

Official Minutes of the Public Hearing of July 2, 2024 for the purpose of receiving comments on proposed introductory Local Law Repealing Local Law 21-04 (To Prohibit Evictions Without Good Cause) And Adding A New Division 9 “Prohibition Of Eviction Without Good Cause” To Chapter 12 “Housing”



THE CITY OF POUGHKEEPSIE NEW YORK

PUBLIC HEARING

Tuesday, July 2, 2024 5:30 pm

Common Council Chambers

Welcome to the scheduled Public Hearing in the City of Poughkeepsie. The date is July 2, 2024, and the time is 5:32 pm.

This Hearing is for the purpose of receiving comments on proposed introductory Local Law Repealing Local Law 21-04 (To Prohibit Evictions Without Good Cause) And Adding a New Division 9 “Prohibition Of Eviction Without Good Cause” To Chapter 12 “Housing”

I. WELCOME

II. ROLL CALL: 5 present, 4 absent (Councilmembers Brown, Grant and James arrived after roll call was taken, Vice Chair Shook was excused)

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

1. June Nemon – Union St
2. Kane Bowers – Union St
3. Daniel Atonna – College Ave/For the Many
4. Nicholas Kalagris – Maryland Ave/For the Many
5. Andrew Hiller – Hickory Bush/DSA
6. Naomi Dann – Oneill Crt
7. Brahvan Ranga – Poughkeepsie Resident/For the Many
8. Darrett Roberts – Hooker Ave/CVH
9. Jeffrey Dash – Carroll St/For the Many
10. Katie Carpenter – Titusville Rd / For the Many
11. Alisha Kolm – Watson Rd
12. Kaleb Croft – Hook Rd

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IV. ADJOURNMENT:

Chairman Wilson closed the Public Hearing at 6:22 pm

Dated: July 11, 2024

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

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



PUBLIC HEARING MEETING AGENDA

Tuesday, July 2, 2024 5:30pm
Common Council Chambers

City of Poughkeepsie Common Council Public Hearing;

Pursuant to the Charter and Codes of the City of Poughkeepsie, a Common Council Public Hearing will be held on Tuesday, July 2, 2024 at 5:30 pm in the Common Council Chambers, for the purpose of receiving comments on **The Proposed Introductory Local Law Repealing LL 21-04 and Adding a New Division 9 “Prohibition of Eviction Without Good Cause” to Chapter 12, “Housing”**

- I.** Welcome
- II.** Roll Call
- III.** Public Participation
- IV.** Adjournment:

**RESOLUTION
(R-24-47)**

RESOLUTION INTRODUCING LOCAL LAW REPEALING LOCAL LAW 21-04 (TO PROHIBIT EVICTIONS WITHOUT GOOD CAUSE) AND ADDING A NEW DIVISION 9 “PROHIBITION OF EVICTION WITHOUT GOOD CAUSE” TO CHAPTER 12 “HOUSING”

INTRODUCED BY COUNCILMEMBERS MENIST, PATTERSON THOMPSON, GRANT, DEICHLER, HENRY, JAMES AND BROWN

BE IT RESOLVED that an introductory Local Law entitled, “LOCAL LAW REPEALING LOCAL LAW 21-04 (TO PROHIBIT EVICTIONS WITHOUT GOOD CAUSE) AND ADDING A NEW DIVISION 9 “PROHIBITION OF EVICTION WITHOUT GOOD CAUSE” TO CHAPTER 12 “HOUSING” 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, July 2nd 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 _____ .

A LOCAL LAW REPEALING LOCAL LAW 21-04 (TO PROHIBIT EVICTIONS WITHOUT GOOD CAUSE) AND ADDING A NEW DIVISION 9 “PROHIBITION OF EVICTION WITHOUT GOOD CAUSE” TO CHAPTER 12 “HOUSING”

(LL-24-XX)

INTRODUCED BY _____:

SECTION 1. Local Law 21-04 (To Prohibit Evictions Without Good Cause) which added sections 12-175 and 12-176 to the City Code is hereby repealed. Said law has been unenforceable since the City Court of the City of Poughkeepsie declared it unconstitutional in the decisions of *LAKR KAAL ROCK, LLC v. Joan Killmer* (LT 949-22) and *LAKR KAAL ROCK, LLC v. Danielle Paul* (LT 950-22); and

SECTION 2: BE IT ENACTED, by the Common Council of the City of Poughkeepsie, a local law adding a New Division 9 “Prohibition of Eviction without Good Cause” to Chapter 12 “Housing.”

DIVISION 9 PROHIBITION OF EVICTION WITHOUT GOOD CAUSE

12-175: Protections Established.

- A. There is hereby established, pursuant to and in accordance with the provisions of, section 213 of Article 6-A of the Real Property Law of the State of New York, a Prohibition on Eviction without Good Cause.
- B. Pursuant to Section 213-2(b) of Article 6-A of the Real Property Law of the State of New York, the City of Poughkeepsie defines “small landlord,” for purposes of this Division 9, to mean a landlord of no more than _____ unit anywhere in the State of New York.

SECTION 3. This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

SECONDED BY COUNCILMEMBER _____: