



COMMON COUNCIL MEETING

Tuesday, April 16, 2024
Common Council Chambers

5:30 p.m.

Public Hearing on the proposed introductory Local Law Amending the Zoning Code to provide for a definition for “Warehouse”

6:00 p.m.

Public Hearing for the purpose of receiving comments concerning the designation of 124 Smith St and 63 Cottage St as local historic landmarks.

6:30 p.m.

I. ROLL CALL

II. REVIEW OF MINUTES:

**Common Council Public Hearing -Senior Tax Exemptions – April 2, 2024
Common Council Meeting –April 2, 2024**

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

IV. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

- 1. FROM DUTCHESS COUNTY**, a presentation on the Columbus Drive/ Eastbound Arterial Engineering Study.
- 2. FROM ARLETTE MURRAIN**, a presentation about the Advancing Black Home Ownership Strategic Advisory Committee (Habitat for Humanity)
- 3. FROM THE “COLLECTIVE FOR COMMUNITY, CULTURE AND ENVIRONMENT”**, a presentation on the City of Poughkeepsie Vacancy Study
- 4. FROM JACQUELINE ALOIS**, a notice of property damage sustained on March 7, 2024.
- 5. FROM JOHN STEVENSKY**, a notice of property damage sustained on March 25, 2024.

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

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:

VII. MAYOR’S COMMENTS:

VIII. NEW & UNFINISHED BUSINESS & ANNOUNCEMENTS:

IX. REPORTS OF COMMITTEES AND BOARDS:

CONSENT AGENDA:

X. MOTIONS AND RESOLUTIONS:

1. **R-24-30**, Resolution Supporting Dutchess County Transportation Council Traffic Studies
2. **R-24-31**, Resolution Appointing Dr. Eric Bradford to the Board of Assessment Review
3. **R-24-32**, Resolution Scheduling a Public Hearing on Opting into the Emergency Tenant Protection Act (ETPA)

XI. ORDINANCES AND LOCAL LAWS:

1. **LL-24-06**, Local Law Amending Section 14.35 of the Administrative Code of the City of Poughkeepsie Entitled, “TAXES – PARTIAL EXEMPTION GRANTED; CONDITIONS”

ACTION AGENDA:

XII. MOTIONS AND RESOLUTIONS:

XIII. ORDINANCES AND LOCAL LAWS:

XIV. ADJOURNMENT:

City of Poughkeepsie, NY: Housing Vacancy Rate Analysis - Brief for the Common Council

The Collective for Community, Culture and Environment (CCCE) conducted an analysis of the City of Poughkeepsie's Housing Vacancy Rate for buildings that were completed prior to January 1, 1974, and contain at least six (6) dwelling units. The study as detailed below found a vacancy rate of 3.96% on November 1, 2023. Since the vacancy rate for these properties is less than 5%, pursuant to the NYS Emergency Tenant Protection Act they are eligible for the City of Poughkeepsie to consider declaring a housing emergency.

The study was based on the same methodology used by CCCE in the Village of Ossining ETPA study in 2018, using the US Census Bureau's definition for housing vacancy rate. Vacant housing units are those that are available for rent and not those that are vacant due to cleaning and construction, such as painting, repairs, and renovation, or being used for storage. Housing Vacancy Rate was calculated by dividing the number of vacant units available for rent on a specific date (November 1, 2023) by the total number of units. Total number of units used to compute the vacancy rate is equal to the sum of vacant units available for rent and occupied units. Units vacant due to cleaning/painting/repairs were subtracted from the total number of units as well as vacant units in that property. Subsidized housing was not considered to be eligible for the study.

Before the surveys started, on November 4, 2023, the City of Poughkeepsie sent a letter introducing the housing vacancy study and the CCCE to all eligible owners or their representatives. The letter advised them to respond to the survey by the deadline and that failing to do so would result in their property being counted as having zero vacancy.

The vacancy analysis was based on information obtained primarily from the owners, managers, or superintendents of the buildings, using a three-pronged approach that included mail surveys, an on-site observation, and a phone survey. Members of the CCCE, with the assistance of students from Vassar College's Urban Studies program and Pratt Institute's Graduate Center for Planning and the Environment, conducted the study.

Summary Table: Vacancy Status of Properties Included in the Vacancy Rate Analysis

Properties Included in the Study	112
Total number of responses	68
Response Rate	61%
Total number of units included in study	1494
Total number of units reported to be vacant on 11/1/2023	88
<i>Total number of vacant rental housing units unavailable for rent on 11/1/2023</i>	30
<i>Total number of vacant rental housing units available for rent on 11/1/2023 (TVH)</i>	58
Total number of units - Number of units not available for rent = TRH	1464
Housing Vacancy Rate (TVH/TRH)	3.96%



City of Poughkeepsie, NY: Housing Vacancy Rate Analysis Report

Evren Uzer
Devyani Guha
Yvette Shiffman
Ayse Yonder



Collective for
Community, Culture
and Environment

www.collectiveforcce.com



Collective for
Community, Culture
and Environment

info@collectiveforcce.com
collectiveforcce.com

Page 1/1

April 3, 2024

City of Poughkeepsie, NY
62 Civic Center Plaza
Poughkeepsie, NY 12601
Attn: Joseph Donat

Dear Mr. Donat,

The Collective for Community, Culture and Environment is pleased to submit to the City of Poughkeepsie its Report on the Housing Vacancy Rate Analysis for residential properties in the City with six or more units that were built before January 1, 1974. The CCCE Housing Vacancy Study conducted primarily in November – December 2023 found a vacancy rate of 3.96% for these properties.

The attached report contains a review of the process and the methodology used to conduct the study, and our findings, including tables and maps describing these findings in detail.

Please let us know if you have any questions on this material. As per our discussion, we are planning to make a presentation of this work to the Common Council.

Thank you for the opportunity to work with the City of Poughkeepsie on this important topic.

Sincerely,

Evren Uzer,
On behalf of the CCCE Project team

CITY OF POUGHKEEPSIE: HOUSING VACANCY RATE ANALYSIS REPORT

Introduction

The Collective for Community, Culture and Environment (CCCE) entered into a contract with the City of Poughkeepsie to conduct an analysis of the City's Housing Vacancy Rate on October 9, 2023.

The project sought to determine the housing vacancy rate in buildings that were completed prior to January 1, 1974, and contain at least six (6) dwelling units. Subsidized housing was not considered to be eligible for the study. The vacancy rate analysis can be used by the City of Poughkeepsie to determine whether a housing emergency as defined by the NYS Emergency Tenant Protection Act (ETPA) exists for this class of buildings.

The project commenced when the addresses of record for each property that met the specific criteria were received by CCCE from the City of Poughkeepsie on October 30, 2023. While waiting for the address data, the CCCE team prepared the survey instruments, translated them into Spanish, and hired students to assist with the on-site observations. Members of the CCCE, with the assistance of students from Vassar College's Urban Studies program and Pratt Institute's Graduate Center for Planning and the Environment, conducted the study.

Methodology and Process

The study was based on the same methodology used by CCCE in the Village of Ossining ETPA study in 2018. It uses the US Census Bureau's definition for housing vacancy rate. Vacant housing units are those that are available for rent and not those that are vacant due to cleaning and construction, such as painting, repairs, and renovation, or being used for storage.

Housing Vacancy Rate is calculated by dividing the number of vacant rental housing units available for rent on a specific date by the total number of rental housing units. Total number of rental housing units used to compute the vacancy rate is equal to the sum of the vacant housing units available for rent and occupied housing units.

To provide a uniform baseline for the study, all eligible properties were asked to report the number of vacant rental housing units that were available for rent on November 1, 2023. When owners/property managers reported that rental housing units were vacant due to cleaning/painting/repairs to get them ready for renting or were undergoing renovations, these were noted as "Vacant Rental Housing Units Unavailable for rent". In such cases, the vacancy rate was calculated by deducting the "Vacant Rental Housing Units Unavailable for rent" from the total number of rental housing units as well as total number of vacant rental housing units in that property. Non-responses were counted as zero vacancy.

***Total Rental Housing Units – Vacant Rental Housing Units Unavailable for rent
= Total Rental Housing Units for Vacancy Rate (TRH)***

***Total Vacant Rental Housing Units – Vacant Rental Housing Units Unavailable for rent
= Total Eligible Vacancies (TVH)***

Housing Vacancy Rate = TVH/TRH

The study of the vacancies in the subject buildings was based on information obtained primarily from the owners, managers, or superintendents of the buildings, using a three-pronged approach that included mail surveys, an on-site observation, and a phone survey.

Before the surveys started, on November 4, 2023, the City of Poughkeepsie sent a letter introducing the housing vacancy study and the CCCE to all eligible owners or their representatives. The letter advised them to respond to the survey by the deadline and that failing to do so would result in their property being counted as having zero vacancy.

First component of the study was to contact the owners by mail. As noted above, the universe for this study was the total number of residential units in buildings that were completed prior to January 1, 1974 and contain at least six (6) dwelling units. Addresses of record for properties that fit these specifications were obtained from the City of Poughkeepsie's Tax Assessor's Office and mapped by location.

A survey with a cover letter was sent by certified mail to all properties on November 6, 2023, with a response deadline of November 17, 2023. The letters requested a response regarding the number of vacant units that were available for rent on November 1, 2023. Responses could be sent either by mail, e-mail or by filling out an online survey form. The letter stated that a non-response would be counted as zero vacancy. The same survey and cover letter was sent again by regular mail on November 20, 2023, to properties where it was not clear if they had received the certified mailing, with a response deadline of December 8, 2023. This letter also stated that a non-response would be counted as zero vacancy. Mail deliveries and returns were noted for all properties.

The second component of the study, on-site observations, were conducted on November 10-11, 2023. They entailed an external visual inspection of eligible properties to note signs of occupancy or construction. During the field visits, CCCE members, accompanied by graduate and undergraduate students, also talked to the building superintendent, if available, or tenants to obtain information on vacancies. An additional on-site observation survey of several buildings was conducted on December 1-2, 2023, to clarify some issues with individual buildings. Six students (four from Vassar College, two from Pratt Institute) assisted with this phase.

The third component of the study was a phone survey to get the information from eligible buildings for vacant rental housing units that were available on November 1, 2023. Phone calls were made to those who had not yet responded or to clarify information from those who had already responded. This phase was significantly delayed as the City of Poughkeepsie could not provide any phone numbers for eligible properties, and additional research had to be conducted to find the numbers. Phone calls were made to all properties where we had phone numbers starting on December 7, 2023 and gave a deadline for response by December 18, 2023. Each property was called at least 2-3 times and messages were left. In our phone conversation and messages, team members identified themselves and stated the reason for the inquiry as the conduct of a Housing Vacancy Study for the City of Poughkeepsie. Responses were accepted until December 23, 2023.

Further, in cases of small discrepancies between the total number of units indicated by the owner and the Tax Assessor's information, the information was cross-checked with the Tax Assessor's office and the Buildings Department. The final calculations were based on the final unit count provided by them. The residential and commercial unit count for some of the buildings also had to be checked so that the number of commercial units could be excluded from vacancy calculations.

Finally, when responses were not clear regarding vacancies due to discrepancies or were very divergent from the average information reported by most owners/representatives, a final survey mailing was sent to 10 property owners/managers (some with multiple properties) on January 25, 2024, requesting the same response as all other survey letters sent earlier. This letter indicated that commercial units should not be included in the total unit count, vacancy information should be provided for rental housing units only, and that no response would indicate zero vacancy. This letter also informed the recipient of Senate Bill S1684A which had been signed into law by the Governor on December 8, 2023. The response deadline for this survey was February 2, 2024, and responses were accepted until February 8, 2024.

Findings

The final survey included 112 properties with 1,494 units. The response rate was 61%.

Subsidized units (965) that were on the initial list that we received from the Tax Assessor were exempted from the analysis.

The **overall vacancy rate** for buildings that were completed prior to January 1, 1974, and contain at least six (6) dwelling units in the City of Poughkeepsie is **3.96%**.

Table 1. *Summary of Vacancy Status of Properties Included in the Vacancy Rate Analysis*

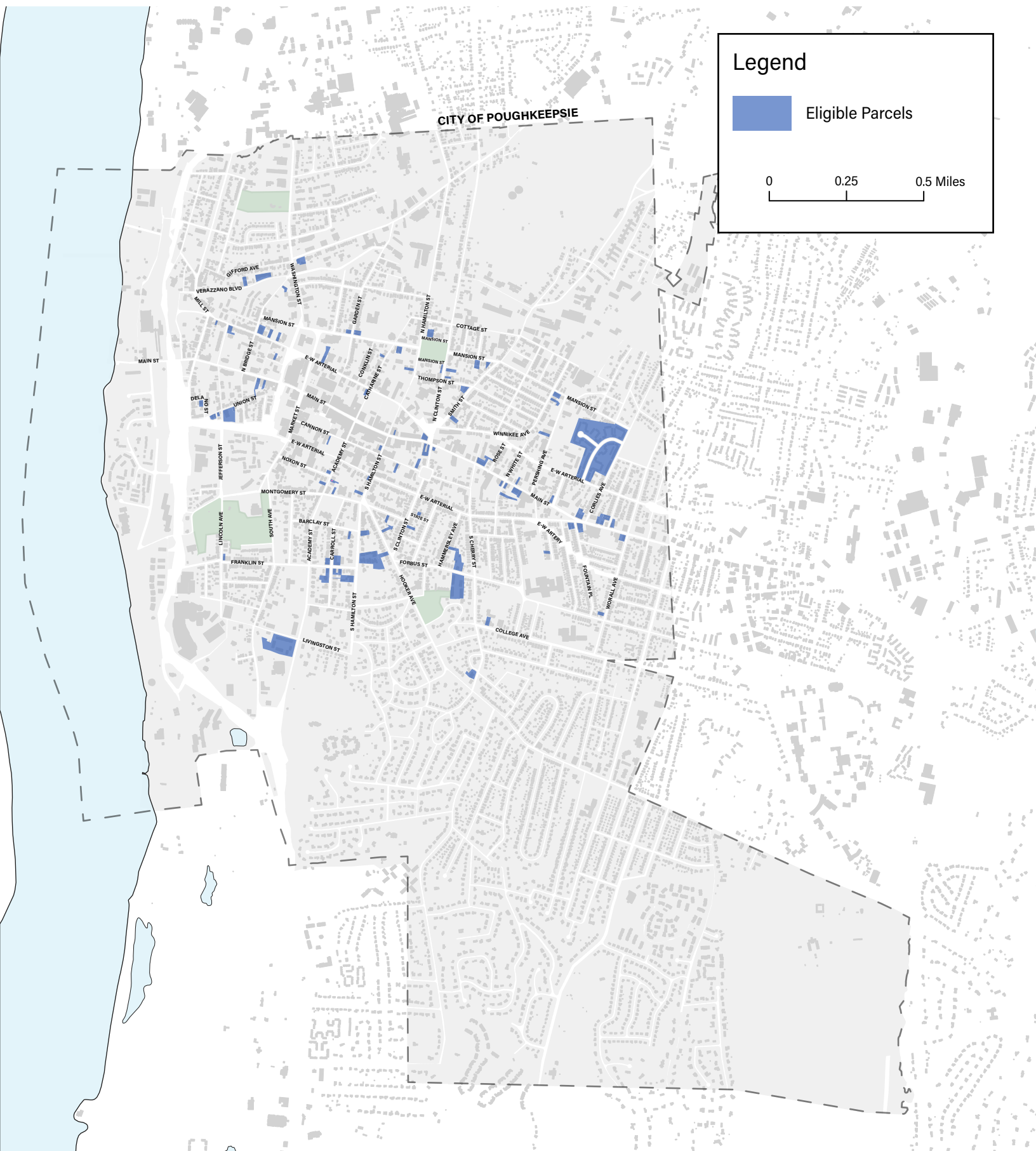
SUMMARY TABLE	
Properties Included in the Study	112
Total number of responses	68
Response Rate	61%
Total number of rental housing units included in study	1494
Total number of rental housing units reported to be vacant on 11/1/2023	88
<i>Total number of vacant rental housing units unavailable for rent on 11/1/2023</i>	<i>30</i>
<i>Total number of vacant rental housing units available for rent on 11/1/2023 (TVH)</i>	<i>58</i>
Total number of rental housing units - Number of rental housing units unavailable for rent = TRH	1464
Housing Vacancy Rate (TVH/TRH)	3.96%

Conclusion

In conclusion, the City of Poughkeepsie Housing Vacancy Analysis conducted by CCCE primarily in November and December 2023 as detailed above found a vacancy rate of 3.96% on November 1, 2023, for the properties built before 1974 and containing at least 6 units. Pursuant to the NYS Emergency Tenant Protection Act because the vacancy rate for these properties is less than 5%, they are eligible for the City of Poughkeepsie to consider declaring a housing emergency.

Map 1 - *Spatial distribution of properties included in the vacancy analysis*

Collective for
Community, Culture
and Environment



Acknowledgements

The CCCE Poughkeepsie Housing Vacancy Team would like to thank the following people for their assistance with the project:

Linda Cohen (CCCE) for assistance with on-site observations and phone surveys

Pratt Graduate Students Tal Litwin and Sage Dumont for assistance with GIS mapping and on-site observations

Vassar Students Spencer Ames, Mason Rowe, Elias Gorant, and Arlo Lennert for assistance with on-site observations. Spencer Ames also helped with researching phone numbers of property owners

Heather LaVarnway, Dutchess County Department of Planning and Development, for assistance with locating subsidized housing units for exclusion from study

Woody Pascal, DHCR, for assistance with locating subsidized housing units for exclusion from study

John Taylor, Tax Assessor, City of Poughkeepsie, for assistance with verifying property eligibility and housing unit counts

Eric Phillip, Building Inspector, City of Poughkeepsie, for assistance with verifying property eligibility and housing unit counts

Joseph Donat, Interim Development Director, City of Poughkeepsie, for assistance with the various aspects of this study.

We also consulted [The City of Poughkeepsie Housing Needs Assessment 2022](#) for identifying subsidized housing units.

APPENDIX A
Eligible Properties with Vacancy Information

Year Built	Property Address	Total No. of Units	No. of vacant units 11/1/2023	No. of vacant units not available for rent 11/1/2023	Total units for vacancy count (TRH)	Total vacant units available for rent 11/1/2023 (TVH)	Vacancy rate
1900	60 Academy	7	0	0	7	0	0.00%
1920	69 Academy	6	0	0	6	0	0.00%
1912	76 Academy	14	0	0	14	0	0.00%
1958	166 Academy	36	1	0	36	1	2.78%
1936	24 Barclay	14	0	0	14	0	0.00%
1925	80 N. Bridge	6	0	0	6	0	0.00%
1890	97 N. Bridge	6	0	0	6	0	0.00%
1950	48 Cannon	9	3	0	9	3	33.33%
1922	120 Cannon	14	1	1	13	0	0.00%
1920	137 Cannon	6	2	0	6	2	33.33%
1922	55 Carroll	24	7	7	17	0	0.00%
1922	60 Carroll	25	3	0	25	3	12.00%
1931	76 Carroll	7	0	0	7	0	0.00%
1922	82 Carroll	19	7	0	19	7	36.84%
1910	64-66 Catharine	6	2	0	6	2	33.33%
1900	398 Church	14	6	0	14	6	42.86%
1950	400 Church	12	4	4	8	0	0.00%
1920	45 N. Clinton	6	0	0	6	0	0.00%
1910	51 N. Clinton	6	1	0	6	1	16.67%
1920	4 S. Clinton	7	2	2	5	0	0.00%
1900	45 S. Clinton	6	1	0	6	1	16.67%
1900	3 College	8	0	0	8	0	0.00%
1920	20-24 Cottage	9	0	0	9	0	0.00%
1920	12 Delano	6	0	0	6	0	0.00%
1922	1 Flannery	292	0	0	292	0	0.00%
1968	31 Forbus	44	2	2	42	0	0.00%
1905	32 Forbus	6	1	1	5	0	0.00%
1925	1 Fountain	13	0	0	13	0	0.00%
1900	120 Franklin	6	0	0	6	0	0.00%
1905	132 Franklin	6	0	0	6	0	0.00%
1922	138 Franklin	7	0	0	7	0	0.00%
1920	77 Garden	6	0	0	6	0	0.00%
1910	78-80 Garden	7	1	0	7	1	14.29%
1920	79 Garden	6	0	0	6	0	0.00%
1920	46 N. Hamilton	6	0	0	6	0	0.00%

Year Built	Property Address	Total No. of Units	No. of vacant units 11/1/2023	No. of vacant units not available for rent 11/1/2023	Total units for vacancy count (TRH)	Total vacant units available for rent 11/1/2023 (TVH)	Vacancy rate
1900	19 S. Hamilton	7	0	0	7	0	0.00%
1900	37 S. Hamilton	6	0	0	6	0	0.00%
1890	51 S. Hamilton	6	0	0	6	0	0.00%
1900	57-65 S. Hamilton	24	2	0	24	2	8.33%
1927	82 S. Hamilton	27	0	0	27	0	0.00%
1890	89 S. Hamilton	6	0	0	6	0	0.00%
1922	91 S. Hamilton	24	3	3	21	0	0.00%
1963	94-96 S. Hamilton	51	0	0	51	0	0.00%
1920	101 S. Hamilton	11	0	0	11	0	0.00%
1927	25 Hammersley	13	2	0	13	2	15.38%
1900	28 Hooker	6	2	1	5	1	20.00%
1905	43 Hooker	7	0	0	7	0	0.00%
1915	51 Hooker	7	0	0	7	0	0.00%
1900	130 Hooker	7	0	0	7	0	0.00%
1890	8 Jewett	6	0	0	6	0	0.00%
1880	7 Lafayette	6	0	0	6	0	0.00%
1930	22 Lexington	6	0	0	6	0	0.00%
1920	34 Lincoln	7	2	0	7	2	28.57%
1920	194 Main	14	0	0	14	0	0.00%
1900	202-204 Main	8	0	0	8	0	0.00%
1920	220 Main	10	0	0	10	0	0.00%
1872	303-307 Main	8	2	2	6	0	0.00%
1872	309 Main	6	0	0	6	0	0.00%
1900	403 Main	6	2	0	6	2	33.33%
1900	453 Main	17	0	0	17	0	0.00%
1880	458-460 Main	6	1	1	5	0	0.00%
1900	464 Main	12	0	0	12	0	0.00%
1880	468 Main	12	3	0	12	3	25.00%
1900	521 Main	32	0	0	32	0	0.00%
1900	548 Main	10	0	0	10	0	0.00%
1900	550 Main	6	0	0	6	0	0.00%
1926	558 Main	28	0	0	28	0	0.00%
1923	559 Main	14	0	0	14	0	0.00%

Year Built	Property Address	Total No. of Units	No. of vacant units 11/1/2023	No. of vacant units not available for rent 11/1/2023	Total units for vacancy count (TRH)	Total vacant units available for rent 11/1/2023 (TVH)	Vacancy rate
1915	566 Main	13	0	0	13	0	0.00%
1930	637 Main	8	1	0	8	1	12.50%
1920	639 Main	8	0	0	8	0	0.00%
1925	641 Main	8	0	0	8	0	0.00%
1924	691 Main	13	0	0	13	0	0.00%
1900	699 Main	11	0	0	11	0	0.00%
1922	704-706 Main	6	0	0	6	0	0.00%
1920	144 Mansion	6	0	0	6	0	0.00%
1910	146-148 Mansion	6	0	0	6	0	0.00%
1920	169 Mansion	6	1	0	6	1	16.67%
1920	171 Mansion	6	1	0	6	1	16.67%
1910	182 Mansion	6	3	0	6	3	50.00%
1920	242 Mansion	6	1	1	5	0	0.00%
1920	254 Mansion	6	2	1	5	1	20.00%
1886	154 Mill	6	0	0	6	0	0.00%
1932	174 Mill	11	0	0	11	0	0.00%
1900	197 Mill	24	0	0	24	0	0.00%
1900	211 Mill	6	0	0	6	0	0.00%
1900	217-219 Mill	8	1	1	7	0	0.00%
1900	267 Mill	7	0	0	7	0	0.00%
1900	320-322 Mill	8	0	0	8	0	0.00%
1900	98 Montgomery	6	1	1	5	0	0.00%
1920	145 Montgomery	6	1	0	6	1	16.67%
1900	58 Noxon	12	4	0	12	4	33.33%
1855	2 Parker	6	0	0	6	0	0.00%
1900	56 Pershing	6	0	0	6	0	0.00%
1932	2 Roosevelt	14	0	0	14	0	0.00%
1932	4 Roosevelt	13	0	0	13	0	0.00%
1870	2 Rose	7	0	0	7	0	0.00%
1900	21 Smith	8	2	2	6	0	0.00%
1890	54-58 Smith	6	0	0	6	0	0.00%
1920	6 State	7	1	0	7	1	14.29%
1940	7 Suncrest	22	0	0	22	0	0.00%
1920	140 Union	6	1	0	6	1	16.67%
1920	144 Union	6	2	0	6	2	33.33%

Year Built	Property Address	Total No. of Units	No. of vacant units 11/1/2023	No. of vacant units not available for rent 11/1/2023	Total units for vacancy count (TRH)	Total vacant units available for rent 11/1/2023 (TVH)	Vacancy rate
1912	160 Union	39	3	0	39	3	7.69%
1880	166 Union	6	0	0	6	0	0.00%
1920	187/189 Union	10	0	0	10	0	0.00%
1928	43 Verazzano	9	0	0	9	0	0.00%
1954	67 Verazzano	6	0	0	6	0	0.00%
1938	7-9 S. White	8	0	0	8	0	0.00%
1968	166 Winnikee	6	0	0	6	0	0.00%
1940	172 Winnikee	12	0	0	12	0	0.00%
1930	66 Worrall	6	0	0	6	0	0.00%
	TOTAL	1494	88	30	1464	58	3.96%

APPENDIX B

Cover letter and Survey sent to Property Owners for mailings
(11/6/23 and 11/20/23)

November 6, 2023

Dear Property Owner/Manager,

As you may be aware, the City of Poughkeepsie has contracted with the Collective for Community, Culture and Environment (CCCE) to perform a Housing Vacancy Rate Analysis to assist the City of Poughkeepsie in determining the vacancy rate in buildings completed prior to January 1, 1974 that contain at least six (6) dwelling units. The Housing Vacancy Rate Analysis may be used by the City to determine whether a housing emergency, as defined by the NYS Emergency Tenant Protection Act, exists for this class of buildings.

As an owner of one or more properties that meet the criteria of having been built before January 1, 1974 and containing at least six rental dwelling units, we are asking that you provide us with the following information about your property: **the total number of units in each property, and the total number of vacant units in each property that were available for rent as of November 1, 2023.** Any additional information, such as the length of time the units have been vacant, would also be helpful.

Please send the requested information by November 17, 2023 by responding in the one of the following ways:

1. Fill out the form and send it to us by mail to
CCCE [Address]
2. OR take a photo of filled out form and send the photo by email to vacancystudypk@gmail.com
3. OR respond to this survey by filling out the form online at: <https://bit.ly/vacancyENG>

If we don't hear from you by **November 17, 2023**, we shall assume that there are no vacancies in your properties at this time. Thank you for your cooperation with this matter and we look forward to hearing from you.

Sincerely,

CCCE Poughkeepsie Housing Vacancy Study Team:

Devyani Guha

Yvette Shiffman

Evren Uzer

Ayse Yonder

6 de noviembre de 2023

Estimado Propietario / Administrador,

La Ciudad de Poughkeepsie ha contratado a la *Colectiva para la Comunidad, la Cultura y el Medio Ambiente* (CCCE) para realizar un Análisis de la Tasa de Desocupación de Viviendas. Este análisis ayudará a la Ciudad de Poughkeepsie a determinar la tasa de desocupación de viviendas en edificios construidos a su totalidad antes del 1º de enero de 1974 que contengan al menos seis (6) unidades de vivienda. El análisis de la tasa de desocupación de viviendas puede ser utilizado por la ciudad para determinar si existe una emergencia de vivienda, tal como se define en la Ley de Protección de Emergencia para Inquilinos del Estado de Nueva York, para esta clase de edificios.

Como propietario o administrador de una o más propiedades que cumplen con los criterios de haber sido construidas antes del 1º de enero de 1974 y que contienen al menos seis (6) unidades de vivienda de alquiler, le pedimos que nos provee la siguiente información sobre su propiedad: **el número total de unidades en cada propiedad y el número total de unidades vacantes en cada propiedad que han estado en el mercado desde el 1º de noviembre de 2023**. Cualquier información adicional, como el tiempo que las unidades han estado desocupadas, también sería útil.

Por favor, envíe la información solicitada antes del 17 de noviembre de 2023 respondiendo de una de las siguientes maneras:

1. Llenando el formulario y enviándolo por correo a DIRECCIÓN:
CCCE [Address]
2. O llene el formulario, tome una foto del formulario completo y envíela por correo electrónico a vacancystudypk@gmail.com.
3. O llene el formulario en nuestra pagina web: <https://bit.ly/vacancyESP>

Si no tenemos noticias tuyas antes del **17 de noviembre de 2023**, asumiremos que no hay unidades vacantes en su propiedad o propiedades en este momento. Gracias por su cooperación y esperamos su respuesta.

Atentamente,

CCCE Poughkeepsie Equipo de Estudio de las Viviendas Vacías
Devyani Guha
Yvette Shiffman
Evren Uzer
Ayse Yonder

SURVEY FORM

Please use this form in replying to the request for information about vacancies at your property. This form asks for information as of **November 1, 2023** as referenced in the cover letter. Please return by November 17, 2023. Thank you.

PROPERTY INFORMATION

Parcel No: Block: XX Lot: XXXXX

Street Address: **XXX XXXXXX, Poughkeepsie, NY**

OWNER/MANAGER NAME: _____

Total no. of Units: _____

Total no. of vacant units as of November 1, 2023: _____

Were these vacant units available for rent on November 1, 2023: _____

If not, what was the reason they were not available for rent: _____

Length of time units were vacant: _____

Name of the person filling out the form: _____

Signature: _____

Date: _____

Utilice este formulario para responder a la solicitud de información sobre las unidades vacantes en su propiedad. Este formulario solicita información a partir del **1º de noviembre de 2023**, como se indica en la carta de presentación. Por favor, envíe la información solicitada antes del 17 de noviembre de 2023. Muchas gracias.

INFORMACIÓN SOBRE LA PROPIEDAD

Parcela nº: Block: XX Lot: XXXXX

Dirección postal: **XXX XXXXXX, Poughkeepsie, NY**

NOMBRE DEL PROPIETARIO/GERENTE: _____

Nº total de Unidades: _____

Nº total de unidades vacantes a partir del 1º de noviembre de 2023: _____

¿Estaban estas unidades vacantes disponible para alquilar el 1º de noviembre de 2023: _____

Si no es así, ¿cuál fue la razón de que no esté disponible para alquilar? _____

Tiempo durante el cual las unidades estuvieron vacantes: _____

Nombre completo de la persona que llena el formulario: _____

Firma: _____ Fecha: _____

APPENDIX C

Survey sent to selected Property Owners (1/25/24)

January 24, 2024

RE: City of Poughkeepsie Housing Vacancy Study

The City of Poughkeepsie has contracted with the Collective for Community Culture and Environment (CCCE) to assist the City in determining the residential housing vacancy rate in buildings completed prior to January 1, 1974 that contain at least six (6) dwelling units. The Housing Vacancy Rate analysis may be used by the City to determine whether a housing emergency, as defined by the Emergency Tenant Protection Act (ETPA), exists for this class of buildings.

You have recently responded to a survey for the Housing Vacancy Study for **XX XXXXXXXXXX XX, Poughkeepsie, NY**, but there are questions about the information in your response. Please provide accurate information about the building referenced above by responding to **ALL** of the questions below:

1. The total number of residential units _____ (Please do not include commercial units)
2. The number of vacant residential units on **November 1, 2023** _____
3. Were any of these vacant residential units undergoing repairs, painting, cleaning or other reasons that made them unavailable for rent on **November 1, 2023**:
Yes _____ No _____ If so, how many? _____
4. The length of time the residential units have been vacant _____

Your response should be sent to: vacancystudy.pk@gmail.com by **February 1, 2024**

No response to such requests for information will be counted as the property having no vacancies.

As you may be aware, [Assembly Bill A6843A](#)* signed into law by Governor Hochul in December 2023 requires property owners to provide accurate responses to municipal housing vacancy studies or face a civil penalty.

Should you have any questions about the vacancy study, please contact us at vacancystudy.pk@gmail.com

Thanks for your cooperation.

Sincerely,

Poughkeepsie Housing Vacancy Team
Collective for Community Culture and Environment (CCCE)

* D. WHEN REQUESTED BY A MUNICIPALITY OR A DESIGNEE, AS A PART OF A STUDY TO DETERMINE ITS VACANCY RATE, OWNERS, OR THEIR AGENT, OF HOUSING ACCOMMODATIONS IN THE CLASS OF HOUSING ACCOMMODATIONS DETERMINED, SHALL PROVIDE THE MOST RECENT RECORDS OF RENT ROLLS AND, IF AVAILABLE, RECORDS FOR THE PRECEDING THIRTY-SIX MONTHS. SUCH RECORDS SHALL INCLUDE THE TENANT'S RELEVANT INFORMATION RELATING TO FINDING THE VACANCY RATE OF SUCH MUNICIPALITY INCLUDING BUT NOT LIMITED TO THE NAME, ADDRESS, AND AMOUNT PAID OR CHARGED ON A WEEKLY, MONTHLY, OR ANNUAL BASIS FOR EACH OCCUPIED HOUSING ACCOMMODATION AND WHICH HOUSING ACCOMMODATIONS ARE VACANT AT THE TIME OF THE SURVEY AND AVAILABLE FOR RENT. SUCH RECORDS SHALL ALSO INCLUDE ANY HOUSING ACCOMMODATIONS THAT ARE VACANT AND NOT AVAILABLE FOR RENT AND PROVIDE THE REASON WHY SUCH UNIT IS NOT AVAILABLE FOR RENT.

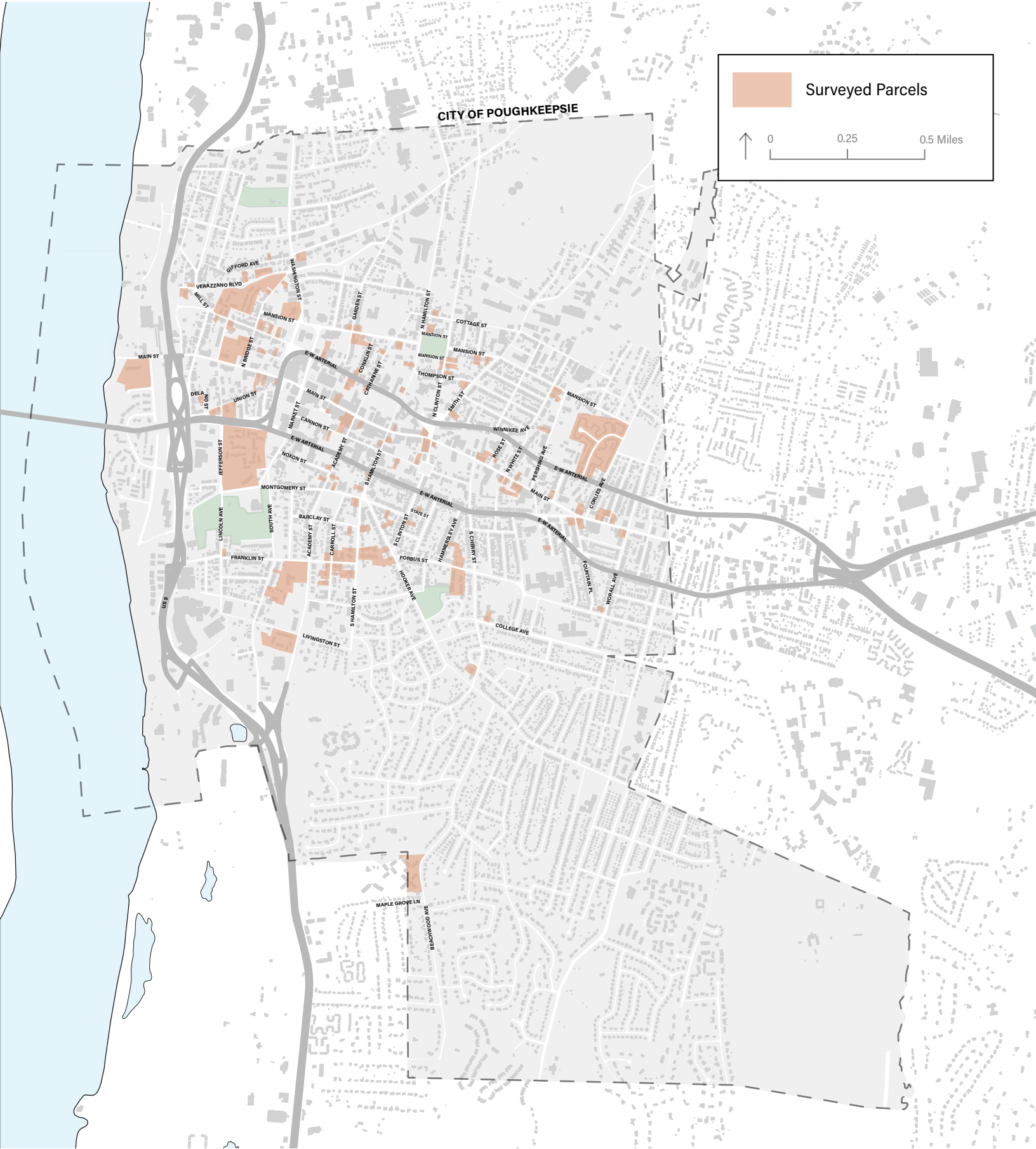
E. REFUSAL BY AN OWNER OR THEIR AGENT TO PARTICIPATE IN SUCH VACANCY SURVEY AND COOPERATE WITH THE MUNICIPALITY OR A DESIGNEE IN SUCH VACANCY SURVEY, OR SUBMISSION OF KNOWINGLY AND INTENTIONALLY FALSE VACANCY INFORMATION MAY BE DEEMED CAUSE TO DENY A RENTAL PERMIT OR CERTIFICATE OF OCCUPANCY FOR A HOUSING ACCOMMODATION. SUCH MUNICIPALITY MAY ADDITIONALLY IMPOSE A CIVIL PENALTY OR FEE ON SUCH OWNER OR THEIR AGENT OF UP TO ONE THOUSAND DOLLARS.

APPENDIX D

Map of All Properties for which On-Site Observations were made

Surveyed Parcels

for the City of Poughkeepsie
Housing Vacancy Study



**RESOLUTION
SUPPORTING DUTCHESS COUNTY TRANSPORTATION COUNCIL
TRAFFIC STUDIES
(R-24-30)**

INTRODUCED BY CHAIRMAN WILSON AND VICE CHAIR SHOOK:

WHEREAS, the City has applied to the Dutchess County Transportation Council (DCTC) for assistance in the form of traffic studies, specifically to study: (a) the implementation of a single speed limit on that portion of Route 9 within the City's boundaries; (b) the effectiveness of a reduction of the current city-wide speed limit from 30 mph to 25 mph; and (c) the effectiveness of traffic signals in low volume areas (especially schools) to determine if these areas would be better benefited by 4-way stop signs; and

WHEREAS, the approval of this resolution will have no fiscal impact to the 2024 budget; and

WHEREAS, in order to begin this work, DCTC requires a resolution of support from the Common Council; and

WHEREAS, this action is a Type II action pursuant to 6 NYCRR §617.5(c)(2) requiring no review under the State Environmental Quality Review Act (SEQRA).

NOW THEREFORE,

BE IT RESOLVED, that Common Council hereby supports the aforementioned traffic studies being conducted by DCTC.

SECONDED BY: _____ .

R E S O L U T I O N
(R-24-31)

INTRODUCED BY CHAIRMAN WILSON, COUNCILMEMBERS SHOOK, PATTERSON THOMPSON, MENIST, DEICHLER, GRANT, JAMES, HENRY AND BROWN:

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

WHEREAS, the Common Council has deemed applicant Dr. Eric Bradford as qualified and is desirous of appointing him to the Board of Assessment Review.

NOW, THEREFORE,

BE IT RESOLVED that the Common Council of the City of Poughkeepsie does hereby appoint **Dr. Eric Bradford** to the Board of Assessment Review to fill a term of five (5) years commencing immediately and expiring September 30, 2028.¹

SECONDED BY COUNCILMEMBER _____

¹ The set to which Mr. Bradford is being appointed has been vacant since September 30, 2023.

**RESOLUTION
(R24-32)**

**RESOLUTION SETTING PUBLIC HEARING
CONSIDERATION OF OPTING IN TO THE
EMERGENCY TENANT PROTECTION ACT**

INTRODUCED BY CHAIR WILSON, COUNCILMEMBERS SHOOK, PATTERSON THOMPSON, MENIST, DEICHLER, GRANT, HENRY, JAMES AND BROWN:

WHEREAS, the City of Poughkeepsie is in receipt of a Vacancy Study completed by the Collective for Community, Culture and Environment (CCCE) finding a vacancy rate of 3.96%;

WHEREAS, the City of Poughkeepsie wishes to hold a public hearing pursuant to the Unconsolidated Laws of the State of New York, Chapter 249-B Emergency Tenant Protection Act of 1974, §3(c) to consider a resolution, summarized herein, as declaring the existence of a public housing emergency requiring the regulation of residential rents for housing accommodations that were completed prior to January 1, 1974 and containing at least six (6) dwelling units;

BE IT RESOLVED that the Council shall hold a public hearing to receive comment from the public on whether to opt in to the Emergency Tenant Protection Act on **TUESDAY, MAY 7, 2024** at **6 pm** in the Common Council Chambers, Third Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, New York;

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 _____ .

LOCAL LAW AMENDING SECTION 14.35 OF THE ADMINISTRATIVE CODE OF THE CITY OF
POUGHKEEPSIE ENTITLED “TAXES – PARTIAL EXEMPTION GRANTED;
CONDITIONS”
(LL-23-06)

INTRODUCED BY COUNCILMEMBER MENIST:

SECTION 1. BE IT ENACTED, by the Common Council of the City of Poughkeepsie, a local law amending Chapter 14.35 of the Administrative Code of the City of Poughkeepsie entitled Taxes – Partial Exemption Granted; Conditions, to provide as follows:

STRIKETHROUGH-INDICATES DELETION
BOLD and UNDERLINE INDICATES ADDED LANGUAGE

Section 14.35 Taxes — **partial exemption granted; conditions.**

Real property owned by persons sixty-five (65) years of age or over shall be exempt from city taxes up to the maximum amount of fifty (50) per centum of the assessed valuation subject to the following conditions and pursuant to Subsection (f) hereof:

- (a) The owner or all of the owners must file an application annually in the assessor's office on or before the appropriate taxable status date or such other time as may be hereafter fixed by law. At least sixty (60) days prior to the appropriate taxable status date, the assessing authority shall mail to each person who was granted an exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to be granted. Failure to mail any such application form and notice or the failure of such person to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.
- (b) In the event the owner, or all of the owners, of property which has received an exemption pursuant to this section on the preceding assessment roll fail to file the application required pursuant to this section on or before the taxable status date, such owner or owners may file the application, executed as if such application had been filed on or before the taxable status date, with the Assessor on or before the date for the hearing of complaints. The Assessor shall approve or deny such application as if it had been filed on or before the taxable status date.
- (c) The income of the owner or the combined income of the owners of the property must not exceed ~~twenty nine thousand dollars (\$29,000)~~ **forty eight thousand four hundred dollars (\$48,400.00)** for the income tax year immediately preceding the date of making application for exemption. Where the title is vested in either the husband or wife, their combined income must not exceed the sum of **forty eight thousand four hundred dollars (\$48,400.00)** ~~twenty nine thousand dollars (\$29,000-).~~
- (d) Title to the property must be vested in the owner or, if more than one (1), in all the owners for at least twenty-four (24) consecutive months prior to the date of making application for exemption.
- (e) The property must be used exclusively for residential purposes, be occupied in whole or in part by the owners, and constitute the legal residence of the owners.

(f) The amount of the partial exemption shall be computed as follows:

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
\$20,600 <u>\$40,000</u> or less	50
More than \$40,000 <u>\$20,600</u> but less than \$21,600 <u>\$41,000</u>	45
\$21,600 <u>\$41,000</u> or more but less than \$22,600 <u>\$42,000</u>	40
\$22,600 <u>\$42,000</u> or more but less than \$23,600 <u>\$43,000</u>	35
\$23,600 <u>\$43,000</u> or more but less than \$24,500 <u>\$43,900</u>	30
\$24,500 <u>\$43,900</u> or more but less than \$25,400 <u>\$44,800</u>	25
\$25,400 <u>\$44,800</u> or more but less than \$26,300 <u>\$45,700</u>	20
\$26,300 <u>\$45,700</u> or more but less than \$27,200 <u>\$46,600</u>	15
\$27,200 <u>\$46,600</u> or more but less than \$28,100 <u>\$47,500</u>	10
\$28,100 <u>\$47,500</u> or more but less than \$29,000 <u>\$48,400</u>	5

(g) Unreimbursed medical expenses shall be subtracted from the senior's income calculation.

SECTION 2. This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

SECONDED BY COUNCILMEMBER _____:

PLEASE PRINT OR TYPE FORM CLEARLY

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

NOTICE OF CLAIM
AGAINST
THE CITY OF POUGHKEEPSIE, NEW YORK

TODAY'S DATE: 3/25/24

NAME AND ADDRESS OF EACH CLAIMANT:

Jacqueline Alois
49 South Cherry St. Apt 2
Poughkeepsie NY 12601

TELEPHONE NUMBER: 845-240-9281

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

My 2018 Nissan Rouse was parked outside my residence at 49 South Cherry St. Poughkeepsie NY. City official Kyle Taiko passed out and hit my car on 3/7/2024 at 10:04 with a city vehicle causing my car to have significant damage of

ITEMS DAMAGED OR INJURIES SUSTAINED:

approximately \$9,696.10 in damages (estimate is attached)

Jalaw

Signature of Claimant

Signature of Claimant

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

Jacqueline Alois 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.

Jalaw

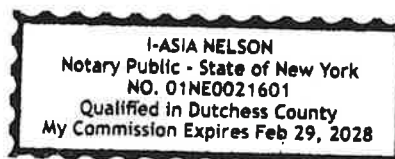
Signature of Claimant

Signature of Claimant

Sworn to before me this

25 day of March, 2024

Asia Nelson
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.

CITY OF POUGHKEEPSIE
CITY CHAMBERLAIN
2024 MAR 25 PM 2:44

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT
MV-104A (7/01)
DMV COPY

Page of Pages

Local Codes
Q30999HSL9H9

☐ AMENDED REPORT

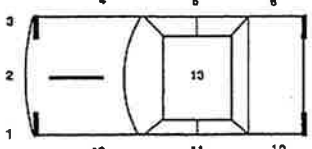
DMV COPY

1	Accident Date Month 3 Day 7 Year 2024	Day of Week Thursday	Military Time	No. of Vehicles 3	No. Injured 0	No. Killed 0	Not Investigated at Scene ☐	Left Scene ☐	Police Photos ☒ Yes ☐ No	19 11						
2	VEHICLE 1 VEHICLE 1 - Driver License ID Number 672342005 Driver Name - exactly as printed on license TARKOS, KYLE J Address (Include Number & Street) 62 CIVIC CENTER PLZ City or Town Poughkeepsie State NY Zip Code 12601 Date of Birth Month 03 Day 01 Year 1978 Sex M Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐				VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN VEHICLE 2 - Driver License ID Number Driver Name - exactly as printed on license PARKED. Address (Include Number & Street) City or Town State Zip Code Date of Birth Month Day Year Sex Unlicensed ☐ No. of Occupants 00 Public Property Damaged ☐						20 77					
3	Name-exactly as printed on registration CITY OF Poughkeepsie, NY Address (Include Number & Street) 26 HOWARD ST City or Town Poughkeepsie State NY Zip Code 12601 Plate Number AD8900 State of Reg. NY Vehicle Year & Make 2008 Dodge Vehicle Type 4 DOOR SED Ins. Code 488				Name-exactly as printed on registration ALIOS, JACQUELINE M Address (Include Number & Street) 47 S CHERRY ST City or Town Poughkeepsie State NY Zip Code Plate Number KZL9482 State of Reg. NY Vehicle Year & Make 2018 Nissan Vehicle Type SUBURBAN Ins. Code 703						21 77					
4	Ticket/Arrest Number(s) Violation Section(s)				Ticket/Arrest Number(s) Violation Section(s)						22					
5	Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit. VEHICLE 1 DAMAGE CODES Box 1 - Point of Impact Box 2 - Most Damage Enter up to three more Damage Codes Vehicle By Towed: To				Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit. VEHICLE 2 DAMAGE CODES Box 1 - Point of Impact Box 2 - Most Damage Enter up to three more Damage Codes Vehicle By Towed: To				Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles. Rear End Left Turn Right Angle Right Turn Head On Overtaking Left Turn Right Turn Sideswipe ACCIDENT DIAGRAM Cost of repairs to any one vehicle will be more than \$1000. ☐ Unknown/Unable to Determine ☒ Yes ☐ No		23 5					
6	VEHICLE DAMAGE CODING: 1-13, SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 15. TRAILER 18. NO DAMAGE 16. OVERTURNED 19. OTHER				Place Where Accident Occurred: County Dutchess ☒ City ☐ Village ☐ Town of Poughkeepsie City Road on which accident occurred 45 S CHERRY ST at 1) intersecting street or 2) 100 Feet Miles of Cannon St Accident Description/Officer's Notes				24 5							
7	Reference Marker Coordinates (if available) Latitude/Northing: 41.6992479404133 Longitude/Easting: -73.9185993579784				25 1											
8	ALL INVOLVED				26 10											
9	8 9 10 11 12 13 14 15 16 17 BY TO 18				27 1											
10	A 1 1 4 1 46 M 77 77 7				28 1											
11	B 2 1 N 7 77 77 7				29 1											
12	C 3 1 N 7 77 77 7				30											
13	D				USE COVER SHEET											
14	E				N											
15	F															
16	Officer's Rank and Signature Officer Print Name in Full Sequan Heard				Badge/ID No. 6944		NCIC No. 01302		Precinct/Post Troop/Zone		Station/Beat Sector		Reviewing Officer Michael Egan		Date/Time Reviewed 03/11/2024	

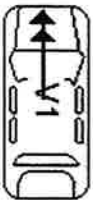
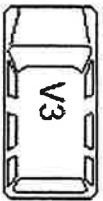
Local Codes
Q30999HSL9H9New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT
MV-104A (7/01)☐ AMENDED REPORT

DMV COPY

77

1	Accident Date Month 3 Day 7 Year 2024		Day of Week Thursday	Military Time	No. of Vehicles 3	No. Injured 0	No. Killed 0	Not Investigated at Scene ☐	Left Scene ☐	Police Photos ☒ Yes ☐ No	20		
VEHICLE 1													
2	VEHICLE 1 - Driver License ID Number				State of Lic.	VEHICLE 2 - Driver License ID Number				State of Lic.	21		
Driver Name - exactly as printed on license PARKED.				Driver Name - exactly as printed on license									
Address (Include Number & Street)				Apt. No.	Address (Include Number & Street)				Apt. No.				
City or Town				State	Zip Code	City or Town				State	Zip Code	22	
3	Date of Birth Month Day Year	Sex	Unlicensed ☐	No. of Occupants 00	Public Property Damaged ☐	Date of Birth Month Day Year	Sex	Unlicensed ☐	No. of Occupants	Public Property Damaged ☐	23		
Name - exactly as printed on registration DALEY, DONNETT R				Sex	Date of Birth Month Day Year 01 05 1973	Name - exactly as printed on registration				Sex	Date of Birth Month Day Year	5	
Address (Include Number & Street) 47 S CHERRY ST				Apt. No.	Haz. Mat. Code	Address (Include Number & Street)				Apt. No.	Haz. Mat. Code	24	
City or Town Poughkeepsie				State	Zip Code	City or Town				State	Zip Code		
Plate Number HFX9334		State of Reg. NY	Vehicle Year & Make 2017 Honda	Vehicle Type SUBURBAN	Ins. Code 614	Plate Number		State of Reg.	Vehicle Year & Make	Vehicle Type	Ins. Code		
Ticket/Arrest Number(s)						Ticket/Arrest Number(s)							
Violation Section(s)						Violation Section(s)							
6	Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.				Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.				Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.				25
VEHICLE 1 DAMAGE CODES				VEHICLE 2 DAMAGE CODES				ACCIDENT DIAGRAM				10	
Box 1 - Point of Impact Box 2 - Most Damage Enter up to three more Damage Codes				Box 1 - Point of Impact Box 2 - Most Damage Enter up to three more Damage Codes									
Vehicle By Towed: To				Vehicle By Towed: To									
VEHICLE DAMAGE CODING: 1-13. SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 15. TRAILER 18. NO DAMAGE 16. OVERTURNED 19. OTHER								9. Cost of repairs to any one vehicle will be more than \$1000. ☐ Unknown/Unable to Determine ☐ Yes ☐ No				26	
Reference Marker		Coordinates (if available) Latitude/Northing: Longitude/Easting:		Place Where Accident Occurred: County _____ ☐ City ☐ Village ☐ Town of _____ Road on which accident occurred _____ (Route Number or Street Name) at 1) intersecting street _____ (Route Number or Street Name) or 2) _____ ☐ E ☐ S ☐ W of _____ (Milepost, Nearest intersecting Route Number or Street Name) Feet Miles								27	
Accident Description/Officer's Notes												28	
USE COVER SHEET												29	
N												30	
8 9 10 11 12 13 14 15 16 17 BY TO 18 Names of all involved Date of Death Only													
A													
B													
C													
D													
E													
F													
Officer's Rank and Signature				Badge/ID No.	NCIC No.	Precinct/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed				
Print Name in Full													

V1 was reported to be traveling south on South Cherry Street. V2 and V3 were parked on South Cherry Street. The operator of V1 stated that he "blacked out" while driving, causing him to strike V2 and V3. V1 sustained significant damage to the front bumper on the passenger side of the vehicle and the front passenger side wheel. V2 sustained significant damage to the rear bumper on the driver side of the vehicle. V3 sustained minor scratches on the rear driver side door and minor scratches on the rear bumper on the driver side of the vehicle. V1 was towed by the Department of Public Works. There were no injuries reported as a result of the accident, however the operator of V1 was transported to Vassar Brothers Hospital. V2 and V3 were not towed. Nothing further to report at this time.



South Cherry St



POLICE ACCIDENT REPORT

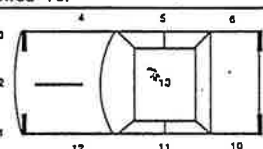
MV-104A (6/04)

Local Codes

24-5679

Q30999HSL9H9

AMENDED REPORT

1	Accident Date Month 3 Day 7 Year 2024	Day of Week THURSDAY	Military Time 10:04	No. of Vehicles 3	No. Injured 0	No. Killed 0	Not Investigated at Scene ☐	Left Scene ☐	Police Photos ☒ Yes ☐ No	20	
2	VEHICLE 1				VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN						21
3	VEHICLE 1- Driver License ID Number 672342005 State of Lic. NY				VEHICLE 2- Driver License ID Number State of Lic.						22
4	Driver Name - exactly as printed on license TARKOS, KYLE J				Driver Name - exactly as printed on license PARKED,						23
5	Address (Include Number and Street) 62 CIVIC CENTER PLAZA Apt. No.				Address (Include Number and Street) Apt. No.						24
6	City or Town POUGHKEEPSIE State NY Zip Code 12601				City or Town State Zip Code						25
7	Date of Birth Month 3 Day 1 Year 1978 Sex M Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐				Date of Birth Month Day Year Sex Unlicensed ☐ No. of Occupants 00 Public Property Damaged ☐						26
8	Name - exactly as printed on registration CITY OF POUGHKEEPSIE, Sex C Date of Birth Month Day Year				Name - exactly as printed on registration ALIOS, JACQUELINE M Sex F Date of Birth Month 10 Day 19 Year 1978						27
9	Address (Include Number and Street) 26 HOWARD ST Apt. No. Haz. Mat. Code - Released ☐				Address (Include Number and Street) 47 S CHERRY ST APT 2 Apt. No. Haz. Mat. Code Released ☐						28
10	City or Town POUGHKEEPSIE State NY Zip Code 12601				City or Town POUGHKEEPSIE State NY Zip Code 12061						29
11	Plate Number AD8900 State of Reg. NY Vehicle Year & Make 2008 DODG Vehicle Type 4DSD Ins. Code 238				Plate Number KZL9482 State of Reg. NY Vehicle Year & Make 2018 NISS Vehicle Type SUBN Ins. Code 703						30
12	Ticket/Arrest Number(s)				Ticket/Arrest Number(s)						31
13	Violation Section(s)				Violation Section(s)						32
14	Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.				Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.				Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.		33
15	VEHICLE 1 DAMAGE CODES Box 1 - Point of Impact 3 1 3 Box 2 - Most Damage 2 3 4 5 Enter up to three more damage codes 2 4 5 Vehicle By: DPW Towed To: DPW				VEHICLE 2 DAMAGE CODES Box 1 - Point of Impact 9 1 9 Box 2 - Most Damage 10 3 4 5 Enter up to three more damage codes 10 8 5 Vehicle By: Towed To:				ACCIDENT DIAGRAM See the last page of the MV-104A for the accident diagram.		34
16	VEHICLE DAMAGE CODING: 1-13 SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 15. TRAILER 18. NO DAMAGE 16. OVERTURNED 19. OTHER								Cost of repairs to any one vehicle will be more than \$1000. ☐ Unknown/Unable to determine ☒ Yes ☐ No		35
17	Reference Marker				Coordinates (if available) Latitude/Northing				Place Where Accident Occurred: County DUTCHESS ☒ City ☐ Village ☐ Town of POUGHKEEPSIE Road on which accident occurred 45 S CHERRY ST (Route Number or Street Name) at 1) intersecting street or 2) 100 feet miles ☐ N ☒ S of CANNON ST (Route Number or Street Name) ☐ E ☐ W (Milepost, Nearest intersecting Route Number or Street Name)		36
18	Accident Description/Officer's notes V1 was reported to be traveling south on South Cherry Street. V2 and V3 were parked on South Cherry Street. The operator of V1 stated that he "blacked out" while driving, causing him to strike V2 and V3. V1 sustained significant damage to the front bumper on the passenger side of the vehicle and the front passenger side wheel. V2 sustained significant damage to the rear bumper on the driver side of the vehicle. V3 sustained minor scratches on										37
19	8 9 10 11 12 13 14 15 16 17 BY										38
20	A 1 1 4 1 46 M - - - TARKOS, KYLE J										39
21	B										40
22	C										41
23	D										42
24	E										43
25	F										44
26	Officer's Rank and Signature Print Name in Full				POLICE OF SEQUAN HEARD		Badge/ID No. 6944		NCIC No. 01302		45
27	Precinct/Post Troop/Zone				Station/Beat Sector		Reviewing Officer EGAN, MICHAEL		Date/Time Reviewed 3/11/2024 14:34		46

Local Codes

24-5679

Q30999HSL9H9

AMENDED REPORT

POLICE ACCIDENT REPORT

MV-104A (6/04)

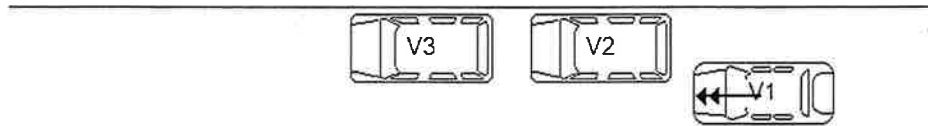
Accident Date Month 3 Day 7 Year 2024		Day of Week THURSDAY		Military Time 10:04		No. of Vehicles 3		No. Injured 0		No. Killed 0		Not Investigated at Scene ☐		Left Scene ☐		Police Photos ☒ Yes ☐ No		-			
VEHICLE 3																		☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN		20	
2 VEHICLE 3- Driver License ID Number State of Lic. DRIVER Name - exactly as printed on license PARKED, Address (Include Number and Street) Apt. No. City or Town State Zip Code Date of Birth Month Day Year Sex Unlicensed ☐ No. of Occupants 00 Public Property Damaged ☐ Name - exactly as printed on registration Sex F Date of Birth Month Day Year 1 5 1973 Address (Include Number and Street) 47 S CHERRY ST APT 2 Apt. No. Haz. Mat. Code Released ☐ City or Town State NY Zip Code 12601 Plate Number HFX9334 State of Reg. NY Vehicle Year & Make 2017 HOND Vehicle Type SUBN Ins. Code 614 Ticket/Arrest Number(s)																		21			
3																		22			
4																		23			
5																		24			
6																		25			
7																		26			
8																		27			
9																		28			
10																		29			
11																		30			
12																		31			
13																		32			
14																		33			
15																		34			
16																		35			
17																		36			
18																		37			
19																		38			
20																		39			
21																		40			
22																		41			
23																		42			
24																		43			
25																		44			
26																		45			
27																		46			
28																		47			
29																		48			
30																		49			
31																		50			
32																		51			
33																		52			
34																		53			
35																		54			
36																		55			
37																		56			
38																		57			
39																		58			
40																		59			
41																		60			
42																		61			
43																		62			
44																		63			
45																		64			
46																		65			
47																		66			
48																		67			
49																		68			
50																		69			
51																		70			
52																		71			
53																		72			
54																		73			
55																		74			
56																		75			
57																		76			
58																		77			
59																		78			
60																		79			
61																		80			
62																		81			
63																		82			
64																		83			
65																		84			
66																		85			
67																		86			
68																		87			
69																		88			
70																		89			
71																		90			
72																		91			
73																		92			
74																		93			
75																		94			
76																		95			
77																		96			
78																		97			
79																		98			
80																		99			
81																		100			
82																		101			
83																		102			
84																		103			
85																		104			
86																		105			
87																		106			
88																		107			
89																		108			
90																		109			
91																		110			
92																		111			
93																		112			
94																		113			
95																		114			
96																		115			
97																		116			
98																		117			
99																		118			
100																		119			
101																		120			
102																		121			
103																		122			
104																		123			
105																		124			
106																		125			
107																		126			
108																		127			
109																		128			
110																		129			
111																		130			
112																		131			
113																		132			
114																		133			
115																		134			
116																		135			
117																		136			
118																		137			
119																		138			
120																		139			
121																		140			
122																		141			
123																		142			
124																		143			
125																		144			
126																		145			
127																		146			
128																		147			
129																		148			
130																		149			
131																		150			
132																		151			
133																		152			
134																		153			
135																		154			
136																		155			
137																		156			
138																		157			
139																		158			
140																		159			
141																		160			
142																		161			
143																		162			

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT
 MV-104A (6/04)

Local Codes 24-5679
Q30999HSL9H9

☐ **AMENDED REPORT**

Accident Date Month: 3, Day: 7, Year: 2024			Day of Week THURSDAY	Military Time 10:04	No. of Vehicles 3	No. Injured 0	No. Killed 0	Not Investigated at Scene ☐ Accident Reconstructed ☐	Left Scene ☐	Police Photos ☒ Yes ☐ No
--	--	--	--------------------------------	-------------------------------	-----------------------------	-------------------------	------------------------	---	--	---



South Cherry St



NORTHSIDE AUTO BODY
"Where Perfection Is No Accident"
119 PARKER AVE, POUGHKEEPSIE, NY 12601
Phone: (845) 452-7111

Workfile ID: 3efb3d29
PartsShare: 7QR4m5
Federal ID: 38-4020063
State ID: R7122103
Resale Number: 141477475

Preliminary Estimate

Customer: Alois, Jacqueline

Written By: Dustin Joo

Insured: Alois, Jacqueline
Type of Loss:
Point of Impact:

Policy #:
Date of Loss:

Claim #:
Days to Repair: 0

Owner:
Alois, Jacqueline
(845) 240-9281 Cell

Inspection Location:
NORTHSIDE AUTO BODY
119 PARKER AVE
POUGHKEEPSIE, NY 12601
Repair Facility
(845) 452-7111 Business

Insurance Company:

VEHICLE

2018 NISS Rogue SV AWD 4D UTV 4-2.5L Gasoline Sequential MPI

VIN: 5N1AT2MV2JC812764
License:
State: NY

Interior Color:
Exterior Color:
Production Date:

Mileage In:
Mileage Out:
Condition:

Vehicle Out:
Job #:

TRANSMISSION

Automatic Transmission
4 Wheel Drive

POWER

Power Steering
Power Brakes
Power Windows
Power Locks
Power Mirrors
Heated Mirrors
Power Driver Seat

DECOR

Dual Mirrors
Privacy Glass
Console/Storage
Overhead Console

CONVENIENCE

Air Conditioning
Intermittent Wipers
Tilt Wheel
Cruise Control
Rear Defogger
Keyless Entry
Alarm
Message Center
Steering Wheel Touch Controls
Rear Window Wiper
Telescopic Wheel

RADIO

Climate Control
Backup Camera
Remote Starter

AM Radio

FM Radio
Stereo
Search/Seek
CD Player
Auxiliary Audio Connection
Satellite Radio

SAFETY

Drivers Side Air Bag
Passenger Air Bag
Anti-Lock Brakes (4)
4 Wheel Disc Brakes
Traction Control
Stability Control
Front Side Impact Air Bags
Head/Curtain Air Bags

Hands Free Device
Blind Spot Detection

SEATS

Cloth Seats
Bucket Seats
Reclining/Lounge Seats
Heated Seats

WHEELS

Aluminum/Alloy Wheels

PAINT

Clear Coat Paint

OTHER

Rear Spoiler
Signal Integrated Mirrors

TRUCK

Power Trunk/Liftgate

Get live updates at www.carwise.com/e/4K7JEM

Preliminary Estimate

Customer: Alois, Jacqueline

2018 NISS ROGUE SV AWD 4D UTV 4-2.5L Gasoline Sequential MPI

Line	Oper	Description	Part Number	Qty	Extended Price \$	Labor	Paint
1	#	*ESTIMATE FOR READILY VISIBLE DAMAGE ONLY*		1			
		Note: ADDITIONAL DAMAGE LIKELY TO BE FOUND UPON COMMENCEMENT OF REPAIRS					
2		FRONT BUMPER & GRILLE					
3		O/H front bumper				3.2	
4	Repl	Bumper cover	620226FL0H	1	509.04	Incl.	2.6
5		Add for Clear Coat					1.0
6	Repl	Prep unprimed bumper		1			0.7
7	R&I	License bracket w/o Korea built				0.2	
8		RESTRAINT SYSTEMS					
9	R&I	LT Head air bag w/o Korea built				m 0.8	
10	Repl	Air bag system diagnosis		1		m 0.5	
11		ROOF					
12	R&I	R&I headliner				3.5	
13		REAR DOOR					
14	*	Blnd LT Door shell US built all					1.5
15	R&I	LT Belt molding				0.2	
16	R&I	LT Handle, outside w/chrome				0.4	
17	R&I	LT R&I trim panel				0.5	
18	*	R&I LT Lower molding w/o chrome				0.3	
19	#	CLEAN & RETAPE MLDGS.		1	5.00	0.5	
20		QUARTER PANEL					
21	Repl	LT Quarter panel	781134BA0A	1	961.82	21.2	3.5
22		Add for Clear Coat					1.4
23		Deduct for Rear Bumper R&I				-1.3	
24	*	Rpr LT Rear pillar w/o power lift gate				1.5	0.4
		Note: CONJUNCTIVE REPAIR					
25		Add for Clear Coat					0.1
26	*	Rpr LT Tail lamp panel				1.0	0.2
		Note: CONJUNCTIVE REPAIR					
27		Add for Clear Coat					0.1
28	Repl	LT Wheel opng mldg	788614BA0A	1	91.36	0.3	
29	*	Rpr LT Wheelhouse assy w/o 3rd row w/o hybrid				1.5	0.4
30	*	Rpr LT Upper panel w/o 3rd row				1.0	0.3
		Note: CONJUNCTIVE REPAIR					
31		Overlap Minor Panel					-0.2
32	R&I	LT Quarter glass Nissan, US built w/o tinted				Incl.	
33	#	Glass Kit		1	25.00		
34	Repl	LT Lower extn w/o Korea buil	G81E79TBMA	1	46.67	Incl.	
35		REAR BODY & FLOOR					
36	*	Rpr Rear body panel				4.0	1.8

Preliminary Estimate

Customer: Alois, Jacqueline

2018 NISS Rogue SV AWD 4D UTV 4-2.5L Gasoline Sequential MPI

37		Overlap Major Adj. Panel					-0.4
38		Add for Clear Coat					0.3
39		REAR BUMPER					
40		O/H rear bumper				2.1	
41	Repl	Bumper cover	850226FL0H	1	485.74	Incl.	2.8
42		Add for Clear Coat					1.1
43	Repl	LT Reflector	265656FV0B	1	51.02	Incl.	
44	Repl	LT Object sensor	284K16FL0A	1	763.64 m	0.2	
45		MISCELLANEOUS OPERATIONS					
46	Repl	Cover car/bag		1		0.2	
47	Repl	Cover car/bag		1		0.2	
48	#	COLOR MATCH		1		0.5	
49	#	CORROSION PROTECTION PER PANEL		1	15.00	0.3	
50	#	WET/DRY SAND AND BUFF		1		1.5	
51	#	ELECTRICAL / COMPUTER RESET		1		0.5 M	
52	#	HAZARDOUS WASTE REMOVAL		1	3.00 T		
53	#	MASK JAMBS FOR REFINISHING		1	10.00	0.3	
54	#	ROAD TEST FOR SAFETY CHECK		1		0.5	
55	#	FLX-ADDITIVE		1	12.50 T		
56	#	RESET ELECTRICAL COMPONENTS		1		1.0	
57	#	REMOVE CAULING & SEAM SEALER		1		1.0	
58	#	SETUP AND MEASURE UNIBODY		1		2.0	
59	#	PULL		1		2.0 S	
60	#	REPAIR PINCH WELD / PRIMEER		1		0.5	0.5
61	#	SEAM SEALER		1	20.00 T		
62	#	CLEAN CAR FOR DELIVERY		1		1.0	
63	#	CALIBRATE BSM		1	425.00		
64	#	SETUP WELDER		1		0.3	
65	#	MOUNT PARTS TO STAND		1		1.0	
SUBTOTALS					3,424.79	54.4	18.1

Preliminary Estimate

Customer: Alois, Jacqueline

2018 NISS Rogue SV AWD 4D UTV 4-2.5L Gasoline Sequential MPI

ESTIMATE TOTALS

Category	Basis		Rate	Cost \$
Parts				3,389.29
Body Labor	51.9 hrs	@	\$ 65.00 /hr	3,373.50
Paint Labor	18.1 hrs	@	\$ 65.00 /hr	1,176.50
Mechanical Labor	0.5 hrs	@	\$ 125.00 /hr	62.50
Structural Labor	2.0 hrs	@	\$ 85.00 /hr	170.00
Paint Supplies	18.1 hrs	@	\$ 42.00 /hr	760.20
Miscellaneous				35.50
Subtotal				8,967.49
Sales Tax	\$ 8,967.49	@	8.1250 %	728.61
Grand Total				9,696.10
Deductible				0.00
CUSTOMER PAY				0.00
INSURANCE PAY				9,696.10

NORTHSIDE AUTO REPAIR WARRANTS WORKMANSHIP, INCLUDING REFINISHING
FOR AS LONG AS THE CUSTOMER HAS THE CAR.

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR COMMERCIAL INSURANCE OR A STATEMENT OF CLAIM FOR ANY COMMERCIAL OR PERSONAL INSURANCE BENEFITS CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, AND ANY PERSON WHO, IN CONNECTION WITH SUCH APPLICATION OR CLAIM, KNOWINGLY MAKES OR KNOWINGLY ASSISTS, ABETS, SOLICITS OR CONSPIRES WITH ANOTHER TO MAKE A FALSE REPORT OF THE THEFT, DESTRUCTION, DAMAGE OR CONVERSION OF ANY MOTOR VEHICLE TO A LAW ENFORCEMENT AGENCY, THE DEPARTMENT OF MOTOR VEHICLES OR AN INSURANCE COMPANY, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL ALSO BE SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE VALUE OF THE SUBJECT MOTOR VEHICLE OR STATED CLAIM FOR EACH VIOLATION.

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

Customer: Alois, Jacqueline

2018 NISS Rogue SV AWD 4D UTV 4-2.5L Gasoline Sequential MPI

Estimate based on MOTOR CRASH ESTIMATING GUIDE and potentially other third party sources of data. Unless otherwise noted, (a) all items are derived from the Guide ARF3650, CCC Data Date 03/15/2024, and potentially other third party sources of data; and (b) the parts presented are OEM-parts. OEM parts are manufactured by or for the vehicle's Original Equipment Manufacturer (OEM) according to OEM's specifications for U.S. distribution. OEM parts are available at OE/Vehicle dealerships or the specified supplier. OPT OEM (Optional OEM) or ALT OEM (Alternative OEM) parts are OEM parts that may be provided by or through alternate sources other than the OEM vehicle dealerships with discounted pricing. Asterisk (*) or Double Asterisk (**) indicates that the parts and/or labor data provided by third party sources of data may have been modified or may have come from an alternate data source. Tilde sign (~) items indicate MOTOR Not-Included Labor operations. The symbol (<>) indicates the refinish operation WILL NOT be performed as a separate procedure from the other panels in the estimate. Non-Original Equipment Manufacturer aftermarket parts are described as Non OEM, A/M or NAGS. Used parts are described as LKQ, RCY, or USED. Reconditioned parts are described as Recond. Recored parts are described as Recore. NAGS Part Numbers and Benchmark Prices are provided by National Auto Glass Specifications. Labor operation times listed on the line with the NAGS information are MOTOR suggested labor operation times. NAGS labor operation times are not included. Pound sign (#) items indicate manual entries.

Some 2024 vehicles contain minor changes from the previous year. For those vehicles, prior to receiving updated data from the vehicle manufacturer, labor and parts data from the previous year may be used. The CCC ONE estimator has a list of applicable vehicles. Parts numbers and prices should be confirmed with the local dealership.

The following is a list of additional abbreviations or symbols that may be used to describe work to be done or parts to be repaired or replaced:

SYMBOLS FOLLOWING PART PRICE:

m=MOTOR Mechanical component. s=MOTOR Structural component. T=Miscellaneous Taxed charge category.
X=Miscellaneous Non-Taxed charge category.

SYMBOLS FOLLOWING LABOR:

D=Diagnostic labor category. E=Electrical labor category. F=Frame labor category. G=Glass labor category.
M=Mechanical labor category. S=Structural labor category. (numbers) 1 through 4=User Defined Labor Categories.

OTHER SYMBOLS AND ABBREVIATIONS:

Adj.=Adjacent. Algn.=Align. ALU=Aluminum. A/M=Aftermarket part. Blnd=Blend. BOR=Boron steel.
CAPA=Certified Automotive Parts Association. D&R=Disconnect and Reconnect. HSS=High Strength Steel.
HYD=Hydroformed Steel. Incl.=Included. LKQ=Like Kind and Quality. LT=Left. MAG=Magnesium. Non-Adj.=Non
Adjacent. NSF=NSF International Certified Part. O/H=Overhaul. Qty=Quantity. Refn=Refinish. Repl=Replace.
R&I=Remove and Install. R&R=Remove and Replace. Rpr=Repair. RT=Right. SAS=Sandwiched Steel.
Sect=Section. Subl=Sublet. UHS=Ultra High Strength Steel. N=Note(s) associated with the estimate line.

CCC ONE Estimating - A product of CCC Intelligent Services Inc.

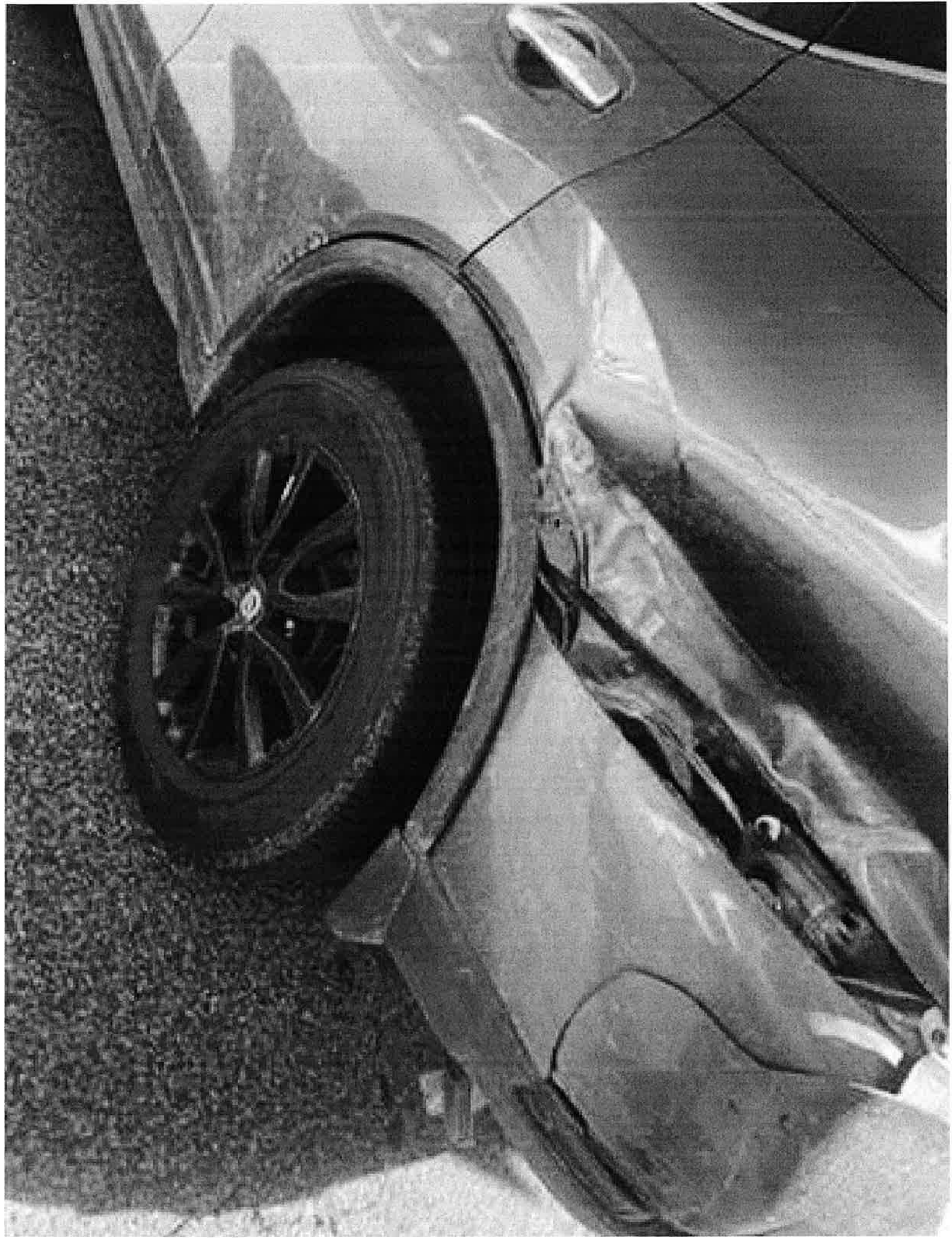
The following is a list of abbreviations that may be used in CCC ONE Estimating that are not part of the MOTOR CRASH ESTIMATING GUIDE:

BAR=Bureau of Automotive Repair. EPA=Environmental Protection Agency. NHTSA= National Highway
Transportation and Safety Administration. PDR=Paintless Dent Repair. VIN=Vehicle Identification Number.













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: 3-28-2024

NAME AND ADDRESS OF EACH CLAIMANT:

John Stevensky 72 Catherine St.
Poughkeepsie NY 12601

TELEPHONE NUMBER: 845-320-0677

NAME AND ADDRESS OF ATTORNEY (IF ANY):

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

Backing out of the driveway
then hit me 10:00 am

ITEMS DAMAGED OR INJURIES SUSTAINED:

3-25-2024

John Stevensky
Signature of Claimant

Geronte Jot
Signature of Claimant

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

John M Stevensky 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.

John Stevensky
Signature of Claimant

Geronte Jot
Signature of Claimant

Sworn to before me this 28 day of March, 2024

Jorge Pacheco
Notary Public

JORGE PACHECO
Notary Public, State of New York
No. 01PA6271393
Qualified in Dutchess County
Commission Expires 06-12-2024

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

NORTHSIDE AUTO BODY
"Where Perfection Is No Accident"
119 PARKER AVE, POUGHKEEPSIE, NY 12601
Phone: (845) 452-7111

Workfile ID: 13436698
PartsShare: 7S2ZcL
Federal ID: 38-4020063
State ID: R7122103
Resale Number: 141477475

Estimate of Record

Customer: Stevensky, John

Written By: Matt Flynn, 3/28/2024 2:35:12 PM

Insured: Stevensky, John
Type of Loss:
Point of Impact: 02 Right Front Pillar (Right Side)

Policy #:
Date of Loss:

Claim #:
Days to Repair: 0

Owner:
Stevensky, John
(845) 320-0677 Cell

Inspection Location:
NORTHSIDE AUTO BODY
119 PARKER AVE
POUGHKEEPSIE, NY 12601
Repair Facility
(845) 452-7111 Business

Insurance Company:

VEHICLE

2011 GMC Sierra 1500 Work Truck Regular Cab 133" WB 2D P/U 6-4.3L Gasoline Electronic Fuel Injection White

VIN: 1GTN1TEX0BZ341620	Interior Color: Grey/Black	Mileage In: 211,580	Vehicle Out:
License: HBJ1222	Exterior Color: White	Mileage Out:	
State: NY	Production Date: 4/2011	Condition: Poor	Job #:

TRANSMISSION

Automatic Transmission
Overdrive

POWER

Power Steering
Power Brakes

DECOR

Dual Mirrors
Tinted Glass

CONVENIENCE

Air Conditioning
Intermittent Wipers

Tilt Wheel

Message Center
Climate Control

RADIO

AM Radio
FM Radio

Stereo

Search/Seek

SAFETY

Drivers Side Air Bag
Passenger Air Bag
Anti-Lock Brakes (4)
Traction Control
Stability Control
Front Side Impact Air Bags

Head/Curtain Air Bags

SEATS

Reclining/Lounge Seats

WHEELS

Styled Steel Wheels

PAINT

Clear Coat Paint

TRUCK

Rear Step Bumper

Get live updates at www.carwise.com/e/4KKxzZ

Estimate of Record

Customer: Stevensky, John

2011 GMC Sierra 1500 Work Truck Regular Cab 133" WB 2D P/U 6-4.3L Gasoline Electronic Fuel Injection White

Line	Oper	Description	Part Number	Qty	Extended Price \$	Labor	Paint
1		FRONT BUMPER					
2	R&I	R&I bumper assy				1.4	
3		GRILLE					
4	R&I	Grille 1/2 ton, w/o Denali black				0.3	
5		FRONT LAMPS					
6	R&I	RT Headlamp assy				Incl.	
7		FENDER					
8	**	Repl A/M CAPA RT Fender GMC	22977472	1	575.00	2.9	2.0
		Note: LABOR: Time includes headlamp assembly, front extension, hinge, end cap, fender liner, air cleaner assembly, recovery tank, battery and battery tray. Time is after upper cap is removed.					
9		Add for Clear Coat					0.8
10		Add for Edging					0.5
11		Add for Clear Coat					0.1
12		Add for Inside					1.0
13		MISCELLANEOUS OPERATIONS					
14	Repl	Cover car/bag		1		0.2	
15	#	HAZARDOUS WASTE REMOVAL		1	3.00 T		
16	#	COLOR MATCH		1		0.5	
17	#	CORROSION PROTECTION		1	15.00	0.3	
18	#	DENIB BUFF AND POLISH		1		0.5	
SUBTOTALS					593.00	6.1	4.4

ESTIMATE TOTALS

Category	Basis	Rate	Cost \$
Parts			590.00
Body Labor	6.1 hrs @	\$ 65.00 /hr	396.50
Paint Labor	4.4 hrs @	\$ 65.00 /hr	286.00
Paint Supplies	4.4 hrs @	\$ 42.00 /hr	184.80
Miscellaneous			3.00
Subtotal			1,460.30
Sales Tax	\$ 1,460.30 @	8.1250 %	118.65
Grand Total			1,578.95
Deductible			0.00
CUSTOMER PAY			0.00
INSURANCE PAY			1,578.95

MyPriceLink Estimate ID / Quote ID:

1202682501139537920 /

Estimate of Record

Customer: Stevensky, John

2011 GMC Sierra 1500 Work Truck Regular Cab 133" WB 2D P/U 6-4.3L Gasoline Electronic Fuel Injection White

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR COMMERCIAL INSURANCE OR A STATEMENT OF CLAIM FOR ANY COMMERCIAL OR PERSONAL INSURANCE BENEFITS CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, AND ANY PERSON WHO, IN CONNECTION WITH SUCH APPLICATION OR CLAIM, KNOWINGLY MAKES OR KNOWINGLY ASSISTS, ABETS, SOLICITS OR CONSPIRES WITH ANOTHER TO MAKE A FALSE REPORT OF THE THEFT, DESTRUCTION, DAMAGE OR CONVERSION OF ANY MOTOR VEHICLE TO A LAW ENFORCEMENT AGENCY, THE DEPARTMENT OF MOTOR VEHICLES OR AN INSURANCE COMPANY, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL ALSO BE SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE VALUE OF THE SUBJECT MOTOR VEHICLE OR STATED CLAIM FOR EACH VIOLATION.

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

THE PREPARATION OF THIS ESTIMATE MAY HAVE BEEN BASED ON THE USE OF CRASH PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. THERE ARE WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS. THESE WARRANTIES ARE PROVIDED BY THE MANUFACTURER AND/OR DISTRIBUTOR OF THE PARTS RATHER THAN BY THE ORIGINAL MANUFACTURER OF YOUR VEHICLE.

Estimate of Record

Customer: Stevensky, John

2011 GMC Sierra 1500 Work Truck Regular Cab 133" WB 2D P/U 6-4.3L Gasoline Electronic Fuel Injection White

Estimate based on MOTOR CRASH ESTIMATING GUIDE and potentially other third party sources of data. Unless otherwise noted, (a) all items are derived from the Guide DR1GH07, CCC Data Date 03/15/2024, and potentially other third party sources of data; and (b) the parts presented are OEM-parts. OEM parts are manufactured by or for the vehicle's Original Equipment Manufacturer (OEM) according to OEM's specifications for U.S. distribution. OEM parts are available at OE/Vehicle dealerships or the specified supplier. OPT OEM (Optional OEM) or ALT OEM (Alternative OEM) parts are OEM parts that may be provided by or through alternate sources other than the OEM vehicle dealerships with discounted pricing. Asterisk (*) or Double Asterisk (**) indicates that the parts and/or labor data provided by third party sources of data may have been modified or may have come from an alternate data source. Tilde sign (~) items indicate MOTOR Not-Included Labor operations. The symbol (<>) indicates the refinish operation WILL NOT be performed as a separate procedure from the other panels in the estimate. Non-Original Equipment Manufacturer aftermarket parts are described as Non OEM, A/M or NAGS. Used parts are described as LKQ, RCY, or USED. Reconditioned parts are described as Recond. Recored parts are described as Recore. NAGS Part Numbers and Benchmark Prices are provided by National Auto Glass Specifications. Labor operation times listed on the line with the NAGS information are MOTOR suggested labor operation times. NAGS labor operation times are not included. Pound sign (#) items indicate manual entries.

Some 2024 vehicles contain minor changes from the previous year. For those vehicles, prior to receiving updated data from the vehicle manufacturer, labor and parts data from the previous year may be used. The CCC ONE estimator has a list of applicable vehicles. Parts numbers and prices should be confirmed with the local dealership.

The following is a list of additional abbreviations or symbols that may be used to describe work to be done or parts to be repaired or replaced:

SYMBOLS FOLLOWING PART PRICE:

m=MOTOR Mechanical component. s=MOTOR Structural component. T=Miscellaneous Taxed charge category. X=Miscellaneous Non-Taxed charge category.

SYMBOLS FOLLOWING LABOR:

D=Diagnostic labor category. E=Electrical labor category. F=Frame labor category. G=Glass labor category. M=Mechanical labor category. S=Structural labor category. (numbers) 1 through 4=User Defined Labor Categories.

OTHER SYMBOLS AND ABBREVIATIONS:

Adj.=Adjacent. Algn.=Align. ALU=Aluminum. A/M=Aftermarket part. Blend=Blend. BOR=Boron steel. CAPA=Certified Automotive Parts Association. D&R=Disconnect and Reconnect. HSS=High Strength Steel. HYD=Hydroformed Steel. Incl.=Included. LKQ=Like Kind and Quality. LT=Left. MAG=Magnesium. Non-Adj.=Non Adjacent. NSF=NSF International Certified Part. O/H=Overhaul. Qty=Quantity. Refn=Refinish. Repl=Replace. R&I=Remove and Install. R&R=Remove and Replace. Rpr=Repair. RT=Right. SAS=Sandwiched Steel. Sect=Section. Subl=Sublet. UHS=Ultra High Strength Steel. N=Note(s) associated with the estimate line.

CCC ONE Estimating - A product of CCC Intelligent Services Inc.

The following is a list of abbreviations that may be used in CCC ONE Estimating that are not part of the MOTOR CRASH ESTIMATING GUIDE:

BAR=Bureau of Automotive Repair. EPA=Environmental Protection Agency. NHTSA= National Highway Transportation and Safety Administration. PDR=Paintless Dent Repair. VIN=Vehicle Identification Number.

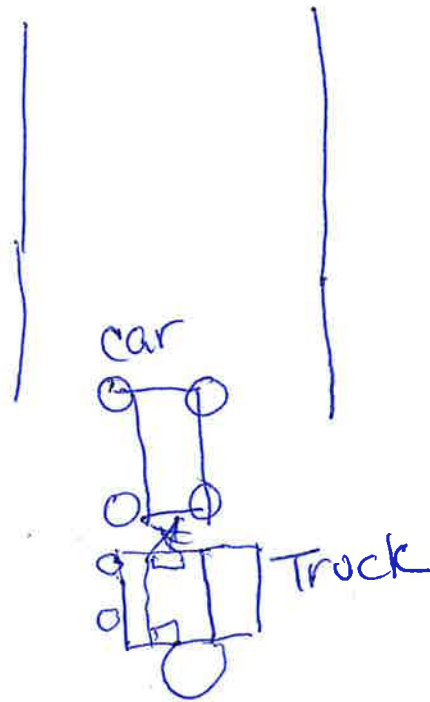
Estimate of Record

Customer: Stevensky, John

2011 GMC Sierra 1500 Work Truck Regular Cab 133" WB 2D P/U 6-4.3L Gasoline Electronic Fuel Injection White

PARTS SUPPLIER LIST

Line	Supplier	Description	Price
8	Keystone, Inc 24 JEANNE DRIVE NEWBURGH NY 12550 (845) 566-0900	#GM1241342PP A/M CAPA RT Fender GMC Quote: 2444480392 Expires: 05/13/24	\$ 575.00



ACCIDENT INFORMATION EXCHANGE FORM

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

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

Accident Report #	Local Codes	Date	Time	# of Veh.	Town, City, Road Name
Q30202HVHQSD	24-7288	03/25/2024	10:04 AM	2	POUGHKEEPSIE, CITY OF - 1402 52 S HAMILTON ST
Police Agency	Officer's Name/Badge ID#				
POUGHKEEPSIE CITY PD - 01302	SCHWEIZER GREGORY T 6849				

VEHICLE # 001

Operator's Name	Date of Birth	Address	
STEVENSKY JOHN M	07/26/1957	72 CATHARINE ST 3	
City/State/Zip	Motorist I.D.#	Vehicle Year and Make	License Plate # and State
POUGHKEEPSIE NY 12601-0000	767812829	2011 GMC	HBJ1222 NY
Vehicle Type	Insurance Code and Company	Vehicle Owner	
PICK	100 - GEICO INDEMNITY COMPANY	STEVENSKY JOHN M	
Vehicle Towed By	Vehicle Towed To		

Miscellaneous Notes

VEHICLE # 002

Operator's Name	Date of Birth	Address	
NOGERINO PETER	03/30/1968	28 BANK STREET	
City/State/Zip	Motorist I.D.#	Vehicle Year and Make	License Plate # and State
BEACON NY 12508-0000	715387447	2018 FORD	BB3131 NY
Vehicle Type	Insurance Code and Company	Vehicle Owner	
SUBN	994 - GOVERNMENT OWNED	POUGHKEEPSIE CITY	
Vehicle Towed By	Vehicle Towed To		

Miscellaneous Notes

Please wait 14 days before contacting DMV to request a copy of your accident report.

If you want to purchase a copy of the police accident report, form MV-104A, complete DMV's "REQUEST FOR COPY OF ACCIDENT REPORT" form MV-198C and send it to DMV.

The form and instructions are available at www.dmv.ny.gov or at your local DMV office.

THE FORM MV-104A MAY ALSO BE PURCHASED BY CONTACTING THE INVESTIGATING POLICE AGENCY.

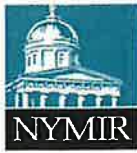
POUGHKEEPSIE CITY POLICE DEPT., 62 CIVIC CENTER PLAZA, POUGHKEEPSIE, NY 12602

To obtain a blank civilian Accident Report (Form MV-104),

visit the DMV office nearest you

or

access forms online at www.dmv.ny.gov



NEW YORK MUNICIPAL INSURANCE RECIPROCAL

March 27, 2024

John Stevensky
72 Catherine Street St 3
Poughkeepsie, NY 12601

RE:

Insured: City of Poughkeepsie
Claimant: John Stevensky
D/A: 3/25/2024
FILE: CPOUG-2024-011-002

Dear Mr. Stevensky:

This form to be submitted by any person who desires to make a claim on account of damage to your vehicle. Please submit (2) two estimate. As well as a copy of the police report. Please complete the following, signing your full name at bottom of second page. Upon receipt of the completed form, we will be better able to determine if an inspection of your vehicle is necessary as well as assess liability, **if any**, on behalf of our insured.

Name of owner: John Stevensky
Address owner: 72 Catharine St Apt #3
City: Poughkeepsie State: NY Zip: 12601
Telephone #: 845-320-0677

List only the damage to your vehicle which was caused solely by this accident:

Right side Fender above right front
tire.

THE ACCIDENT: Date: 3/25/24 Hour: 10am Place: Poughkeepsie

Sponsored by:



Association of Towns
1182



Conference of Mayors



Association of Counties

900 Stewart Ave. Suite 600
Garden City, New York 11530

(516) 227-2120, FAX 227-2352

1-800-NYMIR05

12 Metro Park Road
Colonie, New York 12205-

(518) 437-1171, FAX 437-

www.nymir.org



NEW YORK MUNICIPAL INSURANCE RECIPROCAL

IMPORTANT: In the space below DESCRIBE FULLY in your own way just how the accident happened and make **sketch** below, or on a separate sheet of paper, showing where the accident occurred, and point of impact.

Driver was backing up out of the driveway
and he kept going and backed up
into my truck.

DIAGRAM OF ACCIDENT:

I certify that this claim is true and correct according to my best knowledge and information. Any person who knowingly and with intent to defraud any insurance company files a statement of claim containing any materially false information, or conceals for the purpose of misleading information concerning any fact material there to, commits a fraudulent insurance act, which is a crime.

Signature: John Stenarski Date of claim: 3/25/24
Resident address: 72 Catharine St, Apt 3
City: Doughkeepsie State: NY Zip: 12601
Resident telephone#: 845-320-0677

Very truly yours,

Andi Grimaldi
Claims Examiner
Direct Voice: 518 886-2041
Fax 516 227-2352

Sponsored by:



Association of Towns
1182



Conference of Mayors



Association of Counties

900 Stewart Ave. Suite 600
Garden City, New York 11530

(516) 227-2120, FAX 227-2352

1-800-NYMIR05

12 Metro Park Road
Colonie, New York 12205-

(518) 437-1171, FAX 437-

www.nymir.org

Official Minutes of the Public Hearing of April 2, 2024 for the purpose of receiving comments on the proposed introductory Local Law Amending Section 14.35 of the Administrative Code of the City of Poughkeepsie entitled “Taxes-Partial Exemption Granted; Conditions”



THE CITY OF POUGHKEEPSIE
NEW YORK

PUBLIC HEARING

Tuesday, April 2, 2024 6:00 pm

Common Council Chambers

Welcome to the scheduled Public Hearing in the City of Poughkeepsie. The date is April 2, 2024, and the time is 6:04 pm.

This Hearing is for the purpose of receiving comments on the proposed introductory Local Law Amending Section 14.35 of the Administrative Code of the City of Poughkeepsie entitled “Taxes-Partial Exemption Granted; Conditions”

I. WELCOME

II. ROLL CALL: All Present

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

1. Naomi Brooks – S.Grand Ave *
2. Daniel Atonna – Ward 8
3. Laurie Sandow – S. Grand Ave*
4. Warren Jones – N. Clover St
5. Nick Kalogris – Maryland Ave

IV. ADJOURNMENT:

Chairman Wilson closed the Public Hearing at 6:20pm

Dated: March 8 , 2024

I hereby certify that this true and correct copy of the Minutes of the Common Council Public Hearing held on Tuesday, April 2, 2024.

Respectfully submitted,
Donna M. DeLuca
Deputy City Chamberlain

Public hearing Senior Tax Exemption April 2, 2024
Naomi Brooks, S. Grand Avenue

I've updated my comments from the previous public hearing on this tax exemption held January 23, 2023.

How much does a typical senior receive in Social Security? As of December 2023, the average was \$21,156 a year, or \$1763 a month. When you compare this to an average Poughkeepsie property tax bill, without exemptions, of \$7200 a year, or \$600 a month, you can see the problem right away. Seniors relying solely on Social Security pay over 1/3 of their income to property tax. Not health care, not food, not utilities. Not home insurance, not transportation costs, not clothing. The total of those items I mentioned are far more than the \$1163 left each month after paying property tax.

How can we help close that budget gap and retain our seniors, some of whom have lived here, worked here, and contributed to our community for decades? How can we honor our elders and their place in our city?

The current senior tax exemption threshold maximum of \$29,000 was set in 2009. NYS rightly saw the need to raise income guidelines for exemptions to \$50,000, and many municipalities have taken the opportunity to raise their guidelines as well.

We are still under the older guidelines, and in 2023, we were able to offer partial exemptions to 100 lower income seniors. Those exemptions helped them be able to afford to stay in their homes. The exemptions equaled .29 percent of the total value of properties in our city. Let me repeat that: 100 households were helped, and the cost of that help totaled less than 1/3 of 1% of the property value.

Dr. Martinez referred to tax exemptions as "distributive". What that means in this case: the remaining property owners pay for property tax that is not collected from one group. By his calculation, remaining property owners currently pay an average of \$5.50/year more on their taxes to cover this budget shortfall. By using a distributive approach, no budget cut is necessary.

Dr. Martinez also estimated that if the higher income thresholds were to be used, many more seniors could be eligible, and that distributive amount could increase the average tax bill by \$23.26/year for remaining owners. The number of eligible owners would rise significantly over 100.

I reviewed the exemption impact report in our 2023 budget, and another number jumped to my attention that was not mentioned by Dr. Martinez in his impact statement. In 2023, 19 projects were granted Industrial Development Agency exemptions that equaled 4.68 of the total value of properties in our city. Dr. Martinez kindly responded to my request to understand the distributive cost to property owners, with an explanation that was difficult for me to follow. But here is his calculation: **Nineteen** development projects' tax exemptions cost taxpayers an additional average of **\$224/year**.

Meeting the needs of the city budget falls heavily on property taxes – over 25% of the budget comes from property taxes. However, citizens rarely have an opportunity to specifically say which exemptions should be given. I, for one, would gladly support spending an additional \$23.26 a year to help **well over** 100 of my lower income neighbors stay in their homes, and am much less happy about spending almost **10 times** that amount to lower a few developer's project costs.

I support this in memory of my mother, who spent many hours of her last years worrying about being able to afford to stay in her home. I do not wish that anguish on anyone, nor the time it takes away from being able to enjoy the final part of their lives.

We've been discussing this change for over a year, and enacting it will not start to impact taxes until 2026. Our seniors are running out of time. Inflation isn't going away. Please raise the income thresholds for senior tax exemptions.

Laurie Sadow comments, Senior Exemption public hearing

c/PK Common Council meeting, April 2, 2024

In 1905, George Santayana wrote: “Those who cannot remember the past are condemned to repeat it”. One-hundred-twenty years later, tonight’s Senior Exemption public hearing is a case in point. We have electeds in this City who boast about having been in office for 2, 4, 6, 8 years—our new Mayor included—and yet they neither act on, nor can remember the past, let alone act with a vision for the future.

Who has the best memory, asks the most questions, does the most research, and keeps the best records? It’s the uncompensated public, from whom this City’s electeds consciously maintain so much distance, and for whom they have so much disregard and disdain.

It was a member of the public who brought Anthony LaRocca’s attendance violations and resulting forfeit of his Historic District (HDLPC) seat to Yvonne Flowers’ attention. What did Mayor Flowers do? She flipped the bird to the public by reappointing him right back to the same seat, and iced the cake by giving him thanks for his “invaluable service”. And what did LaRocca do? He instantly flipped the bird as well, immediately following up with yet another absence at the first meeting after reappointment. What possible valuable service is LaRocca providing, when he assigns such low priority to attendance and undermines the HDLPC’s work through his absences?

It was the same member of the public that brought the Council’s inaction on the Senior exemption back to their attention. What did the Council do in response? They scheduled tonight’s public hearing, oblivious and uninformed about the public hearing that previously took place in January 2023. For those who might be math challenged, that’s more than a year ago.

As has become the norm with this Council’s abuse of their seats, their privilege, their backroom deals and consent agendas, the councilmembers themselves have said little, or even nothing, on the record prior to tonight’s public hearing. These meetings are purely pro forma; the Council holds these hearings only because they’re required by law.

Tonight's resolution made an appearance as a late addition and first read on the Common Council agenda of December 5, 2022 [*XII. ORDINANCES AND LOCAL LAWS: 2. FIRST READ: L-22-XX – Local Law Amending Chapter 14.35 of the Administrative Code of the City of Poughkeepsie Entitled Taxes – Partial Exemption Granted; Conditions – Senior Tax Exemption*]. Then, it made another appearance on the Council's December 19 consent agenda [*MOTIONS AND RESOLUTIONS: 1. R-22-91, Resolution Setting a Public Hearing for the proposed Local Law Amending Chapter 14.35 of the Administrative Code of the City of Poughkeepsie Entitled Taxes – Partial Exemption Granted; Conditions – Senior Tax Exemption*]. You know, surprise!, the Council's consent agenda where no written policy controls its content. The Common Council's consent agenda which is used by colluding and conspiring members to advance items without transparency, and without ever themselves speaking on the record, and without ever revealing the extent to which they, themselves, are deaf, dumb and blind, or even follow up on the items to which they've consented.

At the December 5, 2022 first read of the Senior Exemption resolution Evan Menist made a claim that he'd discussed the exemption with the City of Poughkeepsie Assessor. Yet Menist never provided a table of how the proposed resolution would affect taxes for each income category he sought to benefit.

House rich, cash poor is a term used when a homeowner has equity built up in their home but is burdened by expenses that might exceed their budget. Though this certainly applies to many seniors, it does not *exclusively* apply to seniors. Yet the proposed resolution is a blanket program seeking to benefit only one class of property owners, regardless of financial hardship. The same benefit is not being provided to others who might be experiencing financial hardship, nor made available to this City's renters, who often pay more in monthly rent than a property owner pays for their mortgage.

Do the know-nothings and do-nothings on this Council even know this Council's and this City's recent history of senior exemptions? That a revision to the senior exemption was made as recently as March 2021, approximately three years ago. Can a single member of this Council speak knowledgeably about the history of senior exemptions, and the number of seniors this proposal will apply to? Or the net effect on the City's revenue and expenses?

Will a single member of this Council finally move to undertake property registration, to guarantee that those claiming exemptions actually live in this City and qualify? Property registration that would benefit both the City's first responders, its letter carriers, as well as the City's overall recordkeeping.

I opposed this Resolution in its previous iteration. I'm not going to bother opposing it tonight, but I remain firm in my criticism of the conduct; institutional ignorance; the Council's racing through approvals of certain resolutions, local laws and ordinances, while unnecessarily delaying or forgetting others; and the overall lack of knowledge and vision that pervades this know-nothing, do-nothing, say-nothing Council.

**CITY OF POUGHKEEPSIE, NEW YORK
COMMON COUNCIL
PUBLIC HEARING
Tuesday, April 2, 2024
6:00 p.m.**

NOTICE IS HEREBY GIVEN that pursuant to the Charter and Codes of the City of Poughkeepsie, Administrative Code, Section 14.04, a Common Council Public Hearing will be held on **Tuesday, April 2, 2024 at 6:00 pm** in the Common Council Chambers, 3rd Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, NY for the purpose of receiving comments on the proposed introductory Local Law Amending Section 14.35 of the Administrative Code of the City of Poughkeepsie entitled “Taxes-Partial Exemption Granted; Conditions”

When: Tuesday, April 2, 2024, at 6:00 PM (EST)

Location: Common Council Chambers, 3rd FL, City Hall, 62 Civic Center Plaza, Poughkeepsie, NY 12601

All are welcome to comment and provide feedback.

Dated: March 21, 2024

Respectfully submitted,

Donna M. DeLuca
Deputy City Chamberlain

**RESOLUTION
(R-24-20)**

**RESOLUTION INTRODUCING LOCAL LAW AMENDING SECTION 14.35 OF THE
ADMINISTRATIVE CODE OF THE CITY OF POUGHKEEPSIE ENTITLED “TAXES –
PARTIAL EXEMPTION GRANTED; CONDITIONS”**

INTRODUCED BY COUNCILMEMBER MENIST

BE IT RESOLVED that an introductory Local Law entitled, “LOCAL LAW AMENDING SECTION 14.35 OF THE ADMINISTRATIVE CODE OF THE CITY OF POUGHKEEPSIE ENTITLED ‘TAXES – PARTIAL EXEMPTION GRANTED; CONDITIONS’” be and hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

BE IT FURTHER RESOLVED that the Council shall hold a public hearing on said proposed local law to receive comment from the public on **Tuesday, April 2nd at 6:00 pm** in the Common Council Chambers, Third Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, New York;

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

SECONDED BY COUNCILMEMBER _____ .

LOCAL LAW AMENDING SECTION 14.35 OF THE ADMINISTRATIVE CODE OF THE CITY OF
POUGHKEEPSIE ENTITLED “TAXES – PARTIAL EXEMPTION GRANTED;
CONDITIONS” (LL-23-06)

INTRODUCED BY COUNCILMEMBER MENIST:

SECTION 1. BE IT ENACTED, by the Common Council of the City of Poughkeepsie, a local law amending Chapter 14.35 of the Administrative Code of the City of Poughkeepsie entitled Taxes – Partial Exemption Granted; Conditions, to provide as follows:

~~STRIKETHROUGH INDICATES DELETION~~
BOLD and UNDERLINE INDICATES ADDED LANGUAGE

Section 14.35 **Taxes — partial exemption granted; conditions.**

Real property owned by persons sixty-five (65) years of age or over shall be exempt from city taxes up to the maximum amount of fifty (50) per centum of the assessed valuation subject to the following conditions and pursuant to Subsection (f) hereof:

- (a) The owner or all of the owners must file an application annually in the assessor's office on or before the appropriate taxable status date or such other time as may be hereafter fixed by law. At least sixty (60) days prior to the appropriate taxable status date, the assessing authority shall mail to each person who was granted an exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to be granted. Failure to mail any such application form and notice or the failure of such person to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.
- (b) In the event the owner, or all of the owners, of property which has received an exemption pursuant to this section on the preceding assessment roll fail to file the application required pursuant to this section on or before the taxable status date, such owner or owners may file the application, executed as if such application had been filed on or before the taxable status date, with the Assessor on or before the date for the hearing of complaints. The Assessor shall approve or deny such application as if it had been filed on or before the taxable status date.
- (c) The income of the owner or the combined income of the owners of the property must not exceed ~~twenty nine thousand dollars (\$29,000)~~ **forty eight thousand four hundred dollars (\$48,400.00)** for the income tax year immediately preceding the date of making application for exemption. Where the title is vested in either the husband or wife, their combined income must not exceed the sum of **forty eight thousand four hundred dollars (\$48,400.00)** ~~twenty nine thousand dollars (\$29,000.)~~.
- (d) Title to the property must be vested in the owner or, if more than one (1), in all the owners for at least twenty-four (24) consecutive months prior to the date of making application for exemption.
- (e) The property must be used exclusively for residential purposes, be occupied in whole or in part by the owners, and constitute the legal residence of the owners.

(f) The amount of the partial exemption shall be computed as follows:

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
\$20,600 <u>\$40,000</u> or less	50
More than \$40,000 <u>\$20,600</u> but less than \$21,600 <u>\$41,000</u>	45
\$21,600 <u>\$41,000</u> or more but less than \$22,600 <u>\$42,000</u>	40
\$22,600 <u>\$42,000</u> or more but less than \$23,600 <u>\$43,000</u>	35
\$23,600 <u>\$43,000</u> or more but less than \$24,500 <u>\$43,900</u>	30
\$24,500 <u>\$43,900</u> or more but less than \$25,400 <u>\$44,800</u>	25
\$25,400 <u>\$44,800</u> or more but less than \$26,300 <u>\$45,700</u>	20
\$26,300 <u>\$45,700</u> or more but less than \$27,200 <u>\$46,600</u>	15
\$27,200 <u>\$46,600</u> or more but less than \$28,100 <u>\$47,500</u>	10
\$28,100 <u>\$47,500</u> or more but less than \$29,000 <u>\$48,400</u>	5

(g) Unreimbursed medical expenses shall be subtracted from the senior's income calculation.

SECTION 2. This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

SECONDED BY COUNCILMEMBER _____:

SENIOR TAX EXEMPTION UPDATE

MARCH 19, 2024

Brian Martinez, PhD
Commissioner of Finance

John Taylor
Tax Assessor



Senior Tax Exemption Update

NYS Dept. of Taxation & Finance - Real Property Tax Law § 467: Persons 65 Years of Age or Older

- Property owned by persons 65 years of age or older
- Used exclusively for residential purposes
- Owned by owner(s) for a minimum of 12 consecutive months prior to application

City Includes Local Option: C - Unreimbursed medical expenses subtracted from income

Proof Of Income Must Be Provided

Income taxes from 2 years prior to the Taxable Status Day (Mar. 1st) of application year

New Applications & Annual Renewals Must Be Filed In The
Assessor's Office No Later Than March 1st – Taxable Status Day

Senior Tax Exemption: Before & After

Current Schedule			
Annual Income Range			Exempt
-	TO	20,600.00	50%
20,600.01	TO	21,600.00	45%
21,600.01	TO	22,600.00	40%
22,600.01	TO	23,600.00	35%
23,600.01	TO	24,500.00	30%
24,500.01	TO	25,400.00	25%
25,400.01	TO	26,300.00	20%
26,300.01	TO	27,200.00	15%
27,200.01	TO	28,100.00	10%
28,100.01	TO	29,000.00	5%



New Schedule			
Annual Income Range			Exempt
-	TO	40,000.00	50%
40,000.01	TO	41,000.00	45%
41,000.01	TO	42,000.00	40%
42,000.01	TO	43,000.00	35%
43,000.01	TO	43,900.00	30%
43,900.01	TO	44,800.00	25%
44,800.01	TO	45,700.00	20%
45,700.01	TO	46,600.00	15%
46,600.01	TO	47,500.00	10%
47,500.01	TO	48,400.00	5%

Tax Exemptions Are Distributive

No New Tax Benefits
For City Services

Average Taxpayer May Receive A Tax Increase Of ~\$16.33 Or
More Depending On Participation



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Tuesday, April 2, 2024, 6:30 p.m.

Common Council Chambers

Welcome to the regularly scheduled Meeting of the City of Poughkeepsie Common Council the date is April 2, 2024 and the time is 6:43pm

I. ROLL CALL: ALL PRESENT

II. REVIEW OF MINUTES:

Common Council Public Hearing– March 19, 2024

Common Council Meeting – March 19, 2024

Motion to accept the minutes made by Vice Chair Shook seconded by Councilmember Grant

CC Public Hearing. & CCM Minutes of March 19, 2024 - VOICE VOTE						
			Yes/Aye	No/Nay	Abstain	Absent
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

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

ADD:

XII. ACTION AGENDA: MOTIONS AND RESOLUTIONS:

- 1. R-24-28, Resolution Introducing a Local Law Amending the Zoning Code to Provide a definition for “Warehouse”**
- 2. R-24-29, Resolution Amending the Rules of Conduct and Procedure of the Common Council of the City of Poughkeepsie**

A motion to move Consent and Action Agendas to follow Presentations of Petitions and Communications was made by Vice Chair Shook seconded by Councilmember Brown

A motion to defer items 3 and 4 from Presentations of Petitions and Communications to Corporation Counsel was made by Vice Chair Shook and seconded by Councilmember James.

IV. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

- 1. FROM DCC MASQUERS GUILD**, a presentation regarding their Spring Play, *This is Modern Art*.
- 2. FROM CARLOS WOOD**, a presentation regarding Poughkeepsie Riverfest.
- 3. FROM STACEY WATSON**, a notice of property damage sustained on March 18, 2024.
- 4. FROM ESS HOSPITALITY GROUP, LLC – THE GOVERNESS BAR**; a 30-Day Advance Notice of Intent to apply for a NYS Liquor License

CONSENT AGENDA:

V. MOTIONS AND RESOLUTIONS:

- 1. R-24-25, Resolution Approving License Agreement for the Operation of a Restaurant and Concession Stand Space at Waryas Park.**

**RESOLUTION
(R-24-25)**

**RESOLUTION APPROVING LICENSE AGREEMENT FOR THE OPERATION OF
A RESTAURANT AND CONCESSION STAND SPACE AT WARYAS PARK**

INTRODUCED BY COUNCILMEMBER HENRY:

WHEREAS, after a competitive process in which the City received seven (7) responses to a Request for Proposals seeking an operator for the Restaurant and Concession Stand space at Waryas Park, the Common Council determines that it is appropriate to enter into a license agreement with ESS Hospitality Group.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby finds and determines that it is in the best interest of the City to enter into a License Agreement with ESS Hospitality Group upon the terms and conditions annexed hereto as Exhibit A and made a part hereof; and

BE IT FURTHER RESOLVED, that the Mayor and City Administrator 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 the attached License Agreement.

SECONDED BY COUNCILMEMBER SHOOK

LICENSE AGREEMENT *DRAFT*

THIS AGREEMENT made this day of , 2024 by and between the **CITY OF POUGHKEEPSIE**, a municipal corporation of the State of New York, having its principal offices at the Municipal Building, 62 Civic Center Plaza, Poughkeepsie, New York 12601, hereinafter called the "**LICENSOR**", and **ESS HOSPITALITY GROUP LLC** having a principal place of business at 47-18 Vernon Blvd, Long Island City, NY 11101 hereinafter called "**LICENSEE**."

W I T N E S S E T H :

WHEREAS, LICENSOR is the owner of a public park known as Waryas Park, City of Poughkeepsie, New York; and

WHEREAS, LICENSOR desires to make a restaurant for patrons and a concession stand available to the public using the park, and

WHEREAS, LICENSEE desires to operate and manage the aforesaid Restaurant and Concession Stand; and

NOW, THEREFORE, in consideration of the mutual promises, covenants and conditions hereafter set forth, the parties agree as follows:

(a) **LICENSOR** hereby grants to **LICENSEE** and **LICENSEE** hereby accepts from the **LICENSOR** a license to manage and operate for the period herein stated and subject to all the terms and conditions herein contained, the following described license for the privilege of operating the Restaurant and Concession Stand at Waryas Park, Poughkeepsie, New York, more specifically to be located in a building located in Waryas Park as described on Exhibit "A". Restaurant includes an outdoor dining terrace of approximately 400sq located on south side of building used by Restaurant, and an outdoor dining terrace of approx. 600 sq located on West side of the Restaurant's building. Concession Stand shall be operated on the South side outdoor dining terrace, with direct access to ordering. It is understood and agreed between the parties that this agreement is intended to be only a license to utilize the above-described premises and no part thereof shall be interpreted as being any form of lease agreement.

1. Said Restaurant and Concession Stand shall include and be limited to the privilege of furnishing food services and the sale of various food and beverage items provided, however, that such sale does not violate any other state or local statute, rule or regulation, and all food sold shall be of good quality. **LICENSOR** shall offer for sale, through the concession stand, the sale of small, carryout items for visitors to Waryas Park such as, but not limited to, soda/water, ice cream, shakes, chips, fries, salads, sandwiches, hot dogs and hamburgers. The sale of any alcohol at the premises shall be subject to approval and licensing by the New York State Liquor Authority. A full copy of any application to the New York State Liquor Authority shall be provided to **LICENSOR** at the attention of Corporation Counsel.

2. (a) The term of this license shall commence upon the execution of this agreement and shall expire without further notice by either party to the other at midnight on April 30, 2034 unless sooner terminated as herein provided, or unless the **LICENSOR** by five (5) days' notice in writing shall terminate the license, when and if, in its sole judgment, it deems that such termination is necessary by operation of law, or pursuant to the terms of this agreement, or the licensed premises is no longer being used for a public purpose as a public concession/eating facility. This license shall cease and terminate without notice to **LICENSEE** and without opportunity to cure in the event that the licensed premises are closed for business for more than thirty consecutive calendar days.

(b) As long as **LICENSEE** is not in default of any of its obligations under the License, the **LICENSOR** shall grant to **LICENSEE** the option to renew (the "**Renewal Option**") the term of this License for one (1) additional period of five (5) years (the "Renewal Term"). **LICENSEE** shall exercise such Renewal Option by delivering written notice of such election to **LICENSOR** at least nine (9) months prior to the expiration of the initial Term. The renewal of this License shall be upon the same terms and conditions of this License, except (a) the Base Rent during each Renewal Term shall be as adjusted as set forth in Paragraph 4; (b) **LICENSEE** shall have no option to renew this License beyond the expiration of the Renewal Term; (c) **LICENSEE** shall not have the right to assign its renewal rights to any sublessee of the Property or a portion thereof or to any assignee of this License, nor may any such sublessee or assignee exercise or enjoy the benefit of such renewal rights;

Official Minutes of the Common Council Meeting of April 2, 2024

3. **LICENSEE** agrees to operate the Restaurant and Concession Stand a minimum of six months a year (May-October) for the accommodation of the public using Waryas Park daily from 11 a.m. to 6 p.m. at minimum. Occupancy shall be limited to the number as set by the occupancy permit issued by the City of Poughkeepsie Fire Department.

LICENSEE shall also have the option of opening at an earlier hour and/or closing at a later hour than specified above, provided that **LICENSEE** shall in no event open earlier than 6:00 a.m. or close later than 1:00 a.m., except in connection with events open to the public intended for the entertainment or edification of the attendees.

If there is an event at Waryas Park that is open to the public, whether admission is charged or not, intended for the entertainment or edification of the attendees that lasts later than the above-mentioned closing time during the week, on weekends or holidays, **LICENSEE** shall have the option to remain open on those evenings until the event is completed. **LICENSEE** acknowledges that during events in Waryas Park, permission may be granted by the **LICENSOR** to vendors to sell food items but **LICENSOR** represents that such permission shall be for the duration of that event only. **LICENSEE** further agrees that upon notice by **LICENSOR** of special events held in Waryas Park, it will prepare for the increased use of the Concession Stand and public bathrooms so as to make them available to meet public needs.

4. Beginning on the “Commencement Date” **LICENSEE** shall pay to **LICENSOR**, as compensation for the privilege, granted pursuant to this license agreement, of the Restaurant and Concession Stand at Waryas Park, the following rent annually as set forth below:

Year 1- \$30,000
Year 2- \$30,000
Year 3 – \$30,000
Year 4 – \$36,000
Year 5 – \$42,000
Year 6 – \$48,000
Year 7 – \$54,000
Year 8 – \$60,000
Year 9 – \$66,000
Year 10 - \$72,000

The “Commencement Date” shall be the date of execution of this agreement. The rental amounts set forth above are a result of **LICENSEE**’s initial start-up investment of capital costs in improvements to the building in the approximate range of \$210,000 to \$230,000. If the **LICENSEE** elects to exercise the Renewal Option, rent shall increase at a rate to be agreed upon by the parties. **LICENSEE** shall continue to remit the Year 10 rental amount until such time as a new rental rate is agreed upon.

LICENSOR hereby agrees, for the convenience of **LICENSEE** that **LICENSEE** may elect to pay the annual rent in twelve (12) equal monthly installments with the monthly payment due on the 1st day of the month in which the monthly payment is due. Should the monthly payment not

Official Minutes of the Common Council Meeting of April 2, 2024

be received by the fifteenth day of the month in which the monthly payment is due, **LICENSEE** shall pay a late fee of ten (10%) percent of the monthly payment. **LICENSOR** may revoke **LICENSOR'S** privilege to pay in monthly installments should the **LICENSEE** fail to make three (3) consecutive monthly payments on or before the fifteenth of the month during any one calendar year.

Such rent above is the annual rent under this License and as such, **LICENSEE** is free to operate more than six (6) months at that same annual rent. **LICENSEE** shall, pursuant to Paragraph "4" open a minimum of six (6) months.

5. The **LICENSEE** shall deposit with the **LICENSOR** the sum of $1/4^{\text{th}}$ of that year's annual Rent to serve as Security. At the start of each year of the lease term, i.e. May 1st, when the Rent increases pursuant to paragraph 5, the **LICENSEE** shall submit such additional amounts necessary so that the Security Deposit equals $1/4^{\text{th}}$ of that year's annual Rent.

6. The **LICENSEE** shall be liable and responsible for all water & sewer charges, sanitation charges and utility and heating costs including electricity attributable to the licensed premises and its operation thereof, and all costs associated with the proper functioning of the alarm system including monitoring.

7. The **LICENSEE** shall be responsible for ordinary maintenance of the licensed premises, including litter removal, and lawn and shrub maintenance. Any garbage dumpster shall be enclosed in a fenced in area to shield the dumpster from view. The area to be kept clean and maintained by the **LICENSEE**, shall include the subject premises and an area within twenty-five (25) feet of the exterior of the premises, including outside dining areas. **LICENSEE** shall have the right to turn off the outside drinking fountain and lock the exterior restrooms during non-business hours.

8. **LICENSEE** may install such equipment, as **LICENSEE** deems necessary for the proper operation of this license and shall make full payment for the same and shall maintain all equipment, fixed and expendable, in good order and repair at **LICENSEE's** sole cost and expense during the term of this license, subject to prior written notice and approval by **LICENSOR** (which shall not be unreasonably withheld) and inspection and approval by **LICENSOR**. It is further agreed that the **LICENSEE** will, within ten (10) days, discharge any and all mechanics' liens filed against the premises hereinabove described which have been filed relative to the **LICENSEE's** operations thereon.

9. Title to all equipment provided by **LICENSEE** except fixed equipment belonging to the **LICENSOR**, shall remain in **LICENSEE** and such equipment shall be removed by **LICENSEE** at the termination of this license except as hereinafter provided. Should any such property remain on the licensed premises after such expiration or termination, the **LICENSOR** may deal with such as though it had been abandoned and charge all costs and expenses incurred in the removal thereof to **LICENSEE**. It is agreed that any and all damage caused by the removal of such items or equipment will be repaired by the **LICENSEE** at its own expense.

10. **LICENSOR** shall be responsible for maintenance and repairs of the waste lines running from the licensed premises to the connection of the City lateral (pump pit) and shall also be

responsible for repair and maintenance of the exterior water fountain (but not any plumbing that is not connected solely to said fountain.), except that **LICENSEE** shall be liable for the cost of any repairs made necessary by the operation of the kitchen at the licensed premises. Prior to opening or conducting any food preparation operations at the licensed premises, **LICENSEE** shall install, at its own cost and expense, an interior grease trap of a size and design satisfactory to **LICENSOR** and shall also ensure that the exterior water fountain is shut off after the end of each business day and turned back on at the start of the next business day. The **LICENSEE** shall maintain regular maintenance logs of the cleaning of the interior grease traps and the City has the right to review the maintenance logs within a reasonable time after requested.

11. **LICENSEE** will perform the repair, cleaning and inspections required on the attached Exhibit B which is incorporated herein by reference.

12. **LICENSEE**'s obligation to observe and perform all of the terms, covenants and conditions of this license shall survive the expiration or the termination thereof.

13. **LICENSEE** shall not remove any property currently located on the premises, without prior written approval of the **LICENSOR**.

14. **LICENSEE** at the sole cost and expense of **LICENSEE** shall maintain the building assigned to the **LICENSEE** in full and complete repair to the satisfaction of the **LICENSOR** during the term of this license.

15. During the term of this agreement, **LICENSEE** shall at all times keep clean and maintain in sanitary condition the public bathrooms. **LICENSEE** shall supply an adequate quantity of the necessary paper products and soap for use by the public. The public toilets shall remain accessible to, and available for use by, the public during all hours that the premises are open for business throughout term of this license.

16. **LICENSEE** shall procure at **LICENSEE**'s own cost and expense all permits and licenses necessary for the legal operation of this license. **LICENSOR** agrees to be responsible for any building department fees; **LICENSEE** agrees to comply with all state and local building codes.

17. **LICENSEE** shall not sell, mortgage, rent, assign, sublet or parcel out the license hereby granted, or any interest therein, or allow or permit any other person or party to use or occupy any part of the premises, building or spaces, covered by this license for any purpose whatsoever without first obtaining the written consent of the **LICENSOR**, nor shall the license be transferred by operation of law, without the prior written approval of **LICENSOR** who will not unduly withheld such a request.

18. **LICENSEE** agrees not to employ callers, criers, or any other means of soliciting business, without the approval of the **LICENSOR**, and not to advertise said license in any manner or form on or about the premises licensed to it, without such approval.

19. (a) **LICENSEE** may make any such repairs, alterations, additions or improvements to the Licensed Premises **LICENSEE** may deem desirable, subject to all applicable State and local

Official Minutes of the Common Council Meeting of April 2, 2024

regulations and subject to the consent of **LICENSOR** which may be granted or withheld in its sole and unfettered discretion.

(b) Unless otherwise agreed to herein or in a later writing signed by both parties, any repairs, alterations, additions or improvements made on or to the licensed premises by **LICENSEE** shall be made at the sole cost and expense of **LICENSEE** and shall become the property of **LICENSOR** immediately upon their annexation to the demised premises.

(c) **LICENSEE** shall have no claim against **LICENSOR** for any such repairs or upgrades and **LICENSEE** agrees that it will indemnify and hold **LICENSOR** harmless from any liability on account of repairs or upgrades made by **LICENSEE**.

20. **LICENSEE** agrees that should any building or structure upon the premises included in this license be damaged by fire, or any other cause whatsoever, so as to prevent the operation of this license to the satisfaction of the **LICENSOR**, and on notice in writing by the **LICENSEE** to the **LICENSOR** that the **LICENSEE** is unable or unwilling to make repairs necessary to restore the premises to an operable condition, then **LICENSOR**, at its option, may, on notice in writing to **LICENSEE** cancel and terminate this license, and all rights and privileges hereunder shall cease.

21. **LICENSEE** shall not use or permit the storage of any illuminating oils, turpentine, benzene, naphtha or similar substances or explosives of any kind or any substance or thing prohibited in the standard policies of fire insurance companies in the State of New York.

22. **LICENSEE** shall keep the spaces and/or buildings licensed to **LICENSEE** and the surrounding areas clean and neat at all times including the fumigating, disinfecting and deodorizing of same and all the refuse shall be kept in closed containers.

23. **LICENSEE** agrees that at all times free access will be given to representatives of **LICENSOR**, the Department of Health and other state or federal or municipal officials having jurisdiction for inspection purposes. **LICENSEE** further agrees that, if notified by **LICENSOR** or its representative that any part of licensed premises or the facilities thereof is unsatisfactory, **LICENSEE** will remedy the same at once.

24. **LICENSEE** hereby expressly waives any and all claims for compensation for any and all loss or damage sustained by reason of any defects, deficiency or impairment of the electrical apparatus or wires furnished for the licensed premises, or by reason of any loss of any gas supply, water supply, heat or current which may occur from time to time from any cause, or for commotion or riot, or any act of God, and **LICENSEE** hereby expressly releases and discharges **LICENSOR**, its agents, officers, and employees from any and all demands, claims, actions and causes of action arising from any of the causes aforesaid and agrees to hold them harmless therefor, including attorney's fees, if any.

25. **LICENSEE** assumes all risk in the operation of this license and agrees to comply with all federal, state and local laws and regulations and orders of the **LICENSOR** affecting the licensed premises in regard to all matters.

26. **LICENSEE** expressly agrees to hold **LICENSOR**, its agents, officers, and employees harmless from any and all claims for loss, damage or injury to person or property, whatever kind

or nature arising from the operation of this license, or from the negligence or carelessness of employees of **LICENSEE**, and **LICENSEE** expressly agrees to indemnify **LICENSOR**, its agents, officers, and employees of any recoveries against them, individually and/or jointly, arising from same.

27. **LICENSEE** shall at its own cost and expense take out and maintain such insurance for the term of this license as will protect the **LICENSEE** from claims under the Workmen's Compensation Act; and shall also take out and maintain such public liability as will protect **LICENSEE** (including agents and sub-licensees, if any) and **LICENSOR** from any claims for personal injuries, including death, arising out of, incurred or caused by operations under this license by **LICENSEE** or otherwise arising out of this license. The policies shall provide the amounts of insurance elsewhere mentioned and before delivery of the license all policies shall be submitted to **LICENSOR** for approval. Each insurance policy shall name the City of Poughkeepsie as an "additional named insured" thereof, and shall be delivered to the **LICENSOR**. Each policy and certificate shall have endorsed thereon: "No cancellation of or change in this policy shall become effective until after ten (10) days notice by registered mail to the Corporation Counsel of the City of Poughkeepsie, Municipal Building, Poughkeepsie, New York."

If, at any time, any of the said policies shall be or become unsatisfactory to **LICENSOR** as to form or substance or if a company issuing such policies shall become unsatisfactory to **LICENSOR**, and such opinion is deemed justified, **LICENSEE** shall promptly obtain a new policy, submit the same to **LICENSOR** for approval and submit certificate thereof as hereinabove provided. Upon failure of **LICENSEE** to furnish, deliver and maintain such insurance as above provided, this license may, at the election of the **LICENSOR**, be forthwith declared suspended, discontinued, or terminated and any and all payments made by **LICENSEE** on account of this license shall thereupon be retained by **LICENSOR** as liquidated damages. Failure of **LICENSEE** to take out and/or maintain or the taking out and/or maintenance of any required insurance shall not relieve **LICENSEE** from any liability under the license, nor shall the insurance requirements be construed to conflict with the obligations of **LICENSEE** concerning indemnification. All required insurance must be in effect and continued so during the life of the license in not less than the following amounts:

- (a) Workman's Compensation Insurance, unlimited.
- (b) New York State Disability Benefits Policy, unlimited.
- (c) General Liability Insurance with a combined single limit of **TWO MILLION (\$2,000,000.00) DOLLARS** per occurrence naming the City of Poughkeepsie as an additional insured.
- (d) Product Liability Insurance.

In the event that claims in excess of these amounts are filed, the amount of such claims, or any portion thereof may be withheld from payment due or to become due **LICENSEE** until such time as **LICENSEE** shall furnish such additional security covering such claims as may be determined by **LICENSOR**.

Official Minutes of the Common Council Meeting of April 2, 2024

28. Should **LICENSOR**, in its sole judgment, decide that **LICENSEE** is not operating the license herein granted in a satisfactory manner, then **LICENSOR** may terminate this license by notice in writing, effective fifteen (15) days from mailing, the license to terminate as though it were the time provided in this license, all rights of **LICENSEE** therein shall be forfeited without any claims for damages, compensation, refund of **LICENSEE** investment, if any, or any other payment whatsoever against **LICENSEE**. The fifteen-day notice to terminate this agreement shall include a statement of the conditions which have caused the notice to be issued and **LICENSEE** shall have fifteen (15) days from the mailing of the notice to cure the condition and require the termination to be withdrawn. The fifteen-day cure period shall be strictly enforced regardless of the nature of the condition to be cured, unless otherwise mutually agreed upon in writing by both parties.

29. In the event this license terminates as aforesaid; any property of the **LICENSEE** within said licensed area may be held by the **LICENSOR** until all indebtedness of **LICENSEE** hereunder at the time of termination of this license is paid in full.

30. **LICENSEE** at the expiration or sooner termination of this license as provided herein, shall quit and surrender the licensed premises and all property thereon.

31. Neither this license nor any interest created hereby may be assigned or transferred by operation of law or otherwise without the express written consent of the **LICENSOR**, it being the intention of the **LICENSOR** to grant this license personally to the **LICENSEE**.

32. This license cannot be changed orally.

33. The **LICENSEE** shall provide to **LICENSOR** a list of all members of the LLC immediately upon full execution of this license agreement. Any changes to the list of members must be provided to **LICENSOR**.

34. NOTICES:

Where provision is made herein for notice to be given in writing, the same may be given by mailing a copy of such notice by registered mail, or certified mail, addressed to the address set forth below or by delivering a copy of said notice personally.

LICENSEE: **ESS HOSPITALITY GROUP LLC**

With copy to:

LICENSOR: **City of Poughkeepsie**
Attn: City Administrator
62 Civic Center Plaza
Poughkeepsie NY 12601

Official Minutes of the Common Council Meeting of April 2, 2024

With copy to: City of Poughkeepsie
Attn: Corporation Counsel
62 Civic Center Plaza
Poughkeepsie NY 12601

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

ESS HOSPITALITY GROUP LLC

BY: _____

CITY OF POUGHKEEPSIE

BY: _____
YVONNE D. FLOWERS, MAYOR

R-24-25 - VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

2. **R-24-26**, Resolution Accepting Zero-Emission Vehicle (ZEV) Infrastructure Grant.

RESOLUTION
ACCEPTING ZERO-EMISSION VEHICLE (ZEV) INFRASTRUCTURE GRANT
(R-24-26)

INTRODUCED BY COUNCILMEMBERS SHOOK, PATTERSON THOMPSON AND GRANT:

WHEREAS, the City of Poughkeepsie has been awarded a grant from the New York State Department of Environmental Conservation (“NYSDEC”) in the amount of \$207,167.50 to install electric vehicle charging station components primarily for public use; and

WHEREAS, the approval of this resolution will have no fiscal impact to the 2024 budget as the Project does not require a match; and

WHEREAS, this action is a Type II action pursuant to 6 NYCRR §617.5(c)(2) requiring no review under the State Environmental Quality Review Act (SEQRA).

NOW THEREFORE,

BE IT RESOLVED, that the City Administrator or Mayor is authorized to execute a Grant Agreement with the NYSDEC and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the City of Poughkeepsie’s obligations under the Grant Agreement.

SECONDED BY COUNCILMEMBER SHOOK:

OFFICE OF THE COMMISSIONER

New York State Department of Environmental Conservation

625 Broadway, 14th Floor, Albany, New York 12233-1010

P: (518) 402-8545 | F: (518) 402-8541

www.dec.ny.gov

Honorable Marc Nelson
Mayor
City of Poughkeepsie
62 Civic Center Plaza, 3rd floor
Poughkeepsie, NY 12601

Dear Mayor Nelson:

I am pleased to inform you that the City of Poughkeepsie has been awarded a grant of \$207,167.50 for application DEC01-ZEVIN-2022-00070 through Round 6 of the Municipal Zero-emission Vehicle (ZEV) Infrastructure Grant Program.

The New York State Department of Environmental Conservation (DEC) applauds your initiative in helping New York State achieve the greenhouse gas emission reductions required under the Climate Leadership and Community Protection Act and to meet its commitments under the Multi-State ZEV Memorandum of Understanding, which aims to put 3.3 million ZEVs on the roads of participating states by 2025. Your initiative is also consistent with the State's plan that 100 percent of new passenger cars and trucks will be zero-emissions by 2035.

After DEC receives procurement approval for this grant round from the Office of the New York State Comptroller, you will receive an email outlining the next steps in preparing to execute a state assistance contract for this grant award. The Master Contract for Grants for this award will be developed in the Grants Gateway. We recommend visiting the Grants Management website at <https://grantsmanagement.ny.gov/> to become familiar with the Grants Gateway and the contracting process.

We look forward to working together to achieve a resilient, climate-ready future for all New Yorkers.

Sincerely,



Basil Seggos
Commissioner

c: Daniel Vonknoblauch

Official Minutes of the Common Council Meeting of April 2, 2024

R-24-26 - VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

3. **R-24-27**, Resolution Setting a Public Hearing Regarding the Proposed Nomination of 124 Smith Street and 63 Cottage Street as Local Historic Landmarks.

A RESOLUTION OF THE CITY OF POUGHKEEPSIE, SETTING A PUBLIC HEARING REGARDING THE PROPOSED NOMINATION OF 124 SMITH STREET AND 63 COTTAGE STREET AS LOCAL HISTORIC LANDMARKS

(R-24-27)

INTRODUCED BY COUNCILMEMBER JAMES:

WHEREAS, 124 Smith Street and 63 Cottage Street in the City of Poughkeepsie are owned by AME Zion Church, who is desirous of securing a designation of both 124 Smith Street and 63 Cottage Street as local historic landmarks; and

WHEREAS, the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter “HDLPC”) held a public hearing on March 14, 2024 regarding the nomination of 124 Smith Street and 63 Cottage Street as local historic landmarks; and

WHEREAS, the HDLPC voted in favor of the proposed nomination and approved the application on March 14, 2024; and

Official Minutes of the Common Council Meeting of April 2, 2024

WHEREAS, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC's approved application was forwarded to the Common Council for consideration; and

WHEREAS, the Common Council is required to hold a public hearing prior to the designation of any historic landmark; and

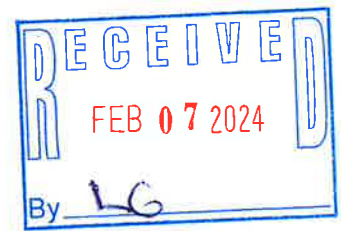
NOW THEREFORE,

BE IT RESOLVED, that the City Chamberlain be, and she hereby is authorized and directed to publish a Notice of Public Hearing to be held **April 16, 2024 at 6:00 p.m.** concerning the designation of 124 Smith Street and 63 Cottage Street as local historic landmarks.

SECONDED BY COUNCILMEMBER SHOOK



CITY OF POUGHKEEPSIE, NEW YORK
BUILDING DEPARTMENT
(845) 451-4007
(845) 451-4006 (FAX)



HISTORIC DISTRICT & LANDMARKS NOMINATION FORM

LOCATION (For District nominations, attach list of all properties)

Street and Number: 124 Smith Street and 63 Cottage Street

NAME OF PROPERTY

Historic Name (if any): Smith Metropolitan AME Zion Church and Parsonage

Other Names (if any): AME Zion

CLASSIFICATION

Ownership of Property

☐ Private

Owner: AME Zion Church
Address: 124 Smith Street
City: Poughkeepsie
State/Zip: NY 12601

☐ Public

Owner: _____
Address: _____
City: _____
State/Zip: _____

Category of Property

☒ Building(s)

☐ District

☒ Site

☒ Structure

☐ Object

FUNCTION OR USE

Historic Functions or Uses:

Church and parsonage

Current Functions or Uses:

Church and parsonage

NAME OF ARCHITECT (if known): Dubois Carpenter

ATTACHMENTS

NARRATIVE DESCRIPTION: Describe the historic and current conditions of the property on one or more continuation sheets, and attach the sheets to the application.

MAPS: Please attach a map of the subject property or properties.

PHOTOGRAPHS: Please attach photographs of the property or properties.

Nomination Form
Page 2

Statement of Significance: Mark "X" in all of the applicable boxes below for the criteria qualifying the property for local register listing.

- ☒ Property is associated with events that have made a significant contribution to the broad patterns of our history.
- ☒ Property is associated with the lives of person significant in our past.
- ☒ Property embodies the distinctive characteristics of a type, period or method of construction or represents the work of a master, or possesses high artistic values, or represents a significant and distinguishable entity whose components lack individual distinction.
- ☐ Property has yielded, or is likely to yield, information important in prehistory or history.
- ☒ Property is listed, or is eligible for listing, on the State and/or National Registers of Historic Places.

Narrative Statement of Significance: Explain the significance of the property, in terms of the boxes checked above, on one or more continuation sheets, and attach the sheet(s) to the application.

Bibliography: Cite any books, articles or other sources used in preparing this form on one or more continuation sheets, and attach the sheet(s) to the application.

Form Prepared by:

Name/Title: Holly Wahlberg

Organization: _____

Street: 35 Garfield Place

City/State/Zip: Poughkeepsie, NY 12601

Telephone: 845-418-0990

Date: February 7, 2024

HDLPC RECOMMENDATION

The HDLPC hereby certifies that this application ☐ does ☐ does not meet the criteria for designation as a local historic district, landmark or landmark site, and recommends approval of the application to the Common Council in accordance with the provisions of Section 19-4.5(3) of the Zoning Ordinance.

Motion: Brian Hooper

Second: John Bartelstone

Votes: 4 0 0

Ayes Nays Abstentions


Signature of Chairman
Date:

Official Minutes of the Common Council Meeting of April 2, 2024

R-24-27 - VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

VI. ORDINANCES AND LOCAL LAWS:

- O-24- 02, Ordinance Amending §13-126 of Chapter 13 of the City of Poughkeepsie Code of Ordinances entitled “Motor Vehicles and Traffic” – Hammersley Residential District**

**ORDINANCE AMENDING §13-126
OF CHAPTER 13 OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED “MOTOR VEHICLES
AND TRAFFIC”**

(O-24-02)

INTRODUCED BY COUNCILMEMBER GRANT:

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

SECTION 1: §13-126 is hereby amended by the following addition:

Section 13-126(C)(2) District 6 - -Permits for public parking permit system.

Upon the erection of signs giving due notice thereof, the following areas shall be designated as a public parking permit area and is to be utilized only for the purpose set forth in this Article:

Hammersley Ave, Both sides, between Church St. and Forbus St. Permit Parking Only + 2 hour parking. Sunday through Saturday except holidays

SECTION 2: This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER SHOOK

ADDITIONS denoted by **Underlining and Bold**

Official Minutes of the Common Council Meeting of April 2, 2024

O-24-02- VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

2. **O-24-03**, Ordinance Amending §13-175 of Chapter 13 of the City of Poughkeepsie Code of Ordinances entitled “Stop Signs; Locations Designated”

**ORDINANCE AMENDING §13-175
OF CHAPTER 13 OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED “MOTOR VEHICLES
AND TRAFFIC”**

(O-24-03)

INTRODUCED BY COUNCILMEMBER SHOOK:

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

SECTION 1: §13-175 is hereby amended by the following addition:

Section 13-175 Stop Signs; Locations Designated

Upon the erection of signs giving due notice thereof, the following areas shall be designated as a public parking permit area and is to be utilized only for the purpose set forth in this Article:

On Academy St. at the intersection of South Ave. & Phoenix St.

SECTION 2: This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER SHOOK

ADDITIONS denoted by **Underlining and Bold**

O-24-03 - VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

3. **LL-24-05**, a Local Law Amending the Permitted Uses in the C-2 Zoning District to Allow Restaurants on the First Floor of New Mixed-Use Structures.

(LL 24-05)

A LOCAL LAW AMENDING THE PERMITTED USES IN THE C-2 ZONING DISTRICT TO ALLOW RESTAURANTS ON THE FIRST FLOOR OF NEW MIXED-USE STRUCTURES

SPONSOR: COUNCILMEMBER HENRY

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

~~STRIKETHROUGH~~ INDICATES DELETION
BOLD and UNDERLINE INDICATES ADDED LANGUAGE

SECTION 1: Section 19-3.23(2)(a), outlining permitted uses in the C-2 Zoning District, is amended as follows:

14. Multiple dwellings in new structures at urban density (R-6), provided that the first floor is devoted to retail, ~~or service~~ **or restaurant** use; and further provided that the usable open space requirements of Section 19-3.15(4)(i) are satisfied.

Official Minutes of the Common Council Meeting of April 2, 2024

SECTION 2. This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed Local Law be laid upon the desk of each council member; and

BE IT FURTHER RESOLVED, that the Common Council shall hold a public hearing on said proposed Local Law and that the City Clerk shall publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER SHOOK

LL-24-05- VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

ACTION AGENDA:

VII. MOTIONS AND RESOLUTIONS: [ADDED BY ADDENDUM]

- 1. R-24-28**, Resolution Introducing a Local Law Amending the Zoning Code to Provide a definition for “Warehouse”

**RESOLUTION
(R 24-28)**

**RESOLUTION INTRODUCING A LOCAL LAW AMENDING THE ZONING CODE
TO PROVIDE A DEFINITION FOR “WAREHOUSE”**

INTRODUCED BY COUNCILMEMBER GRANT :

BE IT RESOLVED that an introductory Local Law amending the Zoning Code to provide for a definition for “Warehouse” be and hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

BE IT FURTHER RESOLVED that the Council shall hold a public hearing on said proposed local law to receive comment from the public on Tuesday, **April 16, 2024 at 5:30 pm** in the Common Council Chambers, Third Floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, New York;

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

SECONDED BY COUNCILMEMBER SHOOK

A motion was made by Councilmember Menist and seconded by Councilmember Grant to amend Resolution R-24-28 to include the date and time of the public hearing not included in the original Resolution as printed

(LL 24-XX)

**A LOCAL LAW AMENDING THE ZONING CODE TO
PROVIDE A DEFINITION FOR “WAREHOUSE”**

SPONSOR: COUNCILMEMBER GRANT

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

~~STRIKETHROUGH INDICATES DELETION~~
BOLD and UNDERLINE INDICATES ADDED LANGUAGE

SECTION 1: LEGISLATIVE INTENT

A recent interpretation request before the Zoning Board of Appeals brought light to the fact that the City’s code permits “Warehouses” in various zoning districts but does not provide a definition for that use. To clarify the legislative intent of this Common Council as to what qualifies as a “warehouse,” the Common Council hereby adds a definition to the Code.

SECTION 2: A new definition is added to the Code for “warehouse” as follows:

WAREHOUSE: A building used primarily for the storage of goods and materials. However, for purposes of the zoning code, specifically excluded from this definition is a “self-storage facility,” as defined in Section 19-3.25, and a “miniwarehouse,” as defined in 19-2.2.

SECTION 2. This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed Local Law be laid upon the desk of each council member; and

BE IT FURTHER RESOLVED, that the Common Council shall hold a public hearing on said proposed Local Law and that the City Clerk shall publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER _____

Official Minutes of the Common Council Meeting of April 2, 2024

R-24-28 - VOICE VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

2. R-24-29, Resolution Amending the Rules of Conduct and Procedure of the Common Council of the City of Poughkeepsie

**RESOLUTION
R-24-29**

INTRODUCED BY CHAIRMAN WILSON:

BE IT RESOLVED, that the Common Council hereby amends the 2024 Rules of Conduct and Procedure of the Common Council of the City of Poughkeepsie as shown on the attached document which is made a part of this Resolution. This resolution shall replace the Rules of Conduct adopted by Resolution R-24-02 and by Resolution R-24-11.

SECONDED BY COUNCILMEMBER SHOOK

RULES OF CONDUCT AND PROCEDURE: BY-LAWS OF THE COMMON COUNCIL OF THE CITY OF POUGHKEEPSIE FOR THE YEAR 2024

Amended 4/2/24

RULE I. Regular meetings of the Common Council shall be held on the first and third **Tuesdays** of each month at six thirty in the evening at the City Hall, or at such other place as the Chairperson shall appoint. The first regular meeting of January shall be held on January 2, 2024 at four thirty o'clock in the evening at City Hall. In case of a holiday on any such day, the regular meeting shall be held on another date. The Common Council may adjourn when convened, to any other day or place, every such stated or adjourned meeting

Official Minutes of the Common Council Meeting of April 2, 2024

of the Council. In addition, there shall be informational meetings and special meetings held as provided in the Charter.

RULE II. The Councilmember elected At-Large shall be designated as Council Chair, the presiding officer, and the Common Council shall elect its Vice Chairperson in the manner provided for in the Charter. In the event of a vacancy in the office of the Vice Chairperson, the Council shall, by majority vote, elect a Vice Chairperson, at its next regular meeting and within thirty (30) days of vacancy of the office.

RULE III. There shall be a standing sub-committee of the Common Council known as the Finance Committee. The members of the Finance Committee shall be appointed pursuant to the City Charter. The Chairperson may create additional such subcommittees or special committees as they deem necessary and appropriate.

RULE IV. The City Chamberlain shall record the attendance at meetings. The order of business at regular meetings shall be as follows:

1. Pledge of allegiance and Roll Call.
2. Review of the minutes of the previous meeting.
3. Reading by City Chamberlain of any resolution or other items not listed on the printed agenda.
- 4. Presentations of Petitions and Communications**
- 5. Public Participation-limited to 45 minutes.**
6. Chairperson's comments and presentations.
7. Mayor's Comments New and Unfinished Business and Announcements
8. New and Unfinished Business and Announcements
9. Reports of Committees and Boards
10. CONSENT AGENDA: Motions and Resolutions
11. CONSENT AGENDA: Ordinances and Local Laws
12. ACTION AGENDA: Motions and Resolutions
13. ACTION AGENDA: Ordinances and Local Laws
14. Adjournment.

RULE V. The presiding officer shall set the agenda at all meetings of the Common Council. A councilmember may add items to New Business with the support of three (3) councilmembers. The order of business may be departed from with a motion, second, and by a majority vote of the members present. Any item added to an agenda must clearly identify a Councilmember as its sponsor.

RULE VI. The presiding officer shall designate the seating arrangement for Councilmembers and staff at Council meetings and the order of voting of Councilmembers on all matters coming before the Council for a vote. The presiding officer may, if they so desire, present motions and resolutions to the Common Council, and they may debate on any question which is being considered by it. The presiding officer, if they deem it appropriate, may allow Councilmembers or the Mayor to respond to or comment upon public comments made at

each regular meeting during public participation (Item 4 of the Agenda set forth in Rule IV above), prior to the adjournment of the meeting.

RULE VII. The presiding officer shall have, to the fullest extent provided by New York State law, the sole authority to regulate public comment at any meeting as they, in their sole discretion, shall see fit, including, but not limited to, the authority to set priority for topics of comment and to declare any person to be out of order for failure to follow their directives in this regard. In governing the meeting and regulating public comment the presiding officer shall consider, but shall not be strictly bound by the following guidelines:

- A. The public shall be allowed to speak during the period of the meeting designated as “Public Participation” or as such other time as a majority of the Council shall suspend these rules, or at a duly called public hearing, or any other time required by state law or the City Charter. Speakers must sign-in and provide their name, address, and organization they represent, if applicable. Speakers must be recognized by the presiding officer. During the segment of the meeting designated “Public Participation”, speakers shall limit their remarks to three minutes and will be advised by the presiding officer when three minutes have expired. Speakers are requested to conclude their remarks at that time. “Public Participation” is intended to afford persons an opportunity to express opinions on items on the Common Council’s agenda. No Speaker shall be declared out of order, prevented from speaking or barred from attendance at any meeting because of any disagreement with the Speaker’s position or view on any matter, because of the Speaker’s identity or because of any disagreement with the content of relevant testimony.
- B. All remarks shall be addressed to the Council as a body and not to any member thereof. Speakers shall observe the rules of decorum set forth in Subsection C below. Interested parties or their representatives may address the Council by written communications. Written communications shall be delivered to the City Chamberlain.
- C. Rules of decorum
 - 1. Purposes of rules of decorum.
 - a. To ensure that meetings of the Common Council are conducted in a way that allows the business of the City to be effectively undertaken.
 - b. To ensure that members of the public who attend meetings of the Common Council can be heard in a fair, impartial manner.
 - c. To ensure that meetings of the Common Council are conducted in a way that is open to all viewpoints and which is protective of the content of each speaker’s speech and expression yet is free from hateful, abusive, obstructive or intimidating behavior.
 - d. To ensure that these rules of decorum are understood by persons attending Common Council meetings.
 - e. To ban egregious, inappropriate, and obstructive behavior at meetings of the Common Council.

Official Minutes of the Common Council Meeting of April 2, 2024

2. Sergeant At Arms. The Chief of Police or such member or members of the Police Department as they may designate shall be Sergeant-at-Arms of the Common Council and shall carry out all orders given by the presiding officer for purposes of maintaining order and decorum at the Council meeting. Any member of the Common Council may move to require the presiding officer to enforce the rules upon an affirmative vote of a majority of the Common Council.
3. Rules for the Speaker.
 - a. The speaker shall conduct themselves in a professional and respectful manner.
 - b. All remarks shall be directed to the Common Council, as a body, and not a City staff or any member of the public in attendance.
 - c. The speaker shall not defame, intimidate, make personal affronts, make threats of violence, or use profanity. Comments should be directed toward why the speaker either agrees or disagrees with an action, decision or proposal and not attacks or insults personally against the decisionmaker(s).
4. Rules for the public. Members of the public in the audience shall not engage in any of the following activities during a Common Council meeting:
 - a. Shouting, clapping, booing, heckling, unruly behavior, or speaking out when not recognized by the presiding officer. Such behavior is distracting to the members of the Common Council and other members of the public, interfering with their ability to listen to the current speaker.
 - b. Defamation, intimidation, personal affronts, threats of violence, or profanity.
 - c. Behavior that disrupts the orderly conduct of the meeting.
5. Rules for Councilmembers. While the Common Council is in session, the members must preserve order and decorum. Each Councilmember shall conduct themselves with decorum and shall neither, by conversation or otherwise, delay nor interrupt the proceedings or the peace of the Common Council, nor disturb any member while speaking or refuse to obey the orders of the presiding officer.
 - a. Speaker to be recognized by the presiding officer. No Councilmember wishing to speak shall proceed until they shall have been recognized by the presiding officer. After such recognition, the member shall confine discussion to the item at hand and to its merits and shall not be interrupted except by a point of order or privilege raised by another member. Speakers should address their remarks to the presiding officer, maintain a courteous tone and shall avoid interjecting a personal note into the debate.

b. Discussion of Resolutions, Motions, Ordinances, Laws. Any Councilmember, when recognized by the presiding officer, may speak on any Resolution, Motion, Ordinance, Law on the printed Agenda during the period of discussion following the introduction of the aforementioned items. The Councilmember(s) named as the sponsor(s) of a Resolution, Ordinance, Law or Motion have the privilege of speaking first. No member shall speak more than once on the same question unless every member desiring to speak to that question shall have had the opportunity to do so.

6. Persons Authorized to be within Rail. No person except members of the Common Council and City Staff shall be permitted within the rail without the consent of the presiding officer.

7. Enforcement of rules of decorum.

a. Upon a violation of these rules of decorum, the presiding officer shall advise the person or persons violating a rule or rules to cease the violation with a brief description of the conduct that is in violation. The speaker or member(s) of the public shall be advised to cease the violating conduct and that further violations could result in removal from the meeting room.

b. If a violation continues, the presiding officer shall issue a second and final warning to the person(s) that they continue to be in violation of the Rules of Conduct and Decorum and that they will be required to leave the Common Council Chambers if the violation continues.

c. If the person or persons does not cease the violation(s) the presiding officer shall declare the person out of order and advise the person(s) that their right to continued attendance at the particular meeting has been revoked. The presiding officer, or his/her/their designee, shall contact the Police to arrange for removal of the person(s) from the meeting room. Said person shall be subject to all civil and criminal penalties that may apply to their conduct.

RULE VIII. When a question is under debate, no new motion shall be received, unless for the previous question, to amend it, to lay on the table, to commit it, to postpone it, or to adjourn.

RULE IX. A motion to lay a question on the table shall be decided without amendment or debate, and a motion to postpone shall be decided without debate.

RULE X. A motion to adjourn shall always be in order; and shall be decided without debate.

RULE XI. Every member who shall be present when a question is put shall vote for or against the same, or abstain with reasons for the abstention stated upon the record.

Official Minutes of the Common Council Meeting of April 2, 2024

RULE XII. No question or motion, once put or lost, shall again be put unless reconsidered; and a motion for reconsidering must be made not later than the next regular meeting after that on which the decision proposed to be reconsidered took place, and shall be made by a member who voted with the prevailing side. All motions for reconsidering must be passed by the affirmative vote of a majority of the voting power of the Common Council.

RULE XIII. On the demand of any member, a roll call vote on any question shall be taken by ayes and nays; and it shall be the duty of the City Chamberlain to enter on the minutes the names of the members voting for or against the question, and also the name of the member demanding the roll call vote.

RULE XIV. All appointments of officers and fixing of salaries shall be by ayes and nays.

RULE XV. The legislation described below shall be read and laid over until the next meeting of the Common Council unless consent for immediate adoption is approved by a majority vote of the Common Council. This rule shall apply to:

- (a) The adoption of the budget
- (b) Ordinances
- (c) Local Laws
- (d) Resolutions amending the Rules and By-Laws of the Council
- (e) Resolutions appropriating money, amending the budget, or approving the execution of contracts

RULE XVI. In order to hear persons other than members of the Common Council, the Mayor, and members of City staff, it shall be necessary to pass a motion suspending the 5 rules of order. A motion to suspend the rules may be made at any time during the meeting and shall be decided without debate. Any such person speaking shall confine themselves to the subject and not longer than three (3) minutes, unless the time is extended by the Chairperson. This rule shall not apply to public hearings.

RULE XVII. All meetings of the Common Council shall be recorded by means of an audio and/or video recording device. The archived results of the meetings shall be kept in the Office of the City Chamberlain, and shall be under their jurisdiction and control. Minutes of the proceedings shall be printed as soon as possible after each meeting and presented to the Common Council at its next meeting for its approval or correction. The minutes shall be available for public review in the Office of the City Chamberlain, and the City Chamberlain shall give a copy of the minutes to persons requesting the same to the extent that they are available. When a request is made for an annual record of the minutes, a fee shall be charged to cover the expenses of the handling and recording and mailing if the record is on paper in accordance with the New York Open Meetings Law. A Ten (\$10.00) Dollar fee shall be paid if the record is digital.

RULE XVIII. An executive session is that portion of the meeting not open to the public because of the consideration of matters authorized for executive session pursuant to the

Official Minutes of the Common Council Meeting of April 2, 2024

New York State Open Meetings Law. Proposals, discussions, statements, and transactions in executive sessions are intended to be and shall be held and maintained in confidence and shall not be disclosed.

RULE XIX. The Mayor may be invited to comment to and address the Council and the public on any issues of public concern raised by Councilmembers at the Council's regular meetings each month, prior to motions and resolutions being heard and at any time thereafter at the discretion of the Council chairperson.

RULE XX. All legislation, including local laws, motions, resolutions, and ordinances presented to the Common Council, except for procedural motions, such as motions to amend and motions to refer, shall be numbered to simplify the tracking of such legislation, with the number clearly marked below the title of each piece of legislation and on Common Council agendas, as follows:

Local Laws: LL-Year- Sequential Number (LL01-1; LL01-2; etc.)

Motions: M-Year-Sequential Number (M01-1; etc.)

Resolutions: R-Year- Sequential Number (R01-1; etc.)

Ordinances: O-Year- Sequential Number (O01-1; etc.)

Additionally, any such item listed on the agenda must clearly identify a Councilmember as its sponsor.

RULE XXI. The Chairperson of the Common Council shall give an address in response to the Mayor's annual state of the City address presented pursuant to section 3.02(h) of the City Charter at the next regular meeting of the Common Council following the Mayor's address.

RULE XXII. The Chairperson, or Vice Chairperson in the Chairperson's absence, is authorized to excuse a Councilmember from attending up to three (3) consecutive regular meetings of the Common Council because of a medical injury or illness which physically prevents the Councilmember from attending the meeting(s), if the medical injury or illness and physical inability to attend the meeting(s) is documented by a physician's note. Absences beyond three (3) consecutive regular meetings, for no more than an additional three (3) consecutive regular meetings, may be excused by a majority vote of the entire Council, based upon a written physician's note documenting the medical injury or illness which physically prevents the Councilmember from attending the meeting(s). This medical information is confidential and shall not be disclosed or discussed by individual Council members other than to note that the requesting member has documented the need for their absence.

RULE XXIII. The following rules shall apply to a legally required public hearing held before the Common Council:

(a) Speakers shall register in writing prior to the beginning of the hearing by providing their name, address, and organization if any. Individuals arriving after the commencement of the hearing shall be permitted to register upon arrival as long as the Chairperson has not closed the hearing.

Official Minutes of the Common Council Meeting of April 2, 2024

(b) The Chairperson shall recognize each speaker, in the order registered, when the hearing is commenced. Speakers shall identify themselves, their address and organization, if any, prior to the remarks.

(c) Speakers must limit their remarks to five (5) minutes. Remarks shall be addressed only to the hearing issues. Failure to limit comments to the public hearing shall be enforced by the presiding officer in the same manner as a violation of the Rules of Decorum. Speakers may not yield any remaining time they may have to another speaker.

(d) Speakers at a public hearing shall follow the Rules of Decorum as set forth in Rule VII (b) & (c). Failure to follow the Rules of Decorum shall be enforced by the presiding officer.

(e) The Chamberlain shall include in the minutes of the hearing the name, address, and organization, if any, of each speaker, a brief synopsis of the remarks, and a list of written statements submitted to the Council and shall either attach the statements to the minutes or indicate that said statements are available in the Office of the Chamberlain.

RULE XXIV: A memorialization resolution is used to make any statement that asks another government official or body to act or intended to encourage support or opposition to an action by or being considered by another government official or body. Any memorialization shall require at least four sponsors and must have a direct impact on City of Poughkeepsie Government and provide a fiscal impact statement and other supporting documentation for such proposed action. Any memorialization to the NYS Legislature or the US Congress must have bill numbers in both houses and the bills must be referred to and attached to the resolution.

Adopted by the Common Council: April 2, 2024

Resolution R-24-29

R-24-29 – ROLL CALL VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☐	☐	☒	☐
	Councilmember Brown	Voter	☒	☐	☐	☐
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☐	☒	☐	☐
	Majority Leader Patterson Thompson	Voter	☐	☒	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

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

- Warren Jones – N. Clover
- Laurie Sandow – S. Grand Ave*
- Jamar Cummings
- Renni Altman – Vassar Temple
- Carmen McGill – Glenwood Ave
- Darrett Roberts – Hooker Ave
- Sandra Goldberg – Dutton Ave
- Brian Robinson – Montgomery St.
- Alisa Kwitney – Hyde Park
- Daniel Atonna – Ward 8
- Zayn Hamad-Bull – Overlook Rd
- Jennah
- Lean
- Sam Finnerman – Ivy Terrace
- Kaleb Croft – Hook Rd

*Submitted written comments

IV. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Now, Council Chair's comments are going to be a little longer than usual.

To contextualize somebody's right.

So as we know that, you know, there's some been some things said - different things have [been] going on.

First I want to address our mayor's city of address. The mayor came and gave a steady city address where she focused on issues of the city.

Pertaining to our mental health issues, our homeless and unhoused individuals working with the Children's cabinet and the Common Council is in full support of the mayor city address. Those issues are something that we have been plagued with and working with for a long time now.

As far as the freedom of First Amendment rights and the freedom of speech as it goes into common Council meetings, it's been addressed. It's been talked about several times. I just want to make - to bring clarity to that.

You've heard other people come up and speak of Open Meetings Law or OML, you hear people talk about the Charter. If you go over there, there's three different piles.

There's three different piles. One has the charter rules on it, which is the rules of decorum in this public body. The rules of decorum have been in place for years now.

Then you also have Open Meetings Law or OML, the frequently asked questions and responses to what is considered a public body and what should happen.

Mister Chair Wilson did not make this up. It's been referred to several times. OML – Open Meetings Law. Right there on the paper is the document where it says that the public body can establish rules of decorum for their meetings. It also says that the public body can establish times for the public to speak. It also definitely says when a person is asking OML, do the citizens have a right to speak? And OML - and all you can research, Google it and if you find something different, please come back and show me. It says the public body does not even have to allow the public to speak, but if they do, then they are allowed to set the rules for it.

So the fact of the matter is that we - and I have addressed this before - is that we do allow the public to speak with decorum. But the Open Meetings Law, the Charter rules and the rules of decorum are right there for anybody to see. And if you want to Google it, you can check for yourself.

So there is no violation of people's right to have freedom of speech, because we know the freedom of speech is limited to certain situations. So, the fact that we are allowing people to come and speak, the fact we allow you to have signs. All we're asking for is to have some respectful decorum.

Official Minutes of the Common Council Meeting of April 2, 2024

That's simple. It's not a hard request.

It's not something new, it is not something that Chair Wilson just brought up. Chair Wilson might have *printed* it out for people to actually see it, so that they can see and read for themselves, so they can Google and things like that. But it also speaks to the rules of the Common Council, which is the public body.

Now, if anybody, like I said, has an issue with that or are reading something differently, please, just as you saw those that were here earlier, people will come up and ask me, you have the email address. You can email me.

The council, the majority of the council went to council training. It is in the charter [it] says that we have to go to council training.

In the past, other citizens have come up and said all the different things about the council. We went to the New York State - cities and municipalities training for New York State. The most official training, you can say, for New York State with [sic] this information came from.

So then we checked that.

But once again it's contextualized that this council doesn't know [what] it's doing. And that goes to what I want to talk about: narrative and contextualization.

People are talking about the ceasefire, and it's talking about the council and who was voted no.

What people might not have heard.

No one didn't say that they were against genocide.
No one didn't say they were against the ceasefire.

They were talking about the resolution and the wording of the resolution, which has caused the divide, as we can see clearly in front of us every meeting.

[Inaudible comments from audience]

And here. And here -here. Here we go again.

Here we go again. We – we, we want to have this.

Decorum. We talk about decorum. We want to be heard. But then you don't want to be respectful, but you want to be heard. You say you want to be heard, but you don't want to be respectful, you know. So that's the that's part of the things, of this.

So this is just like we said, it's a public meeting. It's a public space. So people in public want to record. That's what you have signed up for. But we still can be respectful of each other, whether the people agree or not agree.

Official Minutes of the Common Council Meeting of April 2, 2024

That's the situation.

[Comments from audience]

And if you read Open Meetings Law, you are now violating your democracy rules right here.

Yes, right. You are now in violation once again.

As I was saying, one of the things that as we can see that we can't be civil amongst these different issues because we have two sides, there's different people [they] have opinions, which was said by the council members prior to. As I had suggested before, a common ground that there would be a coalition. Could there be? Now, the issue was walked on to the agenda, which is allowable by the charter.

So some people said, well, you said it was a task force. You said this, but then you did it against it. That is not what happened. Well, that is what happened. That's not what happened *purposely* - it was walked on.

That is in the charter. Councilmembers are allowed to walk on items, as you saw, even today, there are walk on items. So that's why the resolution came forward.

It was then voted [on]. It did not pass. So, the resolution has not been brought back up.

[It]Is not here in front of us today. But yet and still, there's people that are trying to say that the council has did this and the council has did that.

We have spoke[n] about it.

Mr...well, someone had spoke[n] earlier and said they've been talking about this issue since October. So, to say that this council doesn't care. This is the same issue that has been going on around the world.

That's it.

As far as...

[audience disruption]

As far as the mayor and what was said about the mayor's administration. The City of Poughkeepsie, that everybody is here speaking of, that they love and dearly care for that we all do.

In the mayor's short time and administration, not only has she been putting Poughkeepsie on the national map with a meeting with the Harlem Children's Zone, meeting with... setting up meetings with Purpose Built, which is a national organization that deals with affordable and

Official Minutes of the Common Council Meeting of April 2, 2024

mixed housing in the nation, setting up meetings in the future with Blue Meridian, which is one of the national organizations for philanthropic groups, and going out to Minnesota for Ampact, to look at their peer work with mental health people. So you can say what you want and believe what you want, but the mayor is definitely trying to put Poughkeepsie on the map nationally and meeting with the best advisors to do what's best for the City of Poughkeepsie.

And it's not going to happen overnight because we didn't get here overnight. But if you see the mayor's agenda, you see the mayor's postings, you see that she's all over the place trying and looking for the best solutions for the City of Poughkeepsie.

Myself, the mayor and several other people are born and raised in the city of Poughkeepsie.

What contextualize. Why would a... what is the narrative? What is the reason that the narrative keeps saying that there's some corruption? Why would we wait? I mean, I'm not going to say her age. Why would I wait 48 years, 48 years to live in a city, get on the ballot, to be voted in, to now conspire against the same place that I live? It just – does - the contextualization doesn't mean.. this is just weird to me, you know? And it's kind of interesting to me. I don't know the right word to use for it. But we, you know, many people come here and speak about the youth.

People keep speaking about the youth and the people talk about the youth a lot, and we talk about we want them to see, and we want them to grow up and we want them to be leaders and things like that. As such.

But I'm not really sure of the word to use, because here lies people that at one time were those same young people, those same young people in the audience.

So, yes, some people might have just came here 10 years, 20 years, 15 years [ago]. So, they might not know. They might not know that, when the crack epidemic surged through Poughkeepsie and People Against Crack marched against narcotics, with Pacman and the drill team and Mr. Norman Tilley and Basil Greene and Lateef Islam that, like Yvonne flowers, was walking the streets, that Da'Ron Wilson was walking the streets as a youth with the caskets up and down the streets? They don't know about young people against crack and crime, where we were speaking out all over the city.

They don't know about Harambee, which is a young organization.

They don't know about the Police Athletic League that did softball on King Street with Dori Marcinelli and Miss Nancy.

They don't know about the Little League programs.

[audience disruption]

You're not making any sense. But that's okay.

Official Minutes of the Common Council Meeting of April 2, 2024

[continued disruption]

As I was saying. As I was saying, those people that want to come into the city and tell the people in the city who have been doing the work of the city for years and years, are now being victimized and villainized for upholding the city because their agenda is not being passed, because the mission is not being heard. Instead of listening and trying to work together.

And that's all that's been asked, can there be a work together? Can we work together? And as I speak now, as you can see, the disrespect but want to be respected.

And once again, as I was stating earlier, the different things that have been going on throughout the lifespans of all of these individuals up here to act like it's nothing and act like there's another agenda. None of these people took office to conspire against the city.

Each one of them have their own passion. Each one of us have our own beliefs. And as you can see, we can respectfully disagree. But we still have a mission that the people and the citizens of Poughkeepsie want us to address.

Now, before I close, while I wait for the mayor, one last thing.

When a meeting is adjourned, that means the meeting is *adjourned*. There's not official business, but I will address the fact that at the last meeting, the meeting was adjourned, and the people asked, who do we serve? And I will not make any apologies to anybody to say that I do - I serve a higher power, which I choose to call Allah.

Now, if I say I serve God, would that be okay? If I said something else, would that be okay? I do not serve, man. I'm *in service* to the community. I'm *in service* to the people.

Just like when I was a paper boy, just like when I worked at Friendly's, I was in a service. But you will never get me to say that I serve man and feel ashamed that I said I serve a higher power, because that is who I serve. Just like as a Cub Scout, you say all my honor to do my duty to God and my country. We say the pledge allegiance, we say God.

When we took our oath of office, some of us put our hand over a Bible and some of us put our hand on a Koran.

So there's a problem with the word Allah, and me saying that I serve Allah over man. Well, then, I don't know what to tell you because that's never going to be changed. That's never going to change.

Due to the continued disruption of the public attendees, Vice Chair Shook made a motion to adjourn which was seconded by Councilmember Grant

Chairman Wilson then called for a Roll Call Vote to adjourn the meeting.

Official Minutes of the Common Council Meeting of April 2, 2024

Councilmember Menist made a point of information to ask what the vote was being called for and Chairman Wilson indicated that it was to adjourn the meeting.

Motion to Adjourn – ROLL CALL VOTE						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Henry	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☐	☒	☐	☐
	Councilmember Brown	Voter	☐	☐	☐	☒
	Councilmember James	Voter	☒	☐	☐	☐
	Councilmember Grant	Voter	☒	☐	☐	☐
	Councilmember Deichler	Voter	☒	☐	☐	☐
	Majority Leader Patterson Thompson	Voter	☒	☐	☐	☐
	Vice Chair Shook	Voter	☒	☐	☐	☐
	Chairman Wilson	Voter	☒	☐	☐	☐

The motion passed and the meeting was adjourned at 8:20pm

Dated: March 8, 2024

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Tuesday, April 2, 2024.

**Respectfully submitted,
Donna M. DeLuca
Deputy City Chamberlain**