressive Subrogation
Progressive Max Insurance Company
Tel. 877-818-0139
Fax. 888-781-6947
GovernmentStatus@email.progressive.com

2021 APR 14 PM 1:37
CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN



HUDSON VIEW AUTO BODY INC
1 OAKDALE AVE, POUGHKEEPSIE, NY 12601-1638

Office: (845) 454-5540

Fax: (845) 454-8062

CARSS1@VERIZON.NET

WWW.HUDSONVIEWAUTO.COM

EPA: 31313200082 License: R3140500 Tax ID: 141594354

Estimate ID
21-3257682-01
S1

Claim Number
21-3257682-01

Owner
KENDRA DENNIS
19 SMITH ST APT 1
POUGHKEEPSIE, NY 12601

Insured
KENDRA DENNIS

Appraiser
DARREN HUMMEL

NY License
IA 950106

Classification
None

Supplemented By
DARREN HUMMEL

NY License
IA 950106

Classification
None

Progressive Max Insurance Company

Insurance Company
Progressive Max Insurance Co
mpany

Claim Number
21-3257682-01

Reported Date
02/04/2021

Loss Date
02/03/2021

Adjuster
CINDY GARZON
(516) 502-9202 (Work)

Deductible
200.00 - Not Waived

Inspection Site
Hudson View Auto Body (SWE
)
1 Oakdale Ave
Poughkeepsie, NY 12601

2020 Honda Fit LX 4 Door Hatchback 1.5L 4 Cyl Gas Injected Auto Trans FWD

Exterior Color
NH731P (Crystal Black Pearl)

License
NY-KGY6238

VIN
3HGGK5H43LM731893

Condition
Good

Drivable
Yes

Odometer
4146

Production Date
10/2020

Mitchell Service Code
911677

Primary Point of Impact
Front (12)

Secondary Point(s) of Impact
Undercarriage (21)

Prior Damage Notes
side swipe on left side, dent on right pillar, left front wheel cover

Options

Air Conditioning	AM-FM Stereo	Anti-Lock Brake Sys. (ABS)	Automatic Headlights	Auxiliary Input
Bluetooth Wireless Connectivity	Cloth Seat	Cruise Control	Daytime Running Lights	Driver-Front Air Bag

Electric Defogger	Electronic Stability Control	First Row Bucket Seat	Keyless Entry System	Left-Curtain Air Bag
MP3 Player	Passenger-Front Air Bag	Power Door Locks	Power Remote Mirror	Power Steering
Power Windows	Rear Bench Seat	Rear Gate Wiper	Rear Spoiler	Rearview Camera
Second Row Side Airbag With Head Protection	Side Airbags	Steering Wheel Mounted Audio Control	Theft Deterrent Sys.	Tilt Steering Wheel
Tire Pressure Monitoring System	Traction Control/Electronic	Trip Computer		

KENDRA DENNIS | 2020 Honda Fit LX

Parts Profile
Fishkill AllPartTypes

Parts Profile Version
4.0

Line #	Description	LABOR			PART					
		Operation	Type	Total Units	Type	Number	Qty	Total Price	Tax	
Front Bumper										
1	AUTO	Frnt Bumper Cover Assy	Overhaul	Body	2.5#	Existing				
2	102652	Frnt Bumper Cover	Remove/Replace	Body	INC#	Aftermarket Certified	HO1000313C	1	\$236.00	Yes
3	AUTO	Frnt Bumper Cover	Refinish Only	Refinish	2.8 C					
4	102653	Frnt Bumper Clip (8 @ \$0.47)	Remove/Replace	Body	INC	New	91505-TM8-003	8	\$3.76	Yes
5	102668	Frnt Bumper License Plate Bracket	Remove/Replace	Body	INC	Aftermarket New	H4670	1	\$23.08	Yes
6	102663	Frnt Bumper Air Duct	Remove/Replace	Body	INC#	New	71109-T5R-A50	1	\$20.47	Yes
7	102658	Frnt Lwr Bumper Grille	Remove/Replace	Body	INC#	Aftermarket New	H6969	1	\$138.46	Yes
8	102659	Frnt Bumper Clip	Remove/Replace	Body	INC	New	91503-SZ3-003	1	INC	Yes
9	102669	R Frnt Bumper Fog Lamp Opening Cover	Remove/Replace	Body	INC	Aftermarket New	HO1039150	1	\$51.00	Yes
10	102670	L Frnt Bumper Fog Lamp Opening Cover	Remove/Replace	Body	INC	Aftermarket New	HO1038150	1	\$51.00	Yes
11	102673	R Frnt Bumper Spacer	Remove/Replace	Body	INC#	Aftermarket New	HO1033107	1	\$12.00	Yes
12	AUTO	Frnt Bumper Cover	Remove/Install	Body	INC#					
13	102674	L Frnt Bumper Spacer	Remove/Replace	Body	0.2#	New	71198-T5A-000	1	\$14.50	Yes
14	102473	Frnt Bumper Impact Absorber	Remove/Replace	Body	INC	Aftermarket Certified	HO1070161C	1	\$28.00	Yes
15	102677	Frnt Bumper Reinforcement Bar (HSS)	Remove/Install	Body	0.4r#	Existing				
Grille										
16	102769	Grille Assy	Remove/Install	Body	INC#	Existing				
Front Lamps										
17	101065	R Front Combination Lamp	Remove/Install	Body	0.3#	Existing				
18	101066	L Front Combination Lamp	Remove/Install	Body	0.3#	Existing				
Hood										
19	101098	R Hood Garnish	Remove/Install	Body	0.4#	Existing				
20	101553	L Hood Garnish	Remove/Install	Body	INC#	Existing				
21	101045	Hood Panel (Steel/Hss)	Repair	Body	2.5*	Existing				
22	AUTO	Hood Outside	Refinish Only	Refinish	2.4 C	Existing				

		LABOR			PART					
Line #		Description	Operation	Type	Total Units	Type	Number	Qty	Total Price	Tax
Cooling										
23	101055	Radiator	Remove/Install	Body	INC#	Existing				
51 24	101059	Cooling Radiator	Remove/Replace	Body	1.8#	Aftermarket New	103837	1	\$131.00	Yes
25	101015	L Lwr Cooling Cushion	Remove/Replace	Body	0.0	New	74172-SWA-000	1	\$14.20	Yes
A/C / Heater / Ventilation										
26	100104	A/C Condenser -M	Remove/Replace	Mechanical	0.6#	Aftermarket New	CND4441	1	\$112.00	Yes
27	AUTO	Evacuate & Recharge A/C -M	Remove/Replace	Mechanical	1.4					
Front Fender										
28	100174	R Fender Assy	Remove/Install	Body	1.0#	Existing				
29	102339	L Fender Liner	Remove/Replace	Body	0.3#	Aftermarket New	H4827	1	\$70.77	Yes
Front Inner Structure										
30	100999	L Frt Body Support Panel (Steel/Hss) -S	Repair	Body	2.0*	Existing				
31	AUTO	L Radiator Side Panel	Refinish Only	Refinish	0.5 C					
32	101000	Frt Body Lower Tie Bar (HSS) -S	Remove/Replace	Body	2.0	New	04603-T5R-A00ZZ	1	\$162.90	Yes
33	AUTO	Lower Tie Bar	Refinish Only	Refinish	0.5 C					
Engine / Body Under Covers										
34	101270	Engine Under Cover	Remove/Replace	Body	0.5	Aftermarket New	HO1228147	1	\$185.00	Yes
35	101265	R Engine Under Cover	Remove/Replace	Body	INC	New	74115-T5R-A00	1		Yes
36	101266	L Engine Under Cover	Remove/Replace	Body	INC	New	74165-T5R-A00	1	INC	Yes
37	101268	Lwr Engine Under Cover	Remove/Replace	Body	0.4	New	74170-T5R-A00	1	\$116.98	Yes
38	101554	Underbody Fastener (4 @ \$9.60)	Remove/Replace	Body	0.0	New	91506-T5A-003	4	\$38.40	Yes
39	102415	Lwr Underbody Center Floor Cover Clip (4 @ \$3.22)	Remove/Replace	Body	0.0	New	91505-TY2-003	4	\$12.88	Yes
Air Cleaner										
40	102414	Air Cleaner Intake Duct	Remove/Install	Body	INC	Existing				
41	102416	Air Cleaner Intake Joint	Remove/Install	Body	0.0r	Existing				
Additional Costs & Materials										
42	AUTO	Paint/Materials	Additional Cost						\$379.38*	Yes
43	AUTO	Hazardous Waste Disposal	Additional Cost						\$3.36*	Yes
Additional Operations										
44	AUTO	Clear Coat	Additional Operation	Refinish	1.8				\$0.00	
Special / Manual Entry										
45	900500	COVID-19 Sanitize	Remove/Replace	Body*	1.0*	Aftermarket New		1	\$25.00*	Yes
46	900500	CLEAN AND RETAPE	Remove/Replace	Body*	0.3*	Sublet	Sublet	1	\$3.00*	Yes
47	900500	R1234YF PER LB	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$150.00*	Yes
48	900501	15 OZ.								
49	900500	MASK JAMBS	Additional Labor	Body*	0.5*	Existing		0		
50	900500	ANTI-CORROSION PRIMER PER REPAIR PANEL	Remove/Replace	Body*	0.2*	Aftermarket New	Sublet	1	\$5.95*	Yes

Line #	Description	LABOR			PART				
		Operation	Type	Total Units	Type	Number	Qty	Total Price	Tax
51 900500	COOLANT	Remove/Replace	Body*	0.0*	New	New	1	\$30.00*	Yes
52 900500	CAVITY WAX/RUSTPROOFING COMPOUND 2 PANELS	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$12.95*	Yes
53 900500	URETHANE SEAM SEALER 1 PANEL	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$8.95*	Yes
54 900500	WELD THRU PRIMER 1 PANEL	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$3.95*	Yes
55 900500	FLEX ADDITIVE 1 PANEL	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$6.95*	Yes
56 900500	CAR COVER	Remove/Replace	Body*	0.0*	Sublet	Sublet	1	\$5.00*	Yes
57 900500	Post Repair Scan	Additional Labor	Body*	0.0*	Sublet	Sublet	1	\$75.00*	
58 900500	Pre Repair Scan	Additional Labor	Body*	0.0*	Sublet	Sublet	1	\$75.00*	
59 900500	REPAIR HORN WIRE	Additional Labor	Mechanical*1.0*		Existing				

* Judgment Item

T Included in Two Tone Calculation

Labor Note Applies

d Discontinued by Manufacturer

C Included in Clear Coat Calculation

A Included in Clear Coat and Two Tone Calculation

r CEG R&R Time Used for this Labor Operation

Parts Vendors

1-800 RADIATOR NEWBURGH
108 SOUTH WATER ST. Locally Owned & Operated
NEWBURGH NY 12550
(800) 723-4286 (Work)
(845) 569-0181 (Work)

Empire Auto Parts of NJ
15 Jackson Road
Totowa NJ 07512
(800) 624-4561 (Work)

Line	Part #	Total Price
24	103837	\$131.00

Line	Part #	Total Price
5	H4670	\$23.08

Supplier Notes: Quote#: 131612098895277
Notes: License Bracket - Part #: H4670
Description: FRONT LICENSE PLATE BRACKET ;;
cutoff for same day orders are 11:30 AM Stock
Number: H4670 / AM

7	H6969	\$138.46
---	-------	----------

Supplier Notes: Quote#: 131612098895280
Notes: Grille - Part #: H6969 Description: FRONT
BUMPER GRILLE (EXCEPT SPORT MODEL) ;;
cutoff for same day orders are 11:30 AM Stock
Number: H6969 / AM

29	H4827	\$70.77
----	-------	---------

Supplier Notes: Quote#: 131612098895279
Notes: Inner Fender Liner - Part #: H4827
Description: FENDER LINER LH (EXCEPT SPORT
MODEL) ;; cutoff for same day orders are 11:30
AM Stock Number: H4827 / AM

Keystone - Newburgh
13 Jeanne Dr
Newburgh NY 12550
(845) 566-0900 (Work)

Line	Part #	Total Price
2	HO1000313C	\$236.00
Supplier Notes: Quote#: 131612098895301 Notes: Bumper Cover, Front - LKQ Quote #: 788710688 Certs/Programs: CAPA/KeysIQ/PROGR, Desc: FRONT BUMPER COVER; PRIME/PAINT TO MATCH FINISH; MADE OF PP PLASTIC GUID #: HO1000313C Stock Number: HO1000313C / AM		
9	HO1039150	\$51.00
Supplier Notes: Quote#: 131612098895296 Notes: Front Lamp Cover - LKQ Quote #: 788710688 Certs/Programs: KeysIQ/PROGR, Desc: PASSENGER SIDE FOG LIGHT COVER; GLOSS BLACK FINISH; MADE OF ABS PLASTIC GUID #: HO1039150 Stock Number: HO1039150 / AM		
10	HO1038150	\$51.00
Supplier Notes: Quote#: 131612098895299 Notes: Front Lamp Cover - LKQ Quote #: 788710688 Certs/Programs: KeysIQ/PROGR, Desc: DRIVER SIDE FOG LIGHT COVER; GLOSS BLACK FINISH; MADE OF ABS PLASTIC GUID #: HO1038150 Stock Number: HO1038150 / AM		
11	HO1033107	\$12.00
Supplier Notes: Quote#: 131612098895298 Notes: Bumper Filler Panel, Front - LKQ Quote #: 788710688 Certs/Programs: KeysIQ/PROGR, Desc: FRONT PASSENGER SIDE BUMPER COVER RETAINER; MADE OF POM PLASTIC GUID #: HO1033107 Stock Number: HO1033107 / AM		
14	HO1070161C	\$28.00
Supplier Notes: Quote#: 131612098895297 Notes: Bumper Energy Absorber, Front - LKQ Quote #: 788710688 Certs/Programs: CAPA/PP/KeysIQ/PROGR, Desc: FRONT BUMPER IMPACT ABSORBER; MADE OF EPP FOAM GUID #: HO1070161C Stock Number: HO1070161C / AM		
26	CND4441	\$112.00
Supplier Notes: Quote#: 131612098895293 Notes: AC Condenser - LKQ Quote #: 788710688 Certs/Programs: KeysIQ/PROGR, Desc: A/C CONDENSER; FOR 1.5L L4 ENGINE GUID #: CND4441 Stock Number: CND4441 / AM		
34	HO1228147	\$185.00

Line	Part #	Total Price
------	--------	-------------

Supplier Notes: Quote#: 131612098895295
Notes: Cooling Splash Shield - LKQ Quote #:
788710688 Certs/Programs: KeysIQ/PROGR,
Desc: UNDERCAR SHIELD; FITS DX/LX
MODELS; MEXICO BUILT; MADE OF PP
PLASTIC GUID #: HO1228147 Stock Number:
HO1228147 / AM

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

Estimate Totals

Labor	Units	Rate	Sublet Add'l Amount	Totals
Body Labor	16.6	\$53.00	\$150.00	\$1,029.80
Refinish Labor	8.0	\$53.00		\$424.00
Mechanical Labor	3.0	\$53.00		\$159.00
Total Labor	27.6			\$1,612.80
			Taxable	\$1,612.80
			Tax (8.125)%	\$131.04
			Non-Taxable	\$0.00
			Labor Total	\$1,743.84
Parts	Amount			
Taxable Parts	\$1,674.15			\$1,674.15
			Parts Adjustments	\$0.00
			Tax (8.125)%	\$136.02
			Non-Taxable	\$0.00
			Parts Total	\$1,810.17
Costs	Amount			
Other Additional Costs	\$3.36			\$3.36
Paint Materials	\$379.38			\$379.38
			Taxable	\$382.74
			Tax (8.125)%	\$31.10
			Non-Taxable	\$0.00
			Costs Total	\$413.84
Paint Materials Method: RMC				
Gross Totals	Amount			
Gross Total	\$3,967.85			\$3,967.85
			Taxable	\$3,669.69
			Tax	\$298.16
			Non-Taxable	\$0.00
			Gross Total	\$3,967.85
Adjustments	Amount			
Deductible	-\$200.00			-\$200.00
Total Customer Responsibility				-\$200.00

Estimate Totals

Net Estimate Total	\$3,767.85
Less Original Net Total	\$3,614.75
Net Supplement Amount	\$153.10

S1: DARREN HUMMEL	\$153.10
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"All manufacturers requirements regarding seat belt and supplemental restraint system replacement must be adhered to. If additional parts or operations are necessary to properly accomplish this, please contact the estimating claims rep."

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

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

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

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

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

Lifetime guarantee for sheet metal and plastic body parts

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

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

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

consequential damages that result from the installation or use of these parts.

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

Part Type Terms and Abbreviations

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

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

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

Recycled: This refers to a used OEM part.

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

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

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

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

Shop Signature: _____ Est. completion Date: _____

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

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

SHOP OF YOUR CHOICE".

Disclaimer: Any person who knowingly and with intent to defraud any insurance company or other person files an application for 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.

Cycle Time Information

Due In	2/5/2021
Estimated Completion Date	2/17/2021
Arrived At Shop	2/5/2021

Estimate Event Log

Job Created	2/4/2021 02:43 PM
Supplement 1 Started	2/5/2021 11:09 AM
Supplement 1 Printed	2/11/2021 03:06 PM
Supplement 1 Committed	2/11/2021 03:06 PM

Date: 2/11/2021 3:06:19 PM
 Estimate ID: 4486746
 Supplement: 1 - 2/11/2021 3:06:18 PM
 Profile ID: NY - OraDutc AllPartTypes - SWE

Supplement Delta Report
Comparison of Estimate 4486746 Supplement 0 and Supplement 1

Damage Assessed By: DARREN HUMMEL
 Supplemented By: DARREN HUMMEL

Insured: KENDRA DENNIS
 Owner: KENDRA DENNIS
 Vehicle Description: 2020 Honda Fit LX
 Date of Loss: 02/03/2021

Line Item	Labor Type	Operation	Line Item Description	Part Type/Num	Dollar Amount	Labor Units	CEG Unit
Changed Entries							
23	Body	REMOVE/INSTALL	Radiator	Existing Existing	0.00	1.6	1.6
23	Body	REMOVE/INSTALL	Radiator	Existing Existing	0.00	INC	1.6
Added Entries							
24	Body	REMOVE/REPLACE	Cooling Radiator	Aftermarket New 103837	131.00	1.8	1.8T

Global Changes

No Deductible, Deductible Reduction Credit, Customer Responsibility, Labor Rate, or Part Adjustment changes were made.

	Amount
Original Estimate	3,614.75
Supplement 1	153.10
Orig Total Tax	286.66

Supp 1	298.16	
Total Tax		
Net Supplement Amount		153.10

Net Total		3,767.85
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	Program Calc Version	Data Versions
Supp 0	17	FEB_21_V
Supp 1	17	FEB_21_V

Software Version: 20.4

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HUDSON VIEW AUTO BODY INC
1 OAKDALE AVE, POUGHKEEPSIE, NY 12601-1638
Office: (845) 454-5540
Fax: (845) 454-8062
CARSS1@VERIZON.NET
WWW.HUDSONVIEWAUTO.COM
EPAID:31313200082 LicenseId:R3140500 TaxID:141594354

EstimateID
21-3257682-01
S1

Refinish Materials Calculation Report

Vehicle/Job Info

License
KGY6238

Vehicle
2020 Honda Fit

VIN
3HGGK5H43LM731893

Paint Codes

Two Tone Paint Code

Paint Code 1
NH731P (Crystal Black Pearl)

Paint Code 2

Paint Type
Waterborne

Method
Color & Clear

Method

Refinishing Materials

Materials	Units	\$/Per	Cost
1. Paint Code 1 Time Less Overlap	6.20		\$379.38
2. Paint Code 2 Time Less Overlap	0.00		\$0.00
3. Blend 1 Time	0.00		\$0.00
4. Blend 2 Time	0.00		\$0.00
5. Buffing/Polishing	0.00	\$8.65	\$0.00
6. Additional Refinishing Materials			\$0.00
Refinishing Materials Subtotal			\$379.38

Bodywork Materials

Materials	Units	\$/Per	Cost
1. Metal Materials	0.00	\$7.38	\$0.00
2. Fiberglass Materials	0.00	\$12.06	\$0.00
3. Plastic "Flex" Materials	0.00	\$21.56	\$0.00
4. Additional Bodywork Materials			\$0.00
Bodywork Materials Subtotal			\$0.00

Adjustments

Adjustments	Markup/Discount	Cost
Markup/Discount	0.00%	\$0.00

Grand Total

\$379.38



Rental Company:
Invoice:
Alternate Invoice
Number:

ENTERPRISE RENT-A-CAR
D2FT30P-24H3
2FT30P

Bill To: PRO24NH
PROGRESSIVE
ATTN: LOSS REPORTING _UNASSIGNED
3 DAKOTA DR STE 200
NORTH NEW HYDE PA, NY 110421167

RENTAL DETAIL:

Rental Period: 2/5/21 to 2/24/21 (20 days)
Billed Period: 2/5/21 to 2/24/21 (20 days)

RENTER INFORMATION:

Renter: SMITH, KENDRA

RENTAL INFORMATION:

Rental Branch Location:
ENTERPRISE RENT-A-CAR (24H3)
696 DUTCHESS TPKESUITE B
POUGHKEEPSIE, NY 126036445
(845) 485-2222

ADDITIONAL CLAIM INFORMATION:

Claim Number :21-3257682
Claim Type: Insured
Vehicle Condition: Driveable
Date Of Loss:
Insured Name:
Owner's Vehicle:
Additional Driver:

Products and Services	Quantity	Rate	Amount
TIME & DISTANCE	20	33.29	\$665.80
PREVENTATIVE MAINTENANCE CHARG	1	150.00	\$150.00
Taxes and Surcharges			
CAR RENTAL SALES TAX	1	12.00%	\$79.89
SALES TAX	1	8.12%	\$54.10
Total Charges:			\$949.79
Less Amount Received:			\$150.00
Total Amount Due:			\$799.79

Repair Facility:

HUDSON VIEW AUTO BODY INC-H3
POUGHKEEPSIE, NY 12601
(845) 454-5540

VEHICLES RENTED:

Effective Date and Time	Year	Make	Model	VIN	Starting Mileage	Ending Mileage	Mileage	Rate Charged
2/5/21 10:10 AM	2021	CHEV	MALI	1G1ZD5ST9MF035082	3413	3950	537	\$33.29
2/5/21 5:46 PM	2021	CHEV	MALI	1G1ZD5ST1MF034962	2343	4000	1657	\$33.29

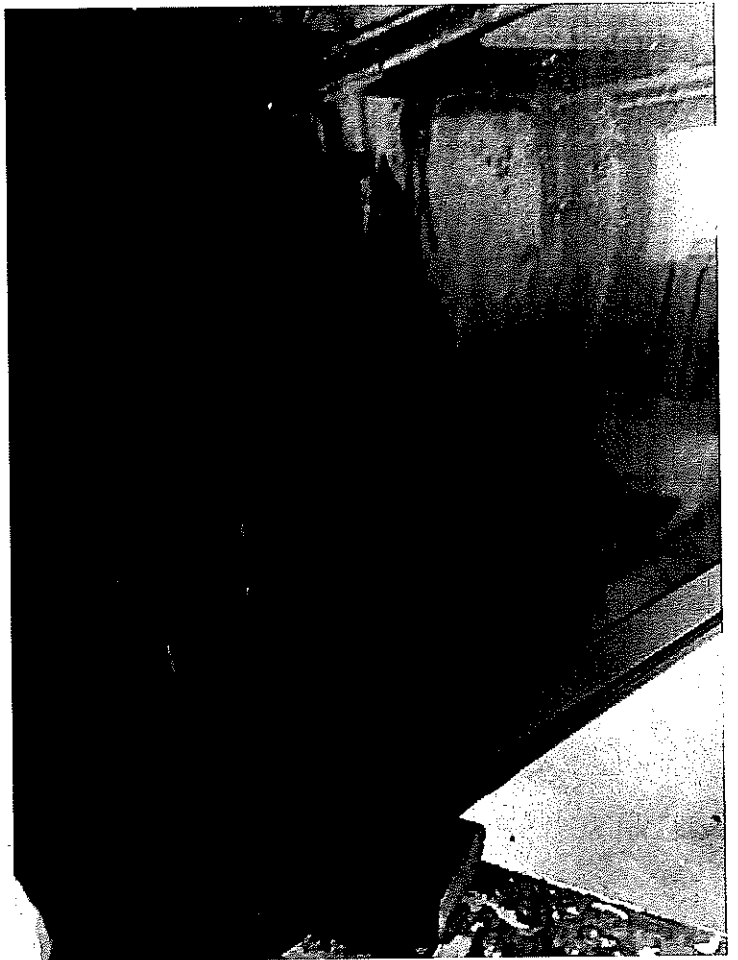
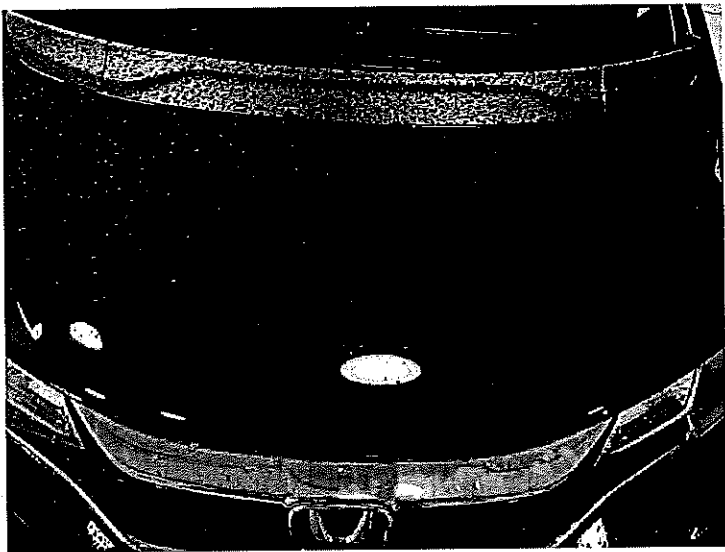
Rental Invoice

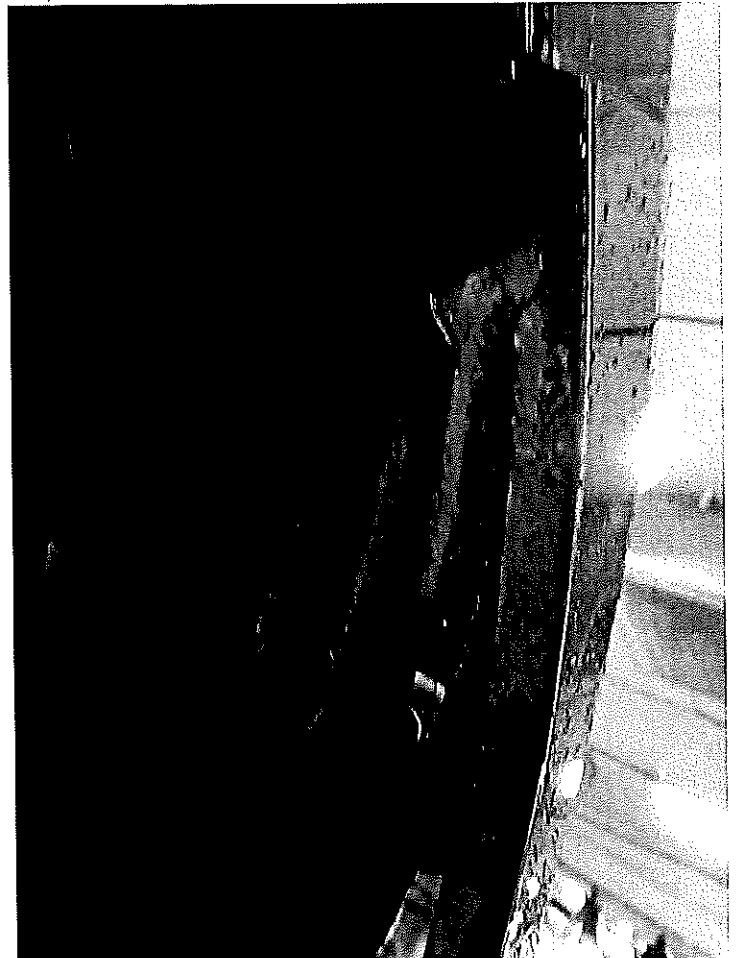
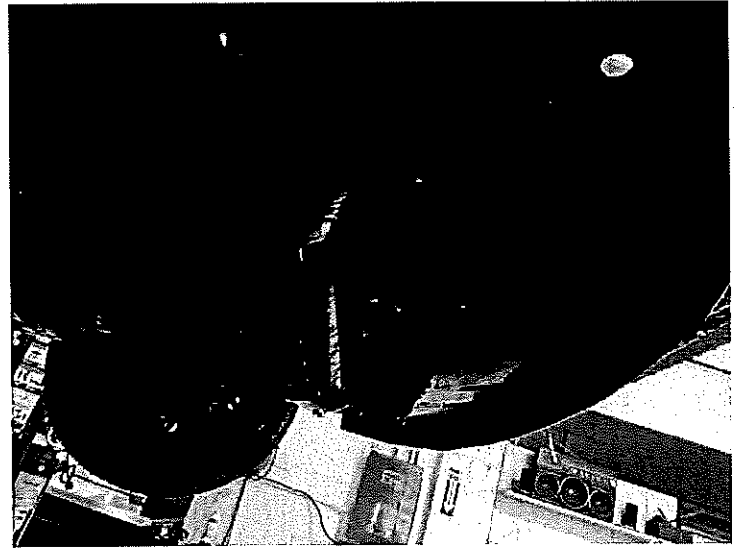
Please Return This Portion with Remittance

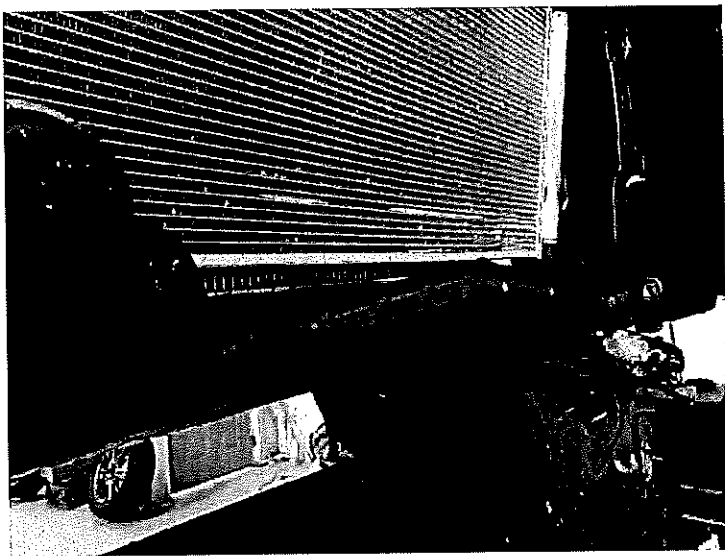
Make Payment To:
ENTERPRISE RENT-A-CAR
P.O. BOX 840086
KANSAS CITY, MO 64184-0086
Federal ID: 43-0724835

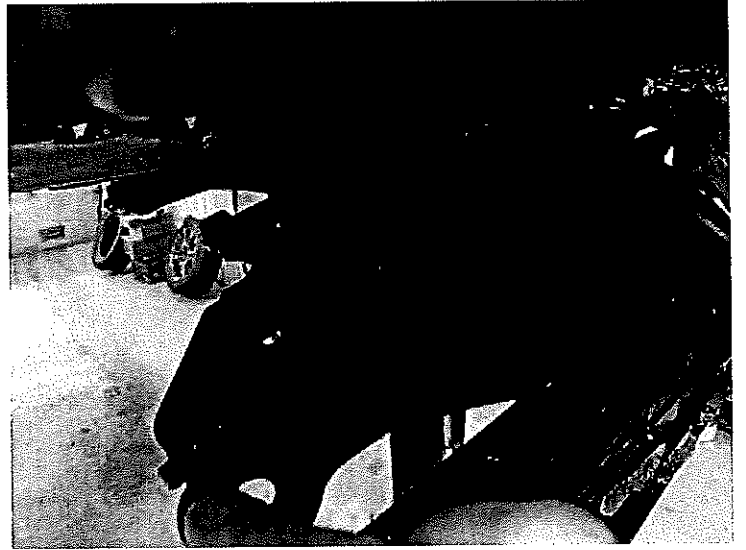
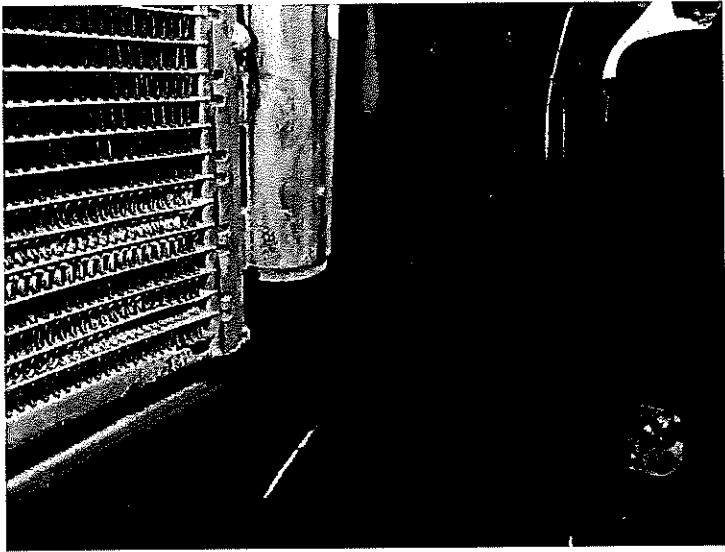
Total Charges: \$949.79
Less Amount Received: \$150.00
Total Amount Due..... **\$799.79**

Please include on your check:
Invoice: D2FT30P-24H3









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: 04/02/2021

NAME AND ADDRESS OF EACH CLAIMANT:

TELEPHONE NUMBER: 636-651-0677

NAME AND ADDRESS OF ATTORNEY (IF ANY):

n/a

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

On 02/22/2021 my insured, Brian Gaffney, was rear ended at a stop light @ the intersection of Washington and Mansion St. in Poughkeepsie NY. He was rear ended by a bus for the City of Transportation. Hakeem James is the driver. The plate for the bus is AZ4341 NY state plates. It was a 2017 Eldo Bus. Damage are a total of \$1,395.44.

ITEMS DAMAGED OR INJURIES SUSTAINED:

n/a

Signature of Claimant

Signature of Claimant

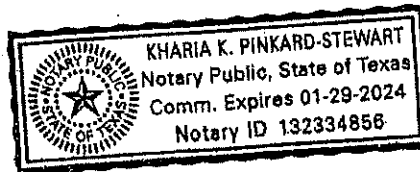
STATE OF NEW YORK, COUNTY OF Poughkeepsie s.s.:

Ruth Black 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.

Ruth Black
Signature of Claimant

Signature of Claimant

Sworn to before me this 05 day of Apr, 2021
Kharia K. Pinkard-Stewart
Notary Public



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.

2021 APR 12 PM 3:32
CITY OF POUGHKEEPSIE
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

2021 APR 21 AM 9:53

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN

TODAY'S DATE: 4/12/21

NAME AND ADDRESS OF EACH CLAIMANT:

Grace Cherry
17 Harrison St
Poughkeepsie NY 12601

TELEPHONE NUMBER: 845-486-9886

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

I fell on ~~even~~ uneven sidewalk on 4/9/21 @ approx
10p in front of 27 Marshall St Pk NY
claiming \$25,000

ITEMS DAMAGED OR INJURIES SUSTAINED:

I received a cut on my forehead, bridge of nose
& nostrils

Grace Cherry

Signature of Claimant

Signature of Claimant

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

Grace M. Cherry 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.

Grace Cherry

Signature of Claimant

Signature of Claimant

Sworn to before me this 11th day of April, 2021

Monika Arias

Notary Public

Monika Arias
Notary Public, State of New York
No. 01AR6286299
Qualified in Dutchess County
Commission Expires 07/23/2021

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.

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

April 22, 2021

VIA HAND DELIVER
City of Poughkeepsie

Re: 30 Day Notice for On-Premises Beverage License
Caturday Catering Inc.

City Clerk,

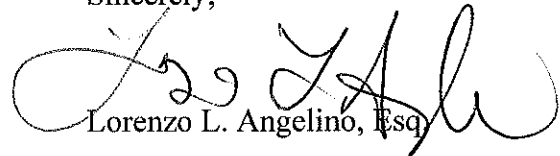
Enclosed please find the standard notice for providing a 30-day advance notice to a local municipality in connection with an on-premises Alcoholic Beverage License.

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 premises was previously licensed.

My client is attempting to submit the application sooner than the thirty day period and may do so with a letter from your city 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

2021 APR 22 PM 2:32
CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN



OFFICE USE ONLY		
☐ Original	☐ Amended	Date _____

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

1. Date Notice was Sent: 04/22/2021 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

CITY OF Poughkeepsie
CITY CHAMBERLAIN
2021 APR 22 PM 2:32

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: Caturday Catering Inc.

6. Trade Name (if any): _____

7. Street Address of Establishment: 135 N. Water Street

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

9. Business Telephone Number of Applicant/Licensee: _____

10. Business E-mail of Applicant/Licensee: userdave2798@aol.com

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

12. Extent of Food Service:

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

13. Type of Establishment: 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): _____

OFFICE USE ONLY		
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16. List the floor(s) of the building that the establishment is located on: Ground Floor
17. List the room number(s) the establishment is located in within the building, if appropriate: n/a
18. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☐ Yes ☒ No
19. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:
Della Provisions 2191120
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: Water Street Development Co
23. Building Owner's Street Address: 1235 North Water Street
24. City, Town or Village: Poughkeepsie State: NY Zip Code: 12601
25. Business Telephone Number of Building Owner: (845) 454-4244

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

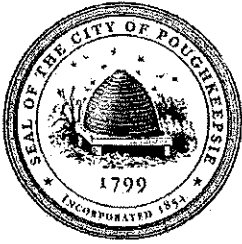
I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations 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: David Hutton Title: Secretary / Treasurer

Principal Signature:





THE CITY OF POUGHKEEPSIE NEW YORK

PUBLIC HEARING

Monday, April 5, 2021 5:30 p.m.

City Hall

The Public Hearing was conducted using videoconferencing, as permitted by the NYS Open Meetings Law.

Welcome to the scheduled meeting of the Public Hearing in the City of Poughkeepsie. The date is April 5, 2021 and the time is 5:30 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.

THIS HEARING IS FOR THE PURPOSE OF RECEIVING COMMENTS ON THE PROPOSED DESIGNATION OF THE "EASTMAN PARK OVAL" AS A LOCAL HISTORIC LANDMARK

Councilmember-At-Large Salem called the meeting to order at 5:30 p.m.

PUBLIC COMMENT: Five (5) minutes per person public comment.

- 1. Naomi Brooks** – S. Grand Ave - Have you ever been driving or taking the bus and momentarily forgotten where you are? You look around quickly, trying to get your bearings and see if you missed your destination. It's a landmark, a unique feature that tells you where you are - that's what you are searching for. Poughkeepsie is full of them: quirky streets, unique architecture, river views - small gems embedded in our neighborhoods. They are our touchstones, the anchors that let us remember where we are, here in our city. The historic places and buildings in Poughkeepsie are essential in providing our unique signature. Our residents enjoy living in them or looking out at them; our visitors relish learning about them.

Official Minutes of the Public Hearing of April 5, 2021 regarding the designation of Eastman Park Oval as a Local Historic Landmark

George Eastman had an incredible influence on many of these pivotal sites. He built his own mansion and created its stately grounds right in the heart of the city, and opened those grounds to our residents to enjoy and appreciate. He wanted a safe and inviting place for everyone to participate in wholesome activities. His oval, ringed by trees, had a lush lawn and a beautiful perimeter wall. Now that we are again imagining how to make the entire Eastman site meet many of the same purposes for area residents, we should celebrate and incorporate Eastman's original vision. That will truly make this new endeavor a singular and memorable place in Poughkeepsie, and will honor its past and fold it into its future. Please designate the Eastman Oval as a local historic landmark.

2. **Laurie Sandow** - South Grand Avenue - At the Common Council's Monday, March 15, 2021 meeting, Resolution R21-33 was passed, setting a public hearing regarding the proposed nomination of "Eastman Park Oval" as a local historic landmark. Was the nomination or any other supporting documentation enclosed in the Council packet of March 15? No, of course not. Nor was the resolution, the nomination, or any other documentation posted to the City website alongside the notice posted for tonight's April 5, 2021, public hearing. The Council pretends to seek public input but, as usual, this Council's doesn't give a rat's patoot, or is outright hostile, to public knowledge and input. There were pages and pages of documents in the March 15 Common Council agenda packet referring to the future of the City of Poughkeepsie Y, and the proposed sale involving the City, the County and Eastman and the future Y. And, in stark contrast, there was an agenda line item and a resolution, but not a single page of documentation for the nomination of "Eastman Park Oval" as a local Historic Landmark. If one searches the City website for "Eastman", one comes up with a big, fat zero. No, instead I, and everyone else, has to wade through agenda pages formatted as graphics rather than as searchable text, before being able to discover that I probably have to go back to the February 11, 2021, HDLPC meeting to find the document I'm looking for. Laurie Sandow comments at Common Council Eastman public hearing, April 5, 2021 — Pg. 2 of 2 Three Councilmembers in particular—Sarah Salem, Sarah Brannen and Evan Menist—are notorious for proclaiming themselves as lifelong or longtime Poughkeepsie or Hudson Valley residents, yet before assuming their elected positions, they have absolutely no track record for involving themselves at Council meetings or other Poughkeepsie meetings. Their "interest" did not develop until they got themselves elected, or walked into their seats unopposed, and assumed the privileged positions of abusing their power, informing themselves behind closed doors, making false promises, yet continuing to deprive the public of easy and transparent information access. Information for the privileged. But for the public?—not a nod in favor of open data, public disclosure, making anything transparent or easy accessible to members of the public. I wholeheartedly support the nomination and declaration of Eastman Park as a locally designated historic landmark. That is different than what the Resolution seems to indicate, which is a designation for only "Eastman Park Oval". The Council needs to clarify what, in fact, they are designating

At 5:41 PM the Public Hearing was adjourned.

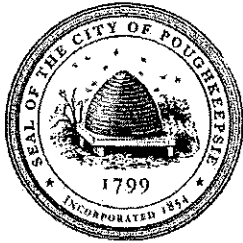
Official Minutes of the Public Hearing of April 5, 2021 regarding the designation of Eastman Park
Oval as a Local Historic Landmark

Dated: April 20, 2021

I hereby certify that this true and correct copy of the Minutes of the Common Council Public
Hearing held on April 5, 2021.

Respectfully submitted,

Jasmin N. Davis
Acting City Chamberlain



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, April 5, 2021 6:30 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 April 5, 2021, and the time is 6:34 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:

ROLL CALL- Eight present, one absent (Councilmember L. Johnson, late arrival)

II. REVIEW OF MINUTES:

- 1. A motion was made by Councilmember Brannen and seconded by Councilmember Flowers to accept the minutes.**

Official Minutes of the Common Council Meeting of April 5, 2021

CCM Minutes of Public Hearing 03-15-2021						
☒ 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	☒	☐	☐	☐

CCM Minutes of 03-15-2021						
☒ 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	☒	☐	☐	☐

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. Laurie Sandow – S. Grand Ave

Laurie Sandow comments at Common Council meeting, April 5, 2021 —

This past weekend I watched young residents of Luckey Platt packing a moving van, going who knows where in this increasingly unaffordable city. Was their councilmember, Evan Menist, there helping them pack? No, of course not. Was Menist there apologizing and begging their forgiveness for not taking an interest and creating a better outcome for affordable housing? Was Menist using his ward funds or his own personal funds to help them or any of the others who have already, or who are on the verge of, losing their homes; helping them to find or afford or cover moving expenses or security deposits at their new places? No, of course not. The same councilmember who, rather than using a bible, made a big show of having himself sworn in on a copy Jane Jacobs' "The Death and Life of Great American Cities", has claimed ignorance about Baxter and his investors jacking up prices on existing Luckey Platt tenants. Other than proposing a phony, worthless, so-called inclusionary zoning resolution, Councilmember Menist is

entirely silent and missing in action when it comes to the rich, millennial carve-out underway in the center of Poughkeepsie—a carve-out that he wholeheartedly supported and supports, the effect of which is to cause the loss of roofs over the heads and the forced migration of the city’s least privileged, at the same time it benefits privileged developers. Actions have consequences, but not for our Teflon councilmembers. On March 15, Council Chair Sarah Salem illegally curtailed one of the two yearly Special Informational Meetings—the public’s opportunity to question administration members, department heads and councilmembers. Part Two was abruptly scheduled to take place a week later on March 22, when—no surprise—Salem hoped no-one would know, and no one would be watching. During that meeting, Councilmembers Petsas, Randall Johnson and Sarah Brannen were absent, allegedly excused by the Chair. But Sarah Brannen responded to a Freedom of Information (FOIL) request for her excused absence by stating: “I [also] don’t have any FOIL related records to provide for this request.” Laurie Sandow comments at Common Council meeting, April 5, 2021 — Pg. 2 of 2 Sarah Salem, Randall Johnson Jr., and the repeatedly off-camera, ever-disappearing Chris Petsas—all in violation of law—have not replied AT ALL to that FOIL request. This is despite Council Chair Salem testifying on tape that these councilmembers were all provided excused absences. Until documentation is provided, that statement will stand as fraudulent testimony by the Council Chair and unexcused absences by the missing councilmembers. At the Part Two Informational Meeting, Salem confirmed that Salem has been giving special advance notice and registration privileges to people who agree with the Chair’s politics—a clear violation of the At-Large member’s obligation under the City Charter, which includes a proviso that the at-large member answers to all City voters, not just those of a single ward. Salem swore to provide a list of people who bypassed the City Chamberlain, and registered only through Salem but—no surprise—yet again Salem has been non-responsive to a Freedom of Information (FOIL) request for that list. And, because time is short, I’ll conclude by commenting on the last-minute posting and makeup of the Council’s latest pretense—their so-called “Southern Waterfront Site Redevelopment Task Force” composed, among others, by: — Councilmembers Brannen and Menist, both of whom get campaign contributions from residents of Hudson Pointe—something they’re always careful to avoid mentioning; —Joan Mandle, a resident of that same Hudson Pointe; —Cornelia Lia Harris, who gladly joined Sarah Salem and Evan Menist in circulating a false, slanderous, libelous narrative about why I (Laurie Sandow) was silenced and arrested at a Common Council meeting, and —a sixth member whose partner joined Sarah Salem and Jonathan Bix in mounting attacks on the electoral district seats of African-American members of the City of Poughkeepsie Democratic Party. That’s six out of 11, or a majority of members of the so-called Redevelopment Task Force. Need I spell out the pre-determined outcome for any position or vote this Council task force will render?

2. Gary Pravritzky

Gary Pravritzky comments at Common Council meeting, April 5, 2021

Good evening and thank you for the opportunity to speak tonight. It is with great pleasure that the HDLPC unanimously recommends the designation of the Eastman Park Oval as a local historic landmark. For over a century, Eastman Park served as one of the most well-known symbols of the city of Poughkeepsie. Designed between eighteen sixty five and eighteen sixty seven, Eastman Park was the creation of the legend, legendary Harvey Eastman, whose profound influence on the city of Poughkeepsie's development has been equaled only by the likes of Matthew Vassar and William W. Smith with the purchase of eight different parcels over a two year period. Eastman put together a twenty seven acre plot directly in the heart of the city, where others had seen vacant swampland and abandoned hillside and some rundown old houses. Eastman saw a location he could make into a mini Central Park for his city and his striking home for his family. With a genius for mass advertising, Eastman was quick to promote Eastman Park in a series of handsome engravings. The park became one of the most well-known beauty spots in the Hudson Valley, illustrated and described in tourist guidebooks, periodicals, postcards and newspaper articles. The park's unlikely beginnings as a swamp, the impressive feat of turning it into an elegant park and the complete lack of selfishness on the part of the Eastman family in sharing their state with all classes of society. These were the special traits that made the park story captivating and particularly American. For the community, having a wealthy man's pleasure ground so freely presented to them and so conveniently enjoys seemed to bring out the best of behavior, he's been boasted to journalists that he had never had a flower pluck, a footstone or any and any injury done to his grounds. The park's unusual sunken city was especially enjoyed for the way in which activities unfolded below was below street level and a kind of picturesque tableau stretching across the entire oval and beyond to the athletic field. Especially admired was the three foot tall blue stone wall with white marble coping along South Avenue and the white marble main entryway with four pillars to marked with the letter E. Viewed from within the park, the wall along South Avenue appeared simply as a line of white. From outside the park, this low wall allowed for easy observation, enjoyment of the park's beauty spread out below with its convenient location and long history as a symbol of the city. Eastman Park became the national center of civic life for decades. Eastman Park Oval was where the city came together in times of sadness, in times of triumph, or just to celebrate being together as a community. Eastman park is also significant for its association with one of the most important figures in the city's history, Harvey G Eastman. As a three time mayor, Eastman was instrumental in bringing Poughkeepsie clean water, paved streets, paved sidewalks, sewer lines, street lights, horse drawn street cars and opera house, and a free lecture series for both the general public and his students that brought some of the period's finest speakers to Poughkeepsie. When Poughkeepsie lagged behind other communities and erecting a civil war monument, Eastman came forward to provide a soldiers memorial fountain. When Poughkeepsie seemed to slow to build townhouses that could attract affluent New York City families, Eastman erected to keep these most stylish and sophisticated brownstone at

Eastman Terrace. And when other cities were establishing their first public works parks, Eastman made sure Poughkeepsie could make claim to that amenity by opening his own grounds to one and all. In his work as a two time state legislator, Eastman secured key railroad bridge legislation to help his hometown, but also let his colleagues in exploring more far reaching model city initiatives. Eastman was particularly interested in. What today we call urban planning. And was a leader in formulating significant proposals to build and improve rapid transit system in Manhattan and a new aqueduct that would like to keep these Hudson River water to the New York City area further afield. This one was old, was long fascinated with the development potential of Florida and well before others had seen it had he's been living a longer life. He died prematurely of tuberculosis at the age of 45. It is also it is also I'm sorry, it is almost impossible to predict where his restless energy and visionary thinking would have taken him. And Poughkeepsie as well. A few others have even come close to having the profound and electrifying impact Harvey Eastman had on the city of Poughkeepsie. We look forward to the common council recognizing the deep significance Eastman Park Oval and Harvey Eastman have held in this community for over a century.

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS:

The Common Council is still accepting resumes and letters of interest for our redistricting commission, which is an extended deadline to April 30th. So if you're interested in serving on that commission, please email me at Salem at city Poughkeepsie, dot com with a resume, a letter of interest. If you have already expressed interest in serving and you have sent your letter of resume or your letter of interest in your resume to me. Thank you. You'll be hearing from us soon when we start scheduling interviews for that commission and that commission, just so everyone is aware, works off of the most current census data. We do not currently have that data in our hands. However, we're hoping to get this commission formed so that they can start to work together because it'll be a long term process. It could be up to a year of the through the redistricting process. So if you're interested again, please send your resume a letter of interest, still seeking those applications. And again, if you have already sent interest, you will be hearing from us to set up an interview. The mayor has released his state of the city on March 30th, 2021. And I'd like to commend him for offering a great address and bringing to the forefront the incredible efforts of our community. From City Hall staff to our health care workers, frontline volunteers, scientists, for profit nonprofit sectors and members of the public coming together in order to overcome the crisis that we have been faced

with, that we are still facing. And I want to echo his sentiment on that. The efforts we've seen put forward and the care that our entire community has shown for one another is nothing less than inspiring. I also like to commend the city council, every single member of it, for their ability to pivot so quickly in order to continue to meet the needs of the community through the pandemic. We should all be proud of each other and we should all be proud of our city. We should be proud of our city staff. We should be proud of our mayor. I'm feeling incredibly proud to be a city Poughkeepsie resident and to serve the city beekeepers in the capacity of common council chair and a common council member with my colleagues on the council, with the mayor, with the city administration, with the staff and with all of our members of community. And as a part of when the mayor releases his state of the city, is up to the chair to offer a few responses and remarks. And so I'd like to do that just on a few of the points that he hit in the state of the city, again, which I thought was a very strong address. And he did layout a nice path forward for us as we enter through 2021 and into 2022. And the first point being the use of the American Rescue Act funding in order to address financial hardship and shortfalls that have been created through the coronavirus pandemic, which I agree with wholeheartedly. And I am excited to learn all the funding that is coming into the city of Poughkeepsie, thanks to the American Rescue Act. And I know that through a process that will involve members of the community, the Common Council city staff, we can come up with a plan in order to put those funds to their best use understanding. Yeah, we have a budget and shortfalls to fill in, but there are also a number of different ways we can put that money to use. And some of the ways that the mayor has listed in his state of the city, I agree with wholeheartedly. For instance, a parks investment, infrastructure investments across the board. Some other things that I think a number of the members of the Common Council have been discussing are ways that we can help to mitigate the negative impacts of the crisis on our residents. So financial hardships that our residents are facing, our businesses are facing. Hardship that has caused folks to fall into a homeless situation scenario, we've seen an increased number of homeless population in the city of biochips, and I think that part of the way that we can best leverage this funding is to come up with a solution that works for the city, works for the community, and most of all works for these individuals who have been left homeless with no support or very little with no place to go. And I think we've had this issue over the years in Poughkeepsie because of the number of social service organizations and other kinds of organizations that exist here. We are the city, the county. We

are the center of the Hudson Valley along the Hudson River. And so it's easy to be attracted to the city. Poughkeepsie, I can tell you, however, unfortunately, with that common a number of different kinds of issues. And one of the things we're facing right now is this increased number of homeless population. And again, to no fault of their own, there's really not enough services that work simultaneously with addiction services, with mental health services to address the issue to the extent that it needs to be addressed. And I really do feel hopeful that with this American rescue plan and package and the innovations that will come out of city hall will come from common council members, will come from the mayor, will come from cities that will come from the community that will be able to put these funds to good use in that way, in addition to investments in infrastructure that are so needed, investments in parks that are so needed. We're really excited to hear the PKGo Parks plan that will premiere on April 19. We're going to have a presentation at our city council meeting. And I know a number of the council members are excited. I'm excited. This is Earth Day month. It's Earth Month. You could say the entrance of spring, a time when folks are getting out cleaning up their neighborhood. And it's going to be great to hear how we can make improvements to our city parks, knowing that even without improvements, folks go down to enjoy the outdoors. And now even more so, understanding that with the coronavirus, you really can't gather inside safely unless you're with the folks, a group of folks who are mask's or vaccinated. So the need for investment in our parks is is something that I was really encouraged to hear the mayor talk about during his State of the City address, advocating for the youth center. We have been working with the county together as a council, working with a group of organizations as a coalition to figure out how we're going to reinvigorate and transform that site down at thirty five Montgomery Street into something that can best serve the city, the gypsy community in our larger community. And so I know that that conversation is currently happening and it's ongoing. And I know a number of folks are excited to see what happens there. We heard a presentation at our last council meeting at a special meeting from the group of organizations that are working with other organizations that have sympathetic messaging and missions in order to see that this site gets turned into something that will benefit this city, will benefit the youth of this city. But the city overall right now and for years it has been a blight on the city. And so I, too, am excited for those developments as we move forward on thirty five Montgomery Street, in addition to the reduced number of vacant and abandoned parcels that the mayor mentioned in his state of the

city, thanks to the anti-blight task force, I'm excited to see how our new land bank that was established through the city council and the county legislature helps to also offset that issue of vacant and abandoned properties, works toward historic preservation, toward the increased number of green, open spaces that we can all enjoy and the economic vitality of our of our city. Not just that, but to see how with the land bank, with the anti-blight task force, with the a number of initiatives that council members are working on legislatively and the American rescue plan to see how that can help us in this aim of community wealth building how we can create a stronger path toward affordable homeownership for more members of our community so that people can stick around in Poughkeepsie so they're not driven out of this community. And so that we're not just kind of serving as a pass through or a nice place to go to escape the city. So that was very encouraging to hear about, as well as our entrance into the creation of a new comprehensive plan. I know that a consultant has been chosen and that will be moving forward. And this is exciting because this is a plan that hasn't been updated in more than 20 years. The current plan does not reflect the vision of the city of Poughkeepsie and the future plan will and it will affect all our voices and there are so many different opportunities to engage in sustainability, elements to engage in, you know, in zoning ordinance updates, that helps to encourage affordable homeownership, to encourage business development and incubation, as well as food systems, elements to encourage new industry, to encourage the creation of jobs that many of our residents can fill themselves with a variety of skill sets that will help to drive more people to stick around in Poughkeepsie. So we don't experience the dreaded brain drain. We have opportunities to offer our youth when they're aged out of school and they want to stick around here themselves or if they go off to college, they have a reason to come back here to the city of Poughkeepsie, invest their time, invest their energy, raise their families. So I am incredibly excited about the comprehensive plan of day. I'm also excited that we are moving forward with our local waterfront revitalization plan program update, and that is moving along. And we've had encouraging meetings recently to show that we are ready to make the progress needed in order to pass that up to the state. So that can be improved so that our waterfront and coastal zones are developed according to what is required in fostering connections between our children and our adult leaders to the children's cabinet. It was very encouraging to read about that. And again, the recovery. We are all focused on how we can recover as a city, understanding that the coronavirus has just wrecked a number of municipal budgets. The city of Poughkeepsie is no different. We're dealing

with that now. Thank you for the American rescue plan coming from the federal government. And I'm looking forward to seeing how we can all work together in order to ensure that that money does not go to waste so that we can put it to its best use here in the city so we can see a long term and sustainable recovery, not just a fly by night recovery, so that we see ourselves dipping under once again, understanding that we've been through a number of those booms and busts periods. And I feel encouraged that it's twenty, twenty one and people are talking about new deals. And one of the things I wanted to read a little bit more about in the state of the city, and I'm sure you would agree with me, is how we are thinking environmentally about the future of our city, how we are ensuring that we're mitigating our negative impact on climate change in all of these metrics and measures that have been laid out, which I think are so incredible again. And I know that we can thread that within every single opportunity that we create for all members of the community in order to ensure that folks who typically will be cause the most harm because of climate change get brought along with us. And that creates jobs, creates opportunities for both adults and youth. And it puts our city in a place where we don't have to worry about what's going to happen in the future. We don't have to worry about the way that we're going to react again to a natural disaster or public health emergency. And that being said, just understanding this year has been very difficult for a number of folks how we're going to ensure in the future if when this happens again, and hopefully not to the extent that it has, that we're ready for it, that we can pivot immediately. And again, I want to end on the fact that I want to send thanks to the mayor for issuing his state of the city, feeling encouraged and proud to be a part of the city, the capacity to be working with my colleagues on the council through this public health crisis. I think we've learned a lot about what we can overcome together. And the silver lining that I'll say I've said it before and I'll say it again, is just the generosity and the care that this community have shown each other through the crisis and continues to show each other. This crisis is still going. And while folks are being vaccinated, there are still a number of folks who don't have as is an easy way to access the vaccine. And so it's good to hop on to the New York State website, to the county website to figure out how you can sign up for alerts to call somebody if you don't have access to the Internet, who can tell you when vaccinations are available and try to keep people in the know myself. And I'm sure a number of people are doing the same thing. When you get that alert, you can send it out to your folks or to older people who don't necessarily know where to go to sign up. And when we continue to work

together, we're going to get through this, continue to mass, continue to seriously distance. It's not over yet. But again, I like to feel optimistic about how we can move forward. And it's nice to know that we're supported by our federal government, by our state officials, by our local legislators and by each other. So I thank you for that. And that concludes my comments.

VI. REPORTS OF COMMITTEES AND BOARDS:

NONE

VII. MOTIONS AND RESOLUTIONS:

1. Resolution R21-35, appointments for the Southern Waterfront Redevelopment Task Force
2. Resolution R21-36, appointing members to the Board of Assessment Review
3. Resolution R21-37, setting a public hearing for the proposed nomination of 112 Mill Street as a Local Historic Landmark

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-35)

APPROVING APPOINTMENTS FOR THE SOUTHERN WATERFRONT DEVELOPMENT TASKFORCE

INTRODUCED BY CHAIRSALEM, VICE-CHAIR BRANNEN, COUNCILMEMBER MENIST:

WHEREAS, the Common Council has the authority pursuant to Article VI of the City Charter to convene a commission to investigate and advise it on matters of City interest; and

WHEREAS, the Common Council established a Southern Waterfront Redevelopment Task Force by Resolution R21-31 on March 1, 2021 which specifies that the Common Council will, by resolution, appoint up to 11 people to the Southern Waterfront Site Redevelopment Task Force upon nominations submitted to it as follows:

- Two Common Councilmembers nominated by the Common Council Chair;
- One Waterfront Advisory Committee (WAC) Member nominated by the Mayor and
- one Waterfront Advisory Committee Member nominated by the Common

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- Council Chair;
- One City Industrial Development Agency (“IDA”) Member nominated by the
- IDA Chair; and
- Four members of the community at large nominated by the Common Council
- Chair and two members of the community at large nominated by the Mayor.

WHEREAS, the Common Council has conducted interviews of interested community members and has received nominations from the above-named parties; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie does hereby appoint the following individuals to serve on the Task Force as stated below:

Councilmembers:

1. Councilmember Brannen-Co-Chair
2. Councilmember Menist

Mayoral WAC member:

1. Mike Young

Council Chair WAC member:

1. Cornelia Harris

IDA Member:

1. Randy Johnson Sr.

Council Chair Community Members:

1. Kafui Atttoh-Co-Chair
2. John Mylod
3. Barbara Best
4. Joan Mandle

Mayoral Community Members:

1. Nick DeLucciona
2. Felicia Watson

SECONDED BY COUNCILMEMBER BRANNEN :

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R21-35						
☒ 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	☒	☐	☐	☐

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-36)

INTRODUCED BY CHAIR SALEM:

WHEREAS, the members of the Board of Assessment Review (“BAR”) are appointed by the Common Council pursuant to the City Charter §5.02(1) and the Section 523 of the New York Real Property Tax Law; and

WHEREAS, currently there are two vacancies on the BAR; and

WHEREAS, the Common Council and the City Assessor have conducted interviews of interested candidates.

WHEREAS, the Common Council and the City Assessor recommend the appointment of LaLana Hunt and Patricia Perrotti to fill the two vacancies; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie does hereby reappoint the following individuals for a term as stated below:

LaLana Hunt for a term expiring September 30, 2021

Patricia Perrotti for a term expiring September 30, 2023

SECONDED BY COUNCILMEMBER BRANNEN:

R21-36						
☒ 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	☒	☐	☐	☐

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-37)

RESOLUTION OF THE CITY OF POUGHKEEPSIE SETTING A PUBLIC HEARING REGARDING THE PROPOSED NOMINATION OF 112 MILL STREET AS A LOCAL HISTORIC LANDMARK

INTRODUCED BY COUNCILMEMBER PETSAS

WHEREAS, an application for designation of 112 Mill Street as a historic landmark has been received by the City; and

WHEREAS, pursuant to Section 19-4.5(4)(e), the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter "HDLPC") held a public hearing on March 11, 2021 regarding the nomination as a local historic landmark; and

WHEREAS, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC voted in favor of the proposed nomination and approved the application on March 11, 2021; and

WHEREAS, pursuant to Section 19-4.5(4)(g) of the Code of Ordinances of the City of Poughkeepsie, the approved application was forwarded to the Common Council for consideration on March 22, 2021; and

WHEREAS, the Common Council is required to hold a public hearing prior to the designation of any historic landmark within sixty (60) days from receipt of the approved application from the HDLPC; and

NOW THEREFORE,

BE IT RESOLVED that copies of the aforesaid proposed Historic District & Landmarks Nomination Form be laid upon the desk of each member of the Common Council; and

BE IT FURTHER RESOLVED, that the Common Council hold a public hearing concerning the designation of 112 Mill Street as a local historic landmark at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:30 P.M., on May 3rd 2021; and

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

SECONDED BY COUNCILMEMBER BRANNEN

R21-37						
☒ 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. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

- 1. A PRESENTATION BY CAPTIAL MARKETS ADVISORS, LLC**, on their findings in review of the City of Poughkeepsie 2021 Budget.
- 2. A COMMUNICATION FROM CORPORATION COUNSEL ACKERMAN**, regarding the release of the City of Poughkeepsie's maintenance and occupance agreement for a state owned parking lot adjacent to 20 Rose Street.
- 3. A COMMUNICATION FROM CORPORATION COUNSEL ACKERMAN**, authorizing the implementation and funding for the Grand Avenue Street Improvement.

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:

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A motion was made by Councilmember Brannen and seconded by Councilmember Menist to adjourn the meeting at 9:45pm.

Dated: April 21, 2021

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 5, 2021

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain



**THE CITY OF POUGHKEEPSIE
NEW YORK
COMMON COUNCIL MEETING
MINUTES**

Monday, April 5, 2021 6:30 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 April 5, 2021, and the time is 6:34 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:

ROLL CALL- Eight present, one absent (Councilmember L. Johnson, late arrival)

II. REVIEW OF MINUTES:

- 1. A motion was made by Councilmember Brannen and seconded by Councilmember Flowers to accept the minutes.**

Official Minutes of the Common Council Meeting of April 5, 2021

CCM Minutes of Public Hearing 03-15-2021						
☒ Accepted ☐ Defeated ☐ Tabled	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	☒	☐	☐	☐

CCM Minutes of 03-15-2021						
☒ Accepted ☐ Defeated ☐ Tabled	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	☒	☐	☐	☐

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. Laurie Sandow – S. Grand Ave

Laurie Sandow comments at Common Council meeting, April 5, 2021 —

This past weekend I watched young residents of Luckey Platt packing a moving van, going who knows where in this increasingly unaffordable city. Was their councilmember, Evan Menist, there helping them pack? No, of course not. Was Menist there apologizing and begging their forgiveness for not taking an interest and creating a better outcome for affordable housing? Was Menist using his ward funds or his own personal funds to help them or any of the others who have already, or who are on the verge of, losing their homes; helping them to find or afford or cover moving expenses or security deposits at their new places? No, of course not. The same councilmember who, rather than using a bible, made a big show of having himself sworn in on a copy Jane Jacobs' "The Death and Life of Great American Cities", has claimed ignorance about Baxter and his investors jacking up prices on existing Luckey Platt tenants. Other than proposing a phony, worthless, so-called inclusionary zoning resolution, Councilmember Menist is

entirely silent and missing in action when it comes to the rich, millennial carve-out underway in the center of Poughkeepsie—a carve-out that he wholeheartedly supported and supports, the effect of which is to cause the loss of roofs over the heads and the forced migration of the city’s least privileged, at the same time it benefits privileged developers. Actions have consequences, but not for our Teflon councilmembers. On March 15, Council Chair Sarah Salem illegally curtailed one of the two yearly Special Informational Meetings—the public’s opportunity to question administration members, department heads and councilmembers. Part Two was abruptly scheduled to take place a week later on March 22, when—no surprise—Salem hoped no-one would know, and no one would be watching. During that meeting, Councilmembers Petsas, Randall Johnson and Sarah Brannen were absent, allegedly excused by the Chair. But Sarah Brannen responded to a Freedom of Information (FOIL) request for her excused absence by stating: “I [also] don’t have any FOIL related records to provide for this request.” Laurie Sandow comments at Common Council meeting, April 5, 2021 — Pg. 2 of 2 Sarah Salem, Randall Johnson Jr., and the repeatedly off-camera, ever-disappearing Chris Petsas—all in violation of law—have not replied AT ALL to that FOIL request. This is despite Council Chair Salem testifying on tape that these councilmembers were all provided excused absences. Until documentation is provided, that statement will stand as fraudulent testimony by the Council Chair and unexcused absences by the missing councilmembers. At the Part Two Informational Meeting, Salem confirmed that Salem has been giving special advance notice and registration privileges to people who agree with the Chair’s politics—a clear violation of the At-Large member’s obligation under the City Charter, which includes a proviso that the at-large member answers to all City voters, not just those of a single ward. Salem swore to provide a list of people who bypassed the City Chamberlain, and registered only through Salem but—no surprise—yet again Salem has been non-responsive to a Freedom of Information (FOIL) request for that list. And, because time is short, I’ll conclude by commenting on the last-minute posting and makeup of the Council’s latest pretense—their so-called “Southern Waterfront Site Redevelopment Task Force” composed, among others, by: — Councilmembers Brannen and Menist, both of whom get campaign contributions from residents of Hudson Pointe—something they’re always careful to avoid mentioning; —Joan Mandle, a resident of that same Hudson Pointe; —Cornelia Lia Harris, who gladly joined Sarah Salem and Evan Menist in circulating a false, slanderous, libelous narrative about why I (Laurie Sandow) was silenced and arrested at a Common Council meeting, and —a sixth member whose partner joined Sarah Salem and Jonathan Bix in mounting attacks on the electoral district seats of African-American members of the City of Poughkeepsie Democratic Party. That’s six out of 11, or a majority of members of the so-called Redevelopment Task Force. Need I spell out the pre-determined outcome for any position or vote this Council task force will render?

2. Gary Pravritzky

Gary Pravritzky comments at Common Council meeting, April 5, 2021

Good evening and thank you for the opportunity to speak tonight. It is with great pleasure that the HDLPC unanimously recommends the designation of the Eastman Park Oval as a local historic landmark. For over a century, Eastman Park served as one of the most well-known symbols of the city of Poughkeepsie. Designed between eighteen sixty five and eighteen sixty seven, Eastman Park was the creation of the legend, legendary Harvey Eastman, whose profound influence on the city of Poughkeepsie's development has been equaled only by the likes of Matthew Vassar and William W. Smith with the purchase of eight different parcels over a two year period. Eastman put together a twenty seven acre plot directly in the heart of the city, where others had seen vacant swampland and abandoned hillside and some rundown old houses. Eastman saw a location he could make into a mini Central Park for his city and his striking home for his family. With a genius for mass advertising, Eastman was quick to promote Eastman Park in a series of handsome engravings. The park became one of the most well-known beauty spots in the Hudson Valley, illustrated and described in tourist guidebooks, periodicals, postcards and newspaper articles. The park's unlikely beginnings as a swamp, the impressive feat of turning it into an elegant park and the complete lack of selfishness on the part of the Eastman family in sharing their state with all classes of society. These were the special traits that made the park story captivating and particularly American. For the community, having a wealthy man's pleasure ground so freely presented to them and so conveniently enjoys seemed to bring out the best of behavior, he's been boasted to journalists that he had never had a flower pluck, a footstone or any and any injury done to his grounds. The park's unusual sunken city was especially enjoyed for the way in which activities unfolded below was below street level and a kind of picturesque tableau stretching across the entire oval and beyond to the athletic field. Especially admired was the three foot tall blue stone wall with white marble coping along South Avenue and the white marble main entryway with four pillars to marked with the letter E. Viewed from within the park, the wall along South Avenue appeared simply as a line of white. From outside the park, this low wall allowed for easy observation, enjoyment of the park's beauty spread out below with its convenient location and long history as a symbol of the city. Eastman Park became the national center of civic life for decades. Eastman Park Oval was where the city came together in times of sadness, in times of triumph, or just to celebrate being together as a community. Eastman park is also significant for its association with one of the most important figures in the city's history, Harvey G Eastman. As a three time mayor, Eastman was instrumental in bringing Poughkeepsie clean water, paved streets, paved sidewalks, sewer lines, street lights, horse drawn street cars and opera house, and a free lecture series for both the general public and his students that brought some of the period's finest speakers to Poughkeepsie. When Poughkeepsie lagged behind other communities and erecting a civil war monument, Eastman came forward to provide a soldiers memorial fountain. When Poughkeepsie seemed to slow to build townhouses that could attract affluent New York City families, Eastman erected to keep these most stylish and sophisticated brownstone at

Eastman Terrace. And when other cities were establishing their first public works parks, Eastman made sure Poughkeepsie could make claim to that amenity by opening his own grounds to one and all. In his work as a two time state legislator, Eastman secured key railroad bridge legislation to help his hometown, but also let his colleagues in exploring more far reaching model city initiatives. Eastman was particularly interested in. What today we call urban planning. And was a leader in formulating significant proposals to build and improve rapid transit system in Manhattan and a new aqueduct that would like to keep these Hudson River water to the New York City area further afield. This one was old, was long fascinated with the development potential of Florida and well before others had seen it had he's been living a longer life. He died prematurely of tuberculosis at the age of 45. It is also it is also I'm sorry, it is almost impossible to predict where his restless energy and visionary thinking would have taken him. And Poughkeepsie as well. A few others have even come close to having the profound and electrifying impact Harvey Eastman had on the city of Poughkeepsie. We look forward to the common council recognizing the deep significance Eastman Park Oval and Harvey Eastman have held in this community for over a century.

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS:

The Common Council is still accepting resumes and letters of interest for our redistricting commission, which is an extended deadline to April 30th. So if you're interested in serving on that commission, please email me at Salem at city Poughkeepsie, dot com with a resume, a letter of interest. If you have already expressed interest in serving and you have sent your letter of resume or your letter of interest in your resume to me. Thank you. You'll be hearing from us soon when we start scheduling interviews for that commission and that commission, just so everyone is aware, works off of the most current census data. We do not currently have that data in our hands. However, we're hoping to get this commission formed so that they can start to work together because it'll be a long term process. It could be up to a year of the through the redistricting process. So if you're interested again, please send your resume a letter of interest, still seeking those applications. And again, if you have already sent interest, you will be hearing from us to set up an interview. The mayor has released his state of the city on March 30th, 2021. And I'd like to commend him for offering a great address and bringing to the forefront the incredible efforts of our community. From City Hall staff to our health care workers, frontline volunteers, scientists, for profit nonprofit sectors and members of the public coming together in order to overcome the crisis that we have been faced

with, that we are still facing. And I want to echo his sentiment on that. The efforts we've seen put forward and the care that our entire community has shown for one another is nothing less than inspiring. I also like to commend the city council, every single member of it, for their ability to pivot so quickly in order to continue to meet the needs of the community through the pandemic. We should all be proud of each other and we should all be proud of our city. We should be proud of our city staff. We should be proud of our mayor. I'm feeling incredibly proud to be a city Poughkeepsie resident and to serve the city beekeepers in the capacity of common council chair and a common council member with my colleagues on the council, with the mayor, with the city administration, with the staff and with all of our members of community. And as a part of when the mayor releases his state of the city, is up to the chair to offer a few responses and remarks. And so I'd like to do that just on a few of the points that he hit in the state of the city, again, which I thought was a very strong address. And he did layout a nice path forward for us as we enter through 2021 and into 2022. And the first point being the use of the American Rescue Act funding in order to address financial hardship and shortfalls that have been created through the coronavirus pandemic, which I agree with wholeheartedly. And I am excited to learn all the funding that is coming into the city of Poughkeepsie, thanks to the American Rescue Act. And I know that through a process that will involve members of the community, the Common Council city staff, we can come up with a plan in order to put those funds to their best use understanding. Yeah, we have a budget and shortfalls to fill in, but there are also a number of different ways we can put that money to use. And some of the ways that the mayor has listed in his state of the city, I agree with wholeheartedly. For instance, a parks investment, infrastructure investments across the board. Some other things that I think a number of the members of the Common Council have been discussing are ways that we can help to mitigate the negative impacts of the crisis on our residents. So financial hardships that our residents are facing, our businesses are facing. Hardship that has caused folks to fall into a homeless situation scenario, we've seen an increased number of homeless population in the city of biochips, and I think that part of the way that we can best leverage this funding is to come up with a solution that works for the city, works for the community, and most of all works for these individuals who have been left homeless with no support or very little with no place to go. And I think we've had this issue over the years in Poughkeepsie because of the number of social service organizations and other kinds of organizations that exist here. We are the city, the county. We

are the center of the Hudson Valley along the Hudson River. And so it's easy to be attracted to the city. Poughkeepsie, I can tell you, however, unfortunately, with that common a number of different kinds of issues. And one of the things we're facing right now is this increased number of homeless population. And again, to no fault of their own, there's really not enough services that work simultaneously with addiction services, with mental health services to address the issue to the extent that it needs to be addressed. And I really do feel hopeful that with this American rescue plan and package and the innovations that will come out of city hall will come from common council members, will come from the mayor, will come from cities that will come from the community that will be able to put these funds to good use in that way, in addition to investments in infrastructure that are so needed, investments in parks that are so needed. We're really excited to hear the PKGo Parks plan that will premiere on April 19. We're going to have a presentation at our city council meeting. And I know a number of the council members are excited. I'm excited. This is Earth Day month. It's Earth Month. You could say the entrance of spring, a time when folks are getting out cleaning up their neighborhood. And it's going to be great to hear how we can make improvements to our city parks, knowing that even without improvements, folks go down to enjoy the outdoors. And now even more so, understanding that with the coronavirus, you really can't gather inside safely unless you're with the folks, a group of folks who are mask's or vaccinated. So the need for investment in our parks is is something that I was really encouraged to hear the mayor talk about during his State of the City address, advocating for the youth center. We have been working with the county together as a council, working with a group of organizations as a coalition to figure out how we're going to reinvigorate and transform that site down at thirty five Montgomery Street into something that can best serve the city, the gypsy community in our larger community. And so I know that that conversation is currently happening and it's ongoing. And I know a number of folks are excited to see what happens there. We heard a presentation at our last council meeting at a special meeting from the group of organizations that are working with other organizations that have sympathetic messaging and missions in order to see that this site gets turned into something that will benefit this city, will benefit the youth of this city. But the city overall right now and for years it has been a blight on the city. And so I, too, am excited for those developments as we move forward on thirty five Montgomery Street, in addition to the reduced number of vacant and abandoned parcels that the mayor mentioned in his state of the

city, thanks to the anti-blight task force, I'm excited to see how our new land bank that was established through the city council and the county legislature helps to also offset that issue of vacant and abandoned properties, works toward historic preservation, toward the increased number of green, open spaces that we can all enjoy and the economic vitality of our of our city. Not just that, but to see how with the land bank, with the anti-blight task force, with the a number of initiatives that council members are working on legislatively and the American rescue plan to see how that can help us in this aim of community wealth building how we can create a stronger path toward affordable homeownership for more members of our community so that people can stick around in Poughkeepsie so they're not driven out of this community. And so that we're not just kind of serving as a pass through or a nice place to go to escape the city. So that was very encouraging to hear about, as well as our entrance into the creation of a new comprehensive plan. I know that a consultant has been chosen and that will be moving forward. And this is exciting because this is a plan that hasn't been updated in more than 20 years. The current plan does not reflect the vision of the city of Poughkeepsie and the future plan will and it will affect all our voices and there are so many different opportunities to engage in sustainability, elements to engage in, you know, in zoning ordinance updates, that helps to encourage affordable homeownership, to encourage business development and incubation, as well as food systems, elements to encourage new industry, to encourage the creation of jobs that many of our residents can fill themselves with a variety of skill sets that will help to drive more people to stick around in Poughkeepsie. So we don't experience the dreaded brain drain. We have opportunities to offer our youth when they're aged out of school and they want to stick around here themselves or if they go off to college, they have a reason to come back here to the city of Poughkeepsie, invest their time, invest their energy, raise their families. So I am incredibly excited about the comprehensive plan of day. I'm also excited that we are moving forward with our local waterfront revitalization plan program update, and that is moving along. And we've had encouraging meetings recently to show that we are ready to make the progress needed in order to pass that up to the state. So that can be improved so that our waterfront and coastal zones are developed according to what is required in fostering connections between our children and our adult leaders to the children's cabinet. It was very encouraging to read about that. And again, the recovery. We are all focused on how we can recover as a city, understanding that the coronavirus has just wrecked a number of municipal budgets. The city of Poughkeepsie is no different. We're dealing

with that now. Thank you for the American rescue plan coming from the federal government. And I'm looking forward to seeing how we can all work together in order to ensure that that money does not go to waste so that we can put it to its best use here in the city so we can see a long term and sustainable recovery, not just a fly by night recovery, so that we see ourselves dipping under once again, understanding that we've been through a number of those booms and busts periods. And I feel encouraged that it's twenty, twenty one and people are talking about new deals. And one of the things I wanted to read a little bit more about in the state of the city, and I'm sure you would agree with me, is how we are thinking environmentally about the future of our city, how we are ensuring that we're mitigating our negative impact on climate change in all of these metrics and measures that have been laid out, which I think are so incredible again. And I know that we can thread that within every single opportunity that we create for all members of the community in order to ensure that folks who typically will be cause the most harm because of climate change get brought along with us. And that creates jobs, creates opportunities for both adults and youth. And it puts our city in a place where we don't have to worry about what's going to happen in the future. We don't have to worry about the way that we're going to react again to a natural disaster or public health emergency. And that being said, just understanding this year has been very difficult for a number of folks how we're going to ensure in the future if when this happens again, and hopefully not to the extent that it has, that we're ready for it, that we can pivot immediately. And again, I want to end on the fact that I want to send thanks to the mayor for issuing his state of the city, feeling encouraged and proud to be a part of the city, the capacity to be working with my colleagues on the council through this public health crisis. I think we've learned a lot about what we can overcome together. And the silver lining that I'll say I've said it before and I'll say it again, is just the generosity and the care that this community have shown each other through the crisis and continues to show each other. This crisis is still going. And while folks are being vaccinated, there are still a number of folks who don't have as is an easy way to access the vaccine. And so it's good to hop on to the New York State website, to the county website to figure out how you can sign up for alerts to call somebody if you don't have access to the Internet, who can tell you when vaccinations are available and try to keep people in the know myself. And I'm sure a number of people are doing the same thing. When you get that alert, you can send it out to your folks or to older people who don't necessarily know where to go to sign up. And when we continue to work

together, we're going to get through this, continue to mass, continue to seriously distance. It's not over yet. But again, I like to feel optimistic about how we can move forward. And it's nice to know that we're supported by our federal government, by our state officials, by our local legislators and by each other. So I thank you for that. And that concludes my comments.

VI. REPORTS OF COMMITTEES AND BOARDS:

NONE

VII. MOTIONS AND RESOLUTIONS:

1. Resolution R21-35, appointments for the Southern Waterfront Redevelopment Task Force
2. Resolution R21-36, appointing members to the Board of Assessment Review
3. Resolution R21-37, setting a public hearing for the proposed nomination of 112 Mill Street as a Local Historic Landmark

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-35)

APPROVING APPOINTMENTS FOR THE SOUTHERN WATERFRONT DEVELOPMENT TASKFORCE

INTRODUCED BY CHAIRSALEM, VICE-CHAIR BRANNEN, COUNCILMEMBER MENIST:

WHEREAS, the Common Council has the authority pursuant to Article VI of the City Charter to convene a commission to investigate and advise it on matters of City interest; and

WHEREAS, the Common Council established a Southern Waterfront Redevelopment Task Force by Resolution R21-31 on March 1, 2021 which specifies that the Common Council will, by resolution, appoint up to 11 people to the Southern Waterfront Site Redevelopment Task Force upon nominations submitted to it as follows:

- Two Common Councilmembers nominated by the Common Council Chair;
- One Waterfront Advisory Committee (WAC) Member nominated by the Mayor and
- one Waterfront Advisory Committee Member nominated by the Common

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- Council Chair;
- One City Industrial Development Agency (“IDA”) Member nominated by the
- IDA Chair; and
- Four members of the community at large nominated by the Common Council
- Chair and two members of the community at large nominated by the Mayor.

WHEREAS, the Common Council has conducted interviews of interested community members and has received nominations from the above-named parties; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie does hereby appoint the following individuals to serve on the Task Force as stated below:

Councilmembers:

1. Councilmember Brannen-Co-Chair
2. Councilmember Menist

Mayoral WAC member:

1. Mike Young

Council Chair WAC member:

1. Cornelia Harris

IDA Member:

1. Randy Johnson Sr.

Council Chair Community Members:

1. Kafui Atttoh-Co-Chair
2. John Mylod
3. Barbara Best
4. Joan Mandle

Mayoral Community Members:

1. Nick Deluccia
2. Felicia Watson

SECONDED BY COUNCILMEMBER BRANNEN :

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R21-35						
☒ 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	☒	☐	☐	☐

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-36)

INTRODUCED BY CHAIR SALEM:

WHEREAS, the members of the Board of Assessment Review ("BAR") are appointed by the Common Council pursuant to the City Charter §5.02(1) and the Section 523 of the New York Real Property Tax Law; and

WHEREAS, currently there are two vacancies on the BAR; and

WHEREAS, the Common Council and the City Assessor have conducted interviews of interested candidates.

WHEREAS, the Common Council and the City Assessor recommend the appointment of LaLana Hunt and Patricia Perrotti to fill the two vacancies; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie does hereby reappoint the following individuals for a term as stated below:

LaLana Hunt for a term expiring September 30, 2021

Patricia Perrotti for a term expiring September 30, 2023

SECONDED BY COUNCILMEMBER BRANNEN:

R21-36						
☒ Accepted ☐ Defeated ☐ Tabled	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	☒	☐	☐	☐

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

(R-21-37)

**RESOLUTION OF THE CITY OF POUGHKEEPSIE SETTING A
PUBLIC HEARING REGARDING THE PROPOSED NOMINATION
OF 112 MILL STREET AS A LOCAL HISTORIC LANDMARK**

INTRODUCED BY COUNCILMEMBER PETSAS

WHEREAS, an application for designation of 112 Mill Street as a historic landmark has been received by the City; and

WHEREAS, pursuant to Section 19-4.5(4)(e), the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter "HDLPC") held a public hearing on March 11, 2021 regarding the nomination as a local historic landmark; and

WHEREAS, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC voted in favor of the proposed nomination and approved the application on March 11, 2021; and

WHEREAS, pursuant to Section 19-4.5(4)(g) of the Code of Ordinances of the City of Poughkeepsie, the approved application was forwarded to the Common Council for consideration on March 22, 2021; and

WHEREAS, the Common Council is required to hold a public hearing prior to the designation of any historic landmark within sixty (60) days from receipt of the approved application from the HDLPC; and

NOW THEREFORE,

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BE IT RESOLVED that copies of the aforesaid proposed Historic District & Landmarks Nomination Form be laid upon the desk of each member of the Common Council; and

BE IT FURTHER RESOLVED, that the Common Council hold a public hearing concerning the designation of 112 Mill Street as a local historic landmark at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:30 P.M., on May 3rd 2021; and

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

SECONDED BY COUNCILMEMBER BRANNEN

R21-37						
☒ 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. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

- 1. A PRESENTATION BY CAPTIAL MARKETS ADVISORS, LLC**, on their findings in review of the City of Poughkeepsie 2021 Budget.
- 2. A COMMUNICATION FROM CORPORATION COUNSEL ACKERMAN**, regarding the release of the City of Poughkeepsie's maintenance and occupancy agreement for a state owned parking lot adjacent to 20 Rose Street.
- 3. A COMMUNICATION FROM CORPORATION COUNSEL ACKERMAN**, authorizing the implementation and funding for the Grand Avenue Street Improvement.

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:

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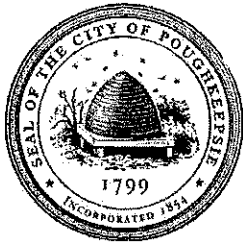
A motion was made by Councilmember Brannen and seconded by Councilmember Menist to adjourn the meeting at 9:45pm.

Dated: April 21, 2021

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 5, 2021

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, April 19, 2021 6:30 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 April 19, 2021, and the time is 6:32 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:

ROLL CALL- Eight present, one absent (Councilmember Menist, late arrival)

II. REVIEW OF MINUTES:

- 1. A motion was made by Councilmember Brannen and seconded by Councilmember Johnson to accept the minutes.**

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CCM Minutes of Special Meeting 03-29-2021						
☒ 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	☒	☐	☐	☐

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. Colby Creedon – Hooker Ave.

Just wanted to ask that the council and our city do an independent market analysis as it relates to housing needs. I think the analysis should probably be done before any additional large scale housing development adds new housing is approved by the planning board. There's like there's a big development on the docket, the boss campus, which is proposing to reconfigure more than two point five acres of downtown property. The planning board as an unelected group, are not accountable to the residents and they have the ability to make a decision to permanently change. The city had a very large scale in this particular instance and. It was just also wanted to say that the was campus application also references the idea as an interested party, which is also concerning because if another pilot is given away to a largely residential development, I think it would put the city in an even worse position in terms of tax revenue that the city likely cannot afford to lose, given the existing revenue streams have had seemed to be inadequate. And another pilot at what looks like fairly valuable property in the city could burden current residents who carry the cost of the city budget. The analysis should be done by an independent entity that doesn't have an interest in the results, like a developer or an affordable housing property manager or an entity that's closely connected to those organizations. And it's interesting because a lot of these organizations have management teams that don't even live in the city. They live in places like Rhinebeck, Kingston, Orange County, Long Island. And they're telling people that the city needs certain types of housing that largely serve their private or financial interests. So my wife and I have asked the planning and community development departments for this analysis months ago and have yet to receive a response. So if the analysis doesn't exist in the cities, unaware of what the needs are supported by data, I

would really encourage the city to commission an analysis so that a lot of the decisions that are being made that are going to change the fabric of the city for a very long time, probably indefinitely, should be supported by an analysis and that's all I got.

2. Jeff Domansky – Hooker Ave.

I'm Jeff Domansky, I'm the executive director of the non-profit organization Hudson Valley Energy that's been working with the city of Poughkeepsie for almost the last two years on it's Community Choice Aggregation Program, or CCRA program. We are entering the last quarter of the two year contract of that program. And on the agenda tonight for consideration is a non-binding resolution to allow the city to be part of a new request for proposals for a new electricity supply rates. That has been the focus of the program. In essence, the power of numbers that the city with nine other communities in the Hudson Valley formed to have leverage to get a very competitive rate for electricity supply. And it has been great, particularly in these last two months, where central Hudson's rates have been much higher than our program rates. And looking forward, it is a very good time to fix the new rate for the program. So for electricity supply, it's very exciting. I also want to share, too, though, that is we've used the analogy that it's like a Swiss Army knife, that there are there's more than one thing that a community can do with it. And in very recent developments, because of a consolidated billing completion by central Hudson under a CCA umbrella, a community can offer an opt out community solar program whereby the city can cut through and offer a very simple no contract, no binding requirement for its citizens to guarantee cost savings; a percentage cost savings off their total electric charges. It's a very, very exciting, symbiotic program that benefits the community members and projects solar projects right in central Hudson territory. So right here in the Hudson Valley, there is a lot to know. I did this the binding excuse me, the non-binding resolution is very brief and allows the city to be part of the RFP for electricity supply to consider if it makes sense. And similarly, it allows the city, if it chooses to do so, to be part of an RFP, that the administrator would issue to see how much solar is available should they choose to do it. There is a lot of information to be shared, but I did share with the city a recording of a webinar that we did back in January that talks about the performance of our program to date. It talks about the process and the steps coming up and description of this new and very, very exciting opportunity for opt out community solar. But I do I very much enjoyed working with the city and I do hope to continue to do so. And it is really just a fabulous time, particularly projecting forward with what's happening in the broader perspective to continue to do this program. And I'm happy to answer questions, but thank you very much for your time. Thank you so much.

3. Laurie Sandow – S. Grand Ave

Tonight I'm going to use my public comments to try to catch up on some things that have fallen by the wayside thanks to the Council's love of last minute agenda alterations. I am going to start my comments by calling out the Councilmembers

who sit as quiet bystanders to the violations being committed by their fellow councilmembers. Is this service to the public, or just self-service? On tonight's agenda, there's an item for Mayor Rolison's PKGO Parks presentation. I'm looking forward to hearing that the City will finally restore Wheaton Park from the City's own intentional neglect, and return it to a vital and welcoming historic public space. Also on tonight's agenda, there's a resolution approving continuation of the City's Community Choice Aggregation program. Why is this appearing as a resolution, and not as a communication? And why is tonight's agenda packet missing the CCA bidding details sheet and also missing at least one page of the short-term rentals communication—all of which information should be publicly accessible. Speaking of missing documents, why do I—or any other members of the public—have to discover through a Spectrum News post that a secret memo was issued to members of the "Southern Waterfront Site Redevelopment Task Force" and that the Mayor has responded with a cease-and-desist letter? I've submitted a Freedom of Information request for both these documents, but there's a world of difference between my individual request and public accessibility without having to make a Freedom of Information request. At the Council's Special Informational Meeting of March 22, a meeting that Council Chair Salem illegally subdivided, Matt McNamara mentioned a \$500 stipend paid to councilmembers who opt to use their own digital devices, supposedly covering the cost of wear-and-tear on their own digital devices and wi-fi. Really? I'm wondering, where do I apply to recover the cost of wear-and-tear on my own wi-fi, my own digital devices, and my own health for being diligent about attending various City meetings? And when Councilmembers use their private devices in order to deny the existence of communications that they darn well know to exist, who's going to compensate me for filing an Article 78 to recover those documents and expose those fraudsters and fraudulent denials? [By the way, for those watching the webcast in real time or in archive, you'll notice that Chris Petsas turned off his camera and left the meeting as soon as the issue of fraudulent denials was raised. Why? Because Chris Petsas has written to fellow councilmembers in the past, advising them (and I quote from Petsas' own email): "Good afternoon, Email updates: 1) All new council members now have their city emails up and running with their own password set – please remember to use your official city email for official business ONLY – use your gmail or other accounts for all other stuff – stuff that you may not want to be open to the public for their review."] At that same March 22 Informational Meeting I questioned Chief Pape about an apparent leak from the Police Department. I was wrong. It turns out that the smear published by the MidHudson News was the product of a Freedom of Information request, and that the smear MidHudson published could have been far more defamatory than it was. Also regarding the Police Department, on March 23rd I attended an 8th Ward virtual forum put together by CPPD's Community Policing Division. Attendance was small, at least in part because notice of the forum was NOT circulated in advance by 8th Ward councilmember Matt McNamara. Imagine, a chance for the community to meet and speak one-on-one with the members of the police department, but not important enough for the Ward councilmember to notify residents. How many other councilmembers have

failed to notify ward residents about these CPPD “Think Small” forums? The 8th Ward meeting brought home the point that, overall, this Council has used the pandemic as an excuse to fail to serve their constituencies by not holding ward meetings, not circulating ward information through the City’s Buzz, and not otherwise communicating on a regular basis with residents citywide. Lastly, regarding the deadline to sign up to speak at tonight’s Council meeting, the City website provided a deadline of 4pm and directed people to Jasmin Davis alone—not to Donna DeLuca, not to Sarah Salem. In the meantime, Sarah Salem posted in two different online locations that the deadline was 5:30pm. Was that a special cutoff time only for members of Sarah Salem’s pipeline? Are city residents supposed to check three or more different postings before knowing which deadline is best to observe; which deadline they need to meet? The dilemma of working with this Council, or observing this Council, or not getting feedback or documents from this Council is never-ending. And it has been wildly successful in one thing: chasing all city residents away from participation in Council meetings.

V. CHAIRPERSON’S COMMENTS AND PRESENTATIONS:

The Economic Council is still accepting resumes and letters of interest for our redistricting commission. We extended the deadline to April 30th, which is at the end of next week. So if you're interested in serving on this very important commission, please send over a resume, a letter of interest to Salem at city of Poughkeepsie dot com. And if you already have, I will be in touch with you so that we can get on an interview from you to hear from you here about why you're interested in so we can start moving forward again if you're interested in serving is a very important commission. I encourage you to send over our resume a lot of interest. And I encourage all my colleagues to tell anyone that they think might be a good fit for this commission as we move forward. The 10th annual Riverkeeper sweep is happening Saturday, May 1st. That's not this Saturday, but the following. And it will be my seventh year leading the sweep down at worst part of my eighth sweep because covid pushed the spring sweep out to October and now we're doing another sweep in the spring. So it's pretty exciting. It's a nice opportunity to get down the waterfront to clean up. The Riverside Council member is leading a sweep at Caravan Park and there are sweeps from New York City all the way up to Albany on Saturday, May 1st, which is also I heart New York Parks Day as well. So there's actually an event happening just up the road by the walkway along the rail trail. And there are a number of other events happening. I know that there's a plan for distribution with the city because the school district on May 1st and as the spring emerges and the weather warms, there are going to be more and more events. And as folks get vaccinated or able to kind of gather in larger groups, I was sad to have to miss the opening day for baseball season. This weekend, my niece turned to and we actually were able to gather and have a birthday party for her. So I missed the opening game. However, I saw pictures posted by other council members and it looked great and the mood there was incredible for it. And so it was good to see that we can get out there and start playing sports again. That being said, while we are kind of all itching to get out and start socializing and being out in public and gathering and going through events, it's still important to remember that the coronavirus is still out there. Cases are continuing to rise even as

folks get vaccinated. Really great news is that every single adult in the United States is now eligible to receive a vaccine. So it takes the guesswork out of figuring out whether or not you're able to get one. Now, the only other thing standing in your way is the ability to make an appointment and to find out where the appointments are. I know myself in a number of my colleagues are there for your help and assistance in securing a spot or letting you know when there are pop ups for vaccination. I know a number of folks that are 60 year old are also eligible. So it's an exciting time for families who haven't seen each other in a while who are able to get out and get vaccinated. However, with all that being said, it's still important to use precaution as you're out and about knowing that vaccination doesn't equal immunity. And so it's important that while being vaccinated can prevent illness and hospitalization, it's important to remember that we still need to wear masks and use other precautions. There was a school pop up site this past Saturday and they were able to administer a number of vaccinations to folks even toward the end without appointment because there were shots available. And so that was very encouraging to see. And as those become available, for instance, sites like those I know folks on the council and myself, we're going to be sharing that out. Which brings me to another point that I made in beginning the meeting. And we'd like to kind of reiterate now, it's heavy out there right now and people are going through tough times as we come around on a year, although we're feeling relief in knowing that vaccinations are out there. It's important to remember that, you know, folks are in language and they're experiencing grief. And it's really hard, especially if you don't necessarily have family. You're not able to connect with your family. You're feeling overwhelmed. You had your work life kind of thrown on. Your kids are kind of in flux and dealing with their own issues. There's a lot of stuff going on. And then on top of it, to top it all off, you still have the senseless killings of our black and brown community members, children and, you know, shooting shootings that are happening while all of this is going on. And the only thing that I can point to knowing that not one solution for every community and there shouldn't be is just continuing. And I feel proud and kids that we're able to demonstrate peacefully to continue to push for reforms in public safety and community engagement. And we also have the ability, the power to lobby for common sense gun laws so that we can help and work to prevent these kinds of senseless murders from occurring. It's just I'm almost left with not much to be able to say other than most of what I'm saying right now is not just to comfort myself, but my colleagues. And like all of you who are watching to know that you're not alone in feeling if you are feeling overwhelmed or feeling a sense of almost unlimited hope. We do have reasons to remain hopeful, however, and optimistic. And I again, I feel so proud to be a part of this community who, through it all, is able to come together and really put out innovative ideas for change and ways to move forward through this tumultuous time. So I wanted to put that out there in understanding it's important that we're able to reflect and share with each other. And I'm always available. If you want to shoot me an email, phone call, let me know what's going on. I enjoy talking things through with folks. And just so everyone is aware, there are resources out there on our city website, on the county website. If you're in need of assistance for rent, Hudson River housing just got more funding in order to provide that. There's more funding coming through from the county and the city, coming from the federal government to provide rental assistance and utility assistance. Besides Hudson River Housing, providing utility grants to prevent termination, Dutchess Outreach also provides those kinds of grants and rental assistance grants if they can. I know Catholic Charities is out there. They can provide that kind of help and assistance, community outreach and provides that kind of help and assistance, food assistance. Frankie Flowers, Yvonne's brother, is out there

making sure that folks have something to eat. In addition to Duchesse outreach this Friday, we have a farm stand of free mass distribution of produce and that is open for a drive through distribution and a walk through distribution. And so I encourage folks to hop on to the city website, county website. Facebook is a good resource to figure out what's going on. There's something out there that can help most folks and if not, we can figure it out together. There's a ton of support services, mental health services in the city of Poughkeepsie. We're known for our human services in the city of Poughkeepsie. And so I feel encouraged knowing that all of that and that structure of support is out there. So that's all I've got for tonight as far as my comments go. And now we will move to reports, boards and committees, starting with a report from our Finance Committee chair, Evan Menist.

VI. REPORTS OF COMMITTEES AND BOARDS:

COUNCILMEMBER MENIST, FINANCE COMMITTEE UPDATE

Thank you very much, Chair Salem, I will make this evening report quite if we had our last finance committee in the Finance Committee meeting should be available on the website for any constituents who would like to go back and look at that, we were able to have an update on several items that were on the finance agenda from the previous meeting and some regular agenda items that we now have on every agenda, including an update from the city's Property Acquisition and Disposition Committee, which now reports regularly to the Finance Committee about properties that are being considered for sale by the city of Poughkeepsie. And that's just one more point of contact for city residents who are interested in properties that the city may have up for sale. So I encourage you to go back and view the meeting for that. We also received an update from the city ministration regarding budget expenditures so far through the first quarter of the year. We are on target for what we expect to be receiving in terms of tax receivables we have received. I think the number was roughly about 80 percent of the taxes that we expect to receive for the year. And that is on par with what we expect in any given year. That is not a pandemic year. So it's a great sign to know that we are on track to have all of the revenues that we're expecting to have around the end of the first quarter. We also had an update at the meeting previous to the previous meeting from finance commissioner Dr. Martinez, who let us know and actually asked the city administrator Nelson to let us know some information about. The continuing financial restructuring board projects, if you wish to call them that, and that there may still be some funding available there and that there are some priority projects that have been identified, that we may be able to acquire some more state funding to help us move forward, including investments in our IT infrastructure, which I think the council members, most of you will know that we definitely have some deficiencies that we'd like to address, things that we can improve here to make the city run more efficiently. And that will hopefully in the long term, actually end up as cost savings. And so if we can get that money to take those projects on from the state, that would be excellent. We had an update from the city administration

regarding collective bargaining with the fire department, which I believe, I believe just begun, began today or begins this week. City Administrator Nelson? It begins later this week or last week, either way, we are right at the beginning of last week, bargaining process. Last week was the kick off meeting excellent. That's great to hear. I look forward to that. I know the city administrator sent an email to all council members asking all council members to contact him with any questions that you might have or any concerns about the process before the process got underway. So everyone had a chance to let the city administrator know what they were looking for in a successor collective bargaining agreement for the fire department. So I'm glad that we had that opportunity to weigh in before the process began. And moving forward into our next Finance Committee meeting, it is scheduled for this coming Monday, April twenty six at five thirty pm. The council members who are on the Finance Committee have noticed about that. And there is there should be a notice already up on the city website. The agenda for that will go live at the end of this week as we continue to finalize that agenda. And I would ask all members of the Finance Committee, if you have agenda items that you would like on this coming Monday's agenda, please forward them along in conversations with city administrator. And also, I do believe there may be some pertinent agenda items that we will be voting on this week to recommend to the council as a whole. So please make sure that you are in attendance for Monday night. So that way we can have a vote in quorum in order to advance some of these agenda items to the larger council for their consideration. Thank you very much, Chair.

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)

A motion was made by Councilmember Brannen and seconded by Councilmember Flowers to receive and print.

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 :

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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 COUNCILMEMBER BRANNEN

R21-38						
☒ 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	☒	☐	☐	☐

A motion was made by Councilmember Brannen and seconded by Councilmember Menist to receive and print.

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

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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.

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SECONDED BY COUNCILMEMBER: BRANNEN

R21-39						
☒ 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. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION 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

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:

A motion was made by Councilmember Brannen and seconded by Councilmember Flowers to adjourn the meeting at 10:39 pm.

Dated: April 26, 2021

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I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 19, 2021

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain

