



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, 6:30 p.m.

City Hall

City Chamberlain Flynn indicated in the absence of a Chair and the Vice Chair, a nomination for Pro Tem Chair was necessary. **Councilmember McNamara** nominated Councilmember Cherry, **Councilmember Lorraine Johnson** seconded the motion.

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- 7 Present/2 Absent (Chairwoman Finney & Councilmember R. Johnson)

II. REVIEW OF MINUTES:

CCM 11-19-18 and Special Meeting 2-11-19						
			Yes/Aye	No/Nay	Abstain	Absent
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

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

REMOVE:

VII: MOTIONS AND RESOLUTIONS:

7. Resolution R19-33, fixing the compensation for elected officials.

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

Official Minutes of the Common Council Meeting of February 19, 2019

Ken Stickle 118 Catherine Street

Robert Scores Smith Street

Constantine Kazolias 47 Noxon Street

Official Minutes of the Common Council Meeting of February 19, 2019

IN THE RECENTLY REPUBLICAN CONTROLLED APPROVED CITY CHARTER WITH LITTLE AND NO INPUT NEITHER FROM THE COMMON COUNCIL NOR AT THE CONTROLLED SPECIAL PUBLIC HEARING WHERE THE PUBLIC WERE SHUT OUT WHEN THE COMMISSIONERS MONOPOLIZED THE TIME AND RAN THE CLOCK OUT. A SALARY FOR THE INCOMING MAYOR WAS PEGGED AT \$75,000!!!!!! THERE WAS A MAJOR STRUCTURAL CHANGE IN THE COMMON=COUNCIL WITH THE COMMON -COUNCIL-PERSON AT LARGE WAS ADDED. MAKING A NINE TOTAL. WITHOUT ANY INCREASE IN SALARIES AS WAS INCORPORATED FOR THE MAYORS SALARY INCREASE. I FIND IT LUDICROUS FOR MAYOR ROLLISON TO OBJECT BY CITICISING THE COUNCIL-PERSON-AT-LARGE FEENEY FOR PROPOSING AN INCREASE IN SALARIES FOR COMMON COUNCIL MEMBERS WHICH WAS NOT INCORPORATED IN THE CITY CHARTER WHEN THE MAYOR SALARY WAS!!!!!! FYI BY LAW, SALARY INCREASES FOR ELECTED OFFICIALS HAS TO BE APPROVED BEFORE NEXT ELECTIONS. GRANTED SOME COMMON COUNCIL MEMBERS DONOT CARRY THEIR OWN WEIGHT, WHILE OTHERS, DO. THAT BEING SAID, I APPROVE THE LEGISLATION THAT WILL INCREASE THE SALARIES OF ALL MEMBERS OF THE COMMON COUNCIL. THIS ONE IS FOR THE MAYOR ROLLISON, THANKS FOR THE MEMORIES, WHEN THEN, DC LEGISLATIVE CHAIRMAN ROLLISON FOR APPROVING THE \$2.3 MILLION/YR COUNTY SALES TAX CUT TO Poughkeepsie, CREATING THE FINANCIAL CRISES FINDING ITSELF SHORT FROM BEING PLACED INTO STATE RECEIVERSHIP. THANK YOU MAYOR ROLLISON FOR THE FAVOR WHICH IS COSTING THE CITIES RESIDENTS DEARLY.

THERE WAS CARTOON YEARS AGO SHOWING A ROOSTER CHASING A CHICKEN, THE SUB-TITLE READ, WE CHASE NEW BUT WE TAKE CARE OLD BUSINESS. WHICH BRINGS ME TO THE CRIME EPI-CENTER OF DUTCHESS COUNTY, THE CITY OF Poughkeepsie? BEING A PROPERTY OWNER FOR OVER 40 YEARS OF 50 ACADEMY STREET, IN THE PAST TWO WEEKS, HAVING TWO CONSECUTIVE DAY FORCED BREAK-INS, WHICH WERE REPORTED TO CITY POLICE, THEY RESPONDED, WITH A THIRD DAY HAVING SEEN TWO AT 0500 TRESPASSING IN THE AREA, AND WERE CHASED AWAY. MY SON RESIDES IN THE BUILDING AT 50 ACADEMY STREET. THIS IS THE FIRST FORCED BREAK-IN SINCE I HAVE OWNED MENTIONED PROPERTY. I AM ALARMED AND CONCERNED ABOUT CRIME, HERE IN THE CITY I WAS BORN AND RAISED. I FIND IT LUDICROUS, THAT THE CITY POLICE CONTRACTED WITH THE SCHOOL DISTRICT, WHEN OTHER COUNTY SCHOOL DISTRICTS HAVE SROFFICERS. THE RECENTLY HELD MEETING IN THE CITY HALL COMMON COUNCIL CHAMBERS FOR 2ND WARD RESIDENTS, TO AIR THEIR CRIME CONCERNS, BECAME A DOG AND PONY SHOW CHARADE, RUNNING OUT THE CLOCK BECAME THE FAST HUSTLE OCCURRED WHEN ONLY 17% OF THE 90MINUTE RESERVED CHAMBER TIME WAS ALLOCATED WHEN THE 5TH RESIDENT WAS SPEAKING AND THE CHAIRPERSON ADJORNED THE MEETING BECAUSE THE HISTORICAL SOCIETY RESERVED THE CHAMBERS.

Constntine Kazolias 02/14/19

Constntine Kazolias
47 Noxon St
Poughkeepsie NY 12601-4101

**Shelia Drew 66 Washington Street
Warren Jones North Clover Street**

Laurie Sandow South Grand Avenue

Laurie Sandow comments, Innovation District special meeting, February 11, 2019 — Pg. 1 of 4

I am here today, as I am at most of the City's public comment periods. And I am wondering why I'm here, since it has become increasingly clear that public hearings and public comments in this City are staged for little purpose other than window dressing, And, also, that we have a situation leading up to tonight's meeting where councilmembers claim to have consulted one person, or one committee or another, behind closed doors, but have never asked their questions or had them answered out in public, enlightening the public, and creating a permanent public record.

Regarding tonight's vote on the Innovation District, I am unalterably opposed to the Ordinance as written—that is, if I actually knew what was written, because the final language of the Ordinance was not posted to the City's website or the Special Meeting notice. Once again, as is the City's habit, the public is deprived of the opportunity to comment knowledgeably because necessary documents have been withheld from them. So I will rely on an earlier draft, that I had to hunt for, and which was filled with typographical errors and incorrect section references, but which otherwise is unlikely to have been changed.

While tonight's Ordinance pretends to represent "best practices," and unlike the 2017-2018 Pace Land Use draft framework, it creates a District that does not include any guarantees of affordable commercial space, of affordable housing, of continuing open space, community space, or parkland. In fact, it codifies the exact opposite.

In one section, this Ordinance recites six key components, including (quote):

"(1) Purpose of district.

(d) Strategies for retaining and enhancing affordable housing within the Poughkeepsie Innovation District."

Laurie Sandow comments, Innovation District special meeting, February 11, 2019 — Pg, 2 of 4

So much for lip service. What affordable housing is actually being retained? Is there a person on this Council who can point out existing affordable housing anywhere on the Innovation District map?

Making matters worse, the only other appearance of the word “affordable” anywhere else in the Ordinance is in a section offering Bonus Heights in only two of the four District subdivisions, for developments that include 10% or 20% or more of their total units as affordable housing, and where “affordable” is based on County AMI (Area Median Income) which is already two times City AMI. But that differential is actually irrelevant, because the gap between the amount a building is expected to produce from rents and the amount developers will need to pay lenders and investors is almost certain to mean that property owners will never take advantage of these bonus heights in exchange for affordable units. Tonight’s Ordinance contains not one word of protection for a single one of this City’s challenged populations—from service workers to seniors. I assure you, if affordable housing is not guaranteed in the Ordinance, it’s not going to trickle down in the District.

“(9) Special Dimensional Standards

(a) Bonus Heights. In order to encourage better design, sustainable land use, and inclusive development, an incentive of additional stories as described below is offered to applicants of housing developments in PID-UV and PID-CC subdistricts if their buildings incorporate anyone of the following features. Maximum cumulative bonuses shall not exceed 3 stories.

1. Affordable Housing.

i. Three (3) additional stories may be added to the maximum permitted building height for developments that include 20% or more of the total units as affordable housing. 50% of the affordable units shall be priced to be affordable at 60-80% of Dutchess County AMI and 50% of the affordable units shall be priced to be affordable at 80% - 100% of Dutchess County AMI. - 3 additional stories.

Laurie Sandow comments, Innovation District special meeting, February 11, 2019 — Pg, 3 of 4

ii. Two (2) additional stories may be added to the maximum permitted building height for developments that include more than 10% of units as affordable housing with 50% of the affordable units priced to be affordable at 60-80% of Dutchess County AMI and 50% of the affordable units priced to be affordable at 80% - 100% of Dutchess County AMI. - 2 additional stories.”

Unlike the 2017-2018 Pace Land Use draft framework, nowhere in the Ordinance is there mention of an inclusionary housing mandate where new developments would include a certain percentage of on-site affordable units. Unlike the Pace Land Use draft framework, nowhere in the Ordinance is there a provision for enduring affordable commercial spaces that will support and retain locally owned businesses. And while the Ordinance also pays lip service to the creative economy, the District map already shows that economy pushed to the outskirts, in the subdistrict named the “Creative Edge”.

According to the Ordinance, permanent parks and outdoor recreational spaces are specifically excluded from the Historic Core:

(7) Permitted Uses.

(d) Parks & Programming. Permanent parks and outdoor recreational spaces are permitted as-of-right in all subdistricts, subject to design standards outlined in §193.37(l2)(d), with the exception of the PID-HC Subdistrict. The exclusion of parkland from the Historic Core Subdistrict is intended to encourage a consistent street wall and maximize the efficiency of land use within the commercial corridor.

How can Poughkeepsie City planners be so uninformed about the value of parks in the urban landscape? Have they never been to places like New York City, where parks like Bryant Park, Union Square and Madison Square are in high demand, and generate tremendous revenue?

Laurie Sandow comments, Innovation District special meeting, February 11, 2019 — Pg, 4 of 4

With this Ordinance, you can say goodbye to Mural Square, which the City named “square”—not “park”—long ago so that they wouldn’t have to alienate it before selling it to a developer. Goodbye to Christmas Tree lighting, to public celebrations on Main Street, to the potential of pop-up restaurants, markets, and outdoor lunches. With this Ordinance, pedestrian plazas and parks will be permitted only in the subdistricts called the Urban Village, and the Civic Corridor.

The property owners on Main Street, in this so-called Innovation District are largely absentee landlords. They are the very ones who’ve kept downtown blighted and their properties vacant for the past many years. A change in name won’t change their stripes, nor will it cause them to straighten up and fly right. In fact, it will do the opposite, delivering benefits in exchange for the harm they’ve been doing. And the councilmembers who vote in favor of tonight’s Ordinance will be willing partners in that.

To add to the drama of backroom deals, it’s pure comedy that last Monday—the same night the Exempts got their liquor license back—Councilmember Petsas walked into the Council meeting an hour late and three sheets to the wind, complaining about dictatorships and demanding that the Innovation District vote be added to the agenda. His own Council reign was a study in dictatorship and flipping the bird to the public. And need I point out that he and the other sponsors of tonight’s Ordinance, are the very same Councilmembers who regularly block public access and comment on their social media accounts, practicing NOT democracy, but their own ongoing policies of censorship, propaganda and fake news.

Richard Flaherty 26 Whitehouse Avenue

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

Pro Tem Chairwoman Cherry- Now we move on to chairwoman's comments and presentations. My comments will be brief. However, I would like the Salary Review Commission after my comments to come up and give a brief presentation, because I don't believe everything should be forced together at the next meeting when we're going to vote. So this would give the public an opportunity to digest the thinking of the salary review commission.

First off I have to say congratulations to the Boys Varsity Basketball Team. Poughkeepsie High School. They are ranked number 1 in Section 1 right now and they're headed into the playoffs that deserves a round of applause. These boys work really hard. Playoffs begin tomorrow at 5 o'clock. We encourage everyone to come and support our children. It really does take a village.

And I'd like also while we're talking about the School District talk about our MLK, and I'm sure the Mayor was going to say this as well. We had a Martin Luther King celebration on Valentine's Day. And that began our 30 Days of Kindness in a School District. So for the next 30 days we all made a vow to do something kind each and every day for someone. So that means anything to you, I encourage you all to take that challenge. You'll be surprised how a little kindness changes things.

In regards to the towing. Now I have to be a little stern on this subject because myself, I know Councilwoman Flowers, Councilwoman Johnson, we get a lot of complaints about towing in the city, about tow companies arbitrarily charging fees, when we have set fees. And I've asked a while ago for us to meet and I know City Administrator Nelson has sat down with the towing, but it's time for us to take action because if the rates are not fair maybe we'll raise them. But also we need we need to do something about people charging what they want as well. A lot of the tows happen in low income neighborhoods and I'm very concerned about that. We need to look at that. And there's just an issue that we need to visit sooner rather than later within the next couple of months. It is a city wide problem, but I know especially in certain neighborhoods, towing can mean the difference between feeding their children the next day. So we really need to look at our rates.

I'm going to ask the Chair of the Salary Review Commission Robert Mallory, Member Sheila Drew, and Al Bosco to come up.

Chairwoman Cherry moved the communication to Chairwoman's comments:

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City of Poughkeepsie Salary Review Commission Report

Members:

Bob Mallory, Chair, Al Bosco, Sheila Drew, Patrick Gartland, Jim Nelson, Anne Saylor-Secretary

The Commission discussed and reaffirmed that the purpose of setting appropriate mayoral and council salaries is to encourage qualified people to run for office. The Commission acknowledged that the prime motivation for most qualified people would be a desire to help their community, but an appropriate salary could provide an additional incentive or help offset expenses related to being a public official.

The Commission met over the course of four months (August '18 to November '18) reviewing and referring to The New York Conference of Mayor's 2017 Salary Survey and NY COM 2017 City Salary Survey (attached).

The Commission decided to use federal cost of living adjustment (COLA) to update salaries. The mayor's salary was set by the Charter Review Commission at \$72,000 in September 2016 based on 2016 data. Adjusting the salary using the COLA would bring the salary to \$77,500. Several commission members felt the salary should be higher based on comparable salaries in other communities. To reach a consensus, the commission created an average based on each commission member's preferred salary level. The resulting proposed salary for the mayor is \$83,165.

The last salary increase for the council members was 1991. Increasing this salary based on the COLA would result in an almost 200% increase which would create a strain on the city's budget and be unpalatable to many parties. The Commission agreed to make a meaningful increase in council salaries. As with the mayor's salary, the Commission created an average based on each commission member's preferred salary level. The resulting proposed salary for each council member was \$14,165.

Although the Charter calls for a salary commission every four years, our Commission recommends that the administration and council review salaries annually as part of the budget process, and make adjustments on a regular basis. We recommend that the administration and council consider adjustments based federal COLA standards, collective bargaining agreements and the financial health of the city.

Sincerely,

Robert L. Mallory Jr.
Chairperson

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Salary Review Commission														
Community	Council		CEO Term	# of meetings per month	Salary/Benefit				Medical			Administrator (FT/PT)	Annual Budget	Urban/Suburban/Rural
	# of members	Term			Members	Leadership	CEO	Retirement Contribution	Stipends	Coverage	Buyout			
Dutchess														
East Fishkill	5	4	2	2	\$ 14,187		\$ 79,543					No		Suburban
Fishkill	5	4	4	2	\$ 8,000		\$ 58,000					No		Suburban
Hyde Park	5	2	2	2	\$ 7,500		\$ 24,500					No		Suburban
Lagrange	5	4	4	2	\$ 9,000		\$ 70,650					No		Suburban
T/Poughkeepsie	7	2	2	2			\$ 67,500					No		Suburban
Wappingers	5	2	2	2	\$ 9,000		\$ 61,000					No		Suburban
C/Beacon	7	4	4	4	\$ 9,000		\$ 25,000					FT - \$133,956		Urban
C/Poughkeepsie	8	2	4	2	\$ 9,000		\$ 13,500					FT - \$140,000		Urban
Others														
Newburgh	7	4	4	4	\$ 9,000	N/A?	\$ 9,000					FT - \$150,000	44650000	Urban
Kingston	12	4	4	2	\$ 8,000	\$ 10,000	\$ 75,000					No	41000000	Urban
Middletown	10			2	\$ 10,000	\$ 20,000	\$ 95,000					No	73000000	Urban
				Avg	\$ 9,269	\$ 14,500	\$ 58,199							
				Med	\$ 9,000	\$ 13,500	\$ 67,500							

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Mayor Rolison- Thank you Madam Chair. I'll be quick tonight. Stated that he attended the New York Conference of Mayors winter meetings last Sunday, and then Monday during the day. Essentially it was a review and highlights of the Governor's proposed executive budget, as submitted to the state legislature, the 2019-2020 budget. And then there were presentations that day from the Attorney General and the Comptroller. So on the budget as presented to the Legislature there is a multibillion dollar budget gap that the Governor is speaking with legislative leaders on right now. He just made his 30 day budget amendments, which are starting to come out. He just made his 30 day budget amendments which are starting to come out. It's certainly a gap that I don't think the state has seen in quite some time but they're working to close that. There has been a lot of discussion in Albany on the AIM funding. If anybody has seen, there has been cuts to AIM funding which is the aid to municipalities which we receive approximately 4 million dollars a year. There weren't any cuts to cities. There were some changes made to towns and villages and the legislature and the governor are talking about that now. On the pension system Controller DiNapoli said the pension fund is in good shape even though the stock market did pull back a bit in the fall and early winter. But things have turned around a little bit so he is happy with that. The new Attorney General Tish James was there, and the one good thing amongst many things that she spoke about was that the AG's office has come out with additional zombie money. It's called Zombie 2.0. We have applied for monies. Both the City Administrator and Ron Knapp are working on those initiatives right now with the AG's office. So that's pretty much the gist of what NYCOM was talking about and obviously everybody's watching closely on the budget deliberations between the Assembly, the Senate, and the Governor's office.

Councilmember Cherry mentioned the 30 Days of Kindness at the Martin Luther King celebration on Thursday February 14th. I had the ability to be there, and I am so glad that I went. I honestly did not know how elaborate and comprehensive and wonderful that was going to be. I will say that is the probably the most inspiring Martin Luther King service that I have ever seen. The School District and the students are to be commended for what they did that morning. And also, I think what was really so heartfelt was the response that the students and the staff, but specifically the students, gave to everybody that presented that day. Everybody was really enjoying themselves, and listening to the messages of unity and kindness. And it was it was moving. I mean I don't know how else to say it, and I and I intend to let the Superintendent know about that as well.

We had a meeting the other day based on an e-mail, on coordinating sensibility initiatives in the city. This came from Patrick Mueller, who is the Program Director at Taconic Resources. So myself, the Commissioner of Public Works, and Sergeant Bander, from the Traffic Division, along with one of our college interns from Marist went over and had a meeting with Patrick and other members of the Taconic Resources. And we're going to be creating a working group from TRI with DPW and the Police Department to coordinate many of the initiatives that are happening in the city. From the Peaceap Grant on high accident locations, we had a lengthy discussion on the Washington Street Bridge replacement that is going to be taking place over the next couple of years, where that whole intersection is going to be changed around. We also talked about making taking a look at the crosswalks near Interfaith Towers. It's a high traffic area. There have been pedestrian issues there over the years. So that was very encouraging that they wanted to help with that.

Also as many of us did, on Saturday the So-Pough event at Change Point Church, was super great. Really hats off to everybody that got involved. Community Matters Two and a host of other individuals that came together and provided all kinds of fun things for children and adults to participate in. And I hope that they continue with those types of events and Change Point was a great venue for that.

Senator Schumer was in town today. He held a press conference on the Protect Act. It is an act he is reviving within the Senate, it's a bipartisan bill to provide police agencies. Ones that are say the size of Poughkeepsie, and ones that don't have multi multi-million dollar budgets with grants to be able to purchase equipment that will help in the detection of Fentanyl, which is this dangerous deadly cutting agent, that too many members of our community and communities throughout the country have lost their lives because it is blended in with heroin and other types of substances. So that was encouraging that the senator wanted to come up here and speak in front of our police station on that.

Speaking of police officers, we will be swearing in new officers on Monday. As soon as we get all the details, that will be emailed out to you. It will be here at City Hall Chambers, I think at 10:00 a.m. For the first time in many, many, years. And I want to thank the Council for the retention program that you approved. We are seeing police officers transferring in and not transferring out. So that's very encouraging as the ranks of the force are increasing which is also given the department the ability to bring the traffic unit back up to full strength so we can concentrate on traffic safety. Also additional resources to the narcotics enforcement team which obviously is a very important part of our public safety initiatives here when it comes to the discourage of drugs.

The firefighter's exam is being given here in the county on April 27th.

The date to submit an application the cutoff date is March 6th, and you can go to the Dutchess County Human Resources website to get an application for the firefighter's exam.

Councilmember Cherry asked if it is 18 or 21 for the age.

Mayor Rolison responded, you know I couldn't print it out. I believe it's younger to take and then to appoint but I can get you that info It's it's right on the H.R. page.

Also there was a couple just a couple questions before and comments.

The one on the bleachers that were removed from Stitzel field. They were removed over the fall because of their condition. They were really way past their useful life, and in many cases needed to be removed because they were not as safe as they should be.

Also, Public Works and Brian Laffin Parks and Recreation Director looked at that, and also found that most people aren't using those bleachers. And so what we're going to be doing in the warmer months we're going to put some smaller temporary bleachers in there, and temporary I mean because they are going to be smaller. They're going to be there. They're not going to go anywhere. But there isn't just the use now for lots of people sitting on those bleachers. We may

find that with newer bleachers we may we may see that and we'll increase that.

Also there was just a quick comment on positions in DPW. All positions in DPW are advertised and staffed. We don't keep vacancies open there any more than we do in any other departments. So that is my report Madam Chair.

I just want to end with yesterday was the eighth anniversary of the death of a police officer, and now Detective John Falcone who eight years ago at 1:07 p.m. answered his final call in protecting people of this city. And that day protecting and saving people who didn't live in the City of Poughkeepsie. They were here. And unfortunately he lost his life in the protection of a 3 year old girl. So it was great again to be able to see the Falcone family, and officers from around the area came for a brief memorial service at that site, on the street that is named after him. So if you would indulge me to ask Madam Chair for just a quick moment of silence for Detective John Falcone.

As we remember him as he lost his life eight years ago yesterday.

Thank you.

VII. MOTIONS AND RESOLUTIONS:

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

R E S O L U T I O N (R-19-27)

INTRODUCED BY COUNCILMEMBER FINNEY

WHEREAS, in accordance with City Charter §6.08 and Administrative Code §15.05, the Common Council of the City of Poughkeepsie is authorized to make appointments of City residents to serve on the City of Poughkeepsie Board of Ethics; and

WHEREAS, all appoints to the Board of Ethics are currently vacant; and

WHEREAS, it is in the best interest of the City of Poughkeepsie and its citizens that the Board of Ethics should have a full complement of members in order to properly conduct the business required of the Board;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following individuals to the Board of Ethics for a two (2) year term:

Patricia Miller
Gregory Gartland

Official Minutes of the Common Council Meeting of February 19, 2019

Colleen Kinnary McCabe
Eric Bradford

SECONDED BY COUNCILMEMBER MCNAMARA

R 19-27						
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

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

RESOLUTION
R19-28
EXTRACT OF MINUTES
[Taylor Avenue Sink Hole Repair]

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on February 19, 2019 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chair Pro Tem Cherry, and, upon roll being called, the following members were:

PRESENT:

Councilmember Sarah Brannen
Chair Pro Tem Cherry Natasha Cherry
Councilmember Yvonne Flowers
Councilmember Lorraine Johnson
Councilmember Matthew McNamara
Councilmember Christopher D. Petsas
Councilmember Sarah A. Salem

ABSENT:

Council Chair Ann Finney
Councilmember Randall A. Johnson II

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Flowers, seconded by Councilmember McNamara, to wit;

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND SLIPLINING OF SEWER LINES IN THE VICINITY OF TAYLOR AVENUE AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$250,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The reconstruction and sliplining of sewer lines in the vicinity of Taylor Avenue are hereby authorized at an estimated maximum cost of \$250,000 and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen years.

SECTION 2. It is hereby determined that the aforesaid purpose described constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an aggregate amount not to exceed \$250,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with;

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

Official Minutes of the Common Council Meeting of February 19, 2019

SECTION 10. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 11. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Council Chair Ann Finney	VOTING Absent
Councilmember Sarah Brannen	VOTING Aye
Chair Pro Tem Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye
Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Absent
Councilmember Matthew McNamara	VOTING Aye
Councilmember Christopher D. Petsas	VOTING Aye
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

Approved: _____, 2019

Robert G. Rolison

Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 19th day of February, 2019 and entitled:

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND SLIPLINING OF SEWER LINES IN THE VICINITY OF TAYLOR AVENUE AND AUTHORIZING THE ISSUANCE

OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$250,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 20 day of February 20, 2019.

Deanne Flynn
City Chamberlain

Executive Summary–Not a part of the Resolution

This New Bond Resolution for **Taylor Avenue sink hole repair** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	Reconstruction and sliplining of sewer lines in vicinity of Taylor Avenue	15 years	\$250,000	\$0	\$250,000

Official Minutes of the Common Council Meeting of February 19, 2019

R 19-28						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

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

RESOLUTION R19-29 EXTRACT OF MINUTES [City Hall Parking Garage Project]

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on February 19, 2019 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chair Pro Tem Cherry, and, upon roll being called, the following members were:

PRESENT:

Councilmember Sarah Brannen
 Chair Pro Tem Cherry Natasha Cherry
 Councilmember Yvonne Flowers
 Councilmember Lorraine Johnson
 Councilmember Matthew McNamara
 Councilmember Christopher D. Petsas
 Councilmember Sarah A. Salem

ABSENT:

Council Chair Ann Finney
 Councilmember Randall A. Johnson II

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Flowers, seconded by Councilmember McNamara, to wit;

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING CITY HALL PARKING GARAGE PLUMBING, HEATING AND STRUCTURAL REPAIRS AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$160,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The City Hall parking garage project including replacement of plumbing, heater units and structural repairs, is hereby authorized at an estimated maximum cost of \$160,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 13 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

SECTION 2. It is hereby determined that the aforesaid purpose constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed \$160,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and

interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with;

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 10. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

Official Minutes of the Common Council Meeting of February 19, 2019

SECTION 11. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Council Chair Ann Finney	VOTING Absent
Councilmember Sarah Brannen	VOTING Aye
Chair Pro Tem Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye
Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Absent
Councilmember Matthew McNamara	VOTING Aye
Councilmember Christopher D. Petsas	VOTING Aye
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

Approved: February 19, 2019

Robert G. Rolison
Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 19th day of February, 2019 and entitled:

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING CITY HALL PARKING GARAGE PLUMBING, HEATING AND STRUCTURAL REPAIRS AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$160,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

Official Minutes of the Common Council Meeting of February 19, 2019

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 20th day of February, 2019.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary–Not a part of the Resolution

This New Bond Resolution for **City Hall Parking Garage Project** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	City Hall parking garage project including replacement of plumbing, heater units and structural repairs	10 years	\$160,000	\$0	\$160,000

R 19-29						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

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

RESOLUTION
R19-30
EXTRACT OF MINUTES
[Reconstruction or replacement of Clover Street Fire Station Roof]

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on February 19, 2019 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chair Pro Tem Cherry, and, upon roll being called, the following members were:

PRESENT:

Councilmember Sarah Brannen
Chair Pro Tem Natasha Cherry
Councilmember Yvonne Flowers
Councilmember Lorraine Johnson
Councilmember Matthew McNamara
Councilmember Christopher D. Petsas
Councilmember Sarah A. Salem

ABSENT:

Council Chair Ann Finney
Councilmember Randall A. Johnson II

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Flowers, seconded by Councilmember McNamara, to wit;

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION OR REPLACEMENT OF THE CLOVER STREET FIRE STATION ROOF AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$250,000 PURSUANT TO

THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The reconstruction or replacement of the Clover Street Fire Station roof is hereby authorized at an estimated maximum cost of \$250,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 90 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

SECTION 2. It is hereby determined that the aforesaid purpose constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed \$250,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other

Official Minutes of the Common Council Meeting of February 19, 2019

issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with;

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 10. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 11. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Council Chair Ann Finney	VOTING Absent
Councilmember Sarah Brannen	VOTING Aye
Chair Pro Tem Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye

Official Minutes of the Common Council Meeting of February 19, 2019

Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Absent
Councilmember Matthew McNamara	VOTING Aye
Councilmember Christopher D. Petsas	VOTING Aye
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

Approved: February 19, 2019

Robert G. Rolison
Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 19th day of February, 2019 and entitled:

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION OR REPLACEMENT OF THE CLOVER STREET FIRE STATION ROOF AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$250,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

Official Minutes of the Common Council Meeting of February 19, 2019

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 20 day of February, 2019.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary–Not a part of the Resolution

This New Bond Resolution for **Reconstruction or replacement of Clover Street Fire Station roof** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	Reconstruction or replacement of Clover Street Fire Station roof	10 years	\$250,000	\$250,000	\$250,000

R 19-30						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

5. A motion was made by Councilmember McNamara and seconded by Councilmember Lorraine Johnson to receive and print.

RESOLUTION
R19-31
EXTRACT OF MINUTES
[Replacement of Weigh Scale at Howard Street Transfer Station]

Official Minutes of the Common Council Meeting of February 19, 2019

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on February 19, 2019 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chair Pro Tem Cherry, and, upon roll being called, the following members were:

PRESENT:

Councilmember Sarah Brannen
Chair Pro Tem Natasha Cherry
Councilmember Yvonne Flowers
Councilmember Lorraine Johnson
Councilmember Matthew McNamara
Councilmember Christopher D. Petsas
Councilmember Sarah A. Salem

ABSENT:

Council Chair Ann Finney
Councilmember Randall A. Johnson II

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Flowers, seconded by Councilmember McNamara, to wit;

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE REPLACEMENT OF THE WEIGH SCALE AT HOWARD STREET TRANSFER STATION AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$100,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The replacement of the weigh scale at Howard Street Transfer Station, including reconstruction of the supporting foundation, is hereby authorized at an estimated maximum cost of \$100,000 and said amount is hereby appropriated therefor. It is hereby determined that said

purpose is an object or purpose described in subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

SECTION 2. It is hereby determined that the aforesaid purpose described constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an aggregate amount not to exceed \$100,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds

authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with;

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 10. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 11. This resolution shall take effect immediately. The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Council Chair Ann Finney	VOTING Absent
Councilmember Sarah Brannen	VOTING Aye
Chair Pro Tem Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye
Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Absent
Councilmember Matthew McNamara	VOTING Aye
Councilmember Christopher D. Petsas	VOTING Aye
Councilmember Sarah A. Salem	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

Approved: February 19, 2019

Robert G. Rolison

Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 19th day of February, 2019 and entitled:

BOND RESOLUTION DATED FEBRUARY 19, 2019

A RESOLUTION AUTHORIZING THE REPLACEMENT OF THE WEIGH SCALE AT HOWARD STREET TRANSFER STATION AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$100,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 20 day of February, 2019.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary--Not a part of the Resolution

This New Bond Resolution for **Replacement of Weigh Scale at Howard Street Transfer Station** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	Replacement of weigh scale at Howard St. Transfer Station	10 years	\$100,000	\$0	\$100,000

R 19-31						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

6. A motion was made by Councilmember McNamara and seconded by Councilmember Lorraine Johnson to receive and print.

R E S O L U T I O N (R-19-32)

INTRODUCED BY COUNCILMEMBER MCNAMARA

Fourth Ward Sewer Improvement Area agreement with the Manor Hill Mobile Home Park and the City of Poughkeepsie

WHEREAS, the City of Poughkeepsie and the Fourth Ward Sewer Area, (the, “Sewer Area”) of the Town of Poughkeepsie have previously entered into a municipal agreement dated March 15, 1998 making certain provisions for the ownership of the Joint Sewer Plant and the pre-treatment of industrial waste by users of the Sewer Area collection lines; and

WHEREAS, the parties wish, pursuant to Section 198.1(f) of the Town Law and Section 20(7) of the General City Law to provide for the connection of the Manor Hill Mobile Home Park, LLC (“Manor Hill”) to the Sewer Area in order to remedy a public health hazard created by a failing septic system; and

WHEREAS, the request from Manor Hill is for the collection and treatment of 9,000 gallons per day, average flow, which the Town of Poughkeepsie has sufficient capacity; and

WHEREAS, the agreement will also provide a formal enforcement role to the City which includes the right to monitor and sample the effluent generated at Manor Hill for compliance with pre-treatment standards and

WHEREAS, the Common Council of the City of Poughkeepsie has determined that this resolution constitutes a Type II action as defined by the New York State Environmental Quality Review Act and 6 NYCRR Part 617.5(c)(26) and (27), and

NOW THEREFORE,

BE IT RESOLVED, The Common Council of the City of Poughkeepsie, New York does hereby authorize the Mayor to execute the Fourth Ward Sewer Agreement between Manor Hill and the City of Poughkeepsie, a copy of which is attached hereto.

SECONDED BY COUNCILMEMBER LORRAINE JOHNSON

R 19-32						
☒ Accepted ☐ Defeated ☐ Tabled	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

VIII. ORDINANCES AND LOCAL LAWS:

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

**ORDINANCE AMENDING §13-175 OF THE
CITY OF POUGHKEEPSIE CODE OF ORDINANCES
ENTITLED “STOP SIGNS; LOCATIONS DESIGNATED”
(O-19-03)**

INTRODUCED BY COUNCILMEMBER FLOWERS

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

SECTION 1: Section 13-175 of the City of Poughkeepsie Code of Ordinances entitled “**Stop Signs; Locations Designated**” is amended by the **ADDITION** of the following language:

On Winnikee Avenue, at its intersection with Harrison Street and North White Street, both directions.

SECTION 2: This Ordinance shall take effect immediately upon adoption.

SECONDED BY COUNCILMEMBER MCNAMARA

BOLD and UNDERLINING INDICATE ADDITION
BRACKETS [] AND ~~STRIKETHROUGH~~ INDICATE DELETION

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

LOCAL LAW NO. 1 OF 2019

**A LOCAL LAW AMENDING THE ADMINISTRATIVE CODE OF THE CITY OF
POUGHKEEPSIE BY THE ADDITION OF ARTICLE VII-A ENTITLED,
“DEPARTMENT OF HUMAN RESOURCES”**

INTRODUCED BY COUNCILMEMBER CHERRY

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

Section 1. LEGISLATIVE INTENT

It is the intent of this local law to amend the City of Poughkeepsie Administrative Code by the addition of Article VII-A entitled “Department of Human Resources” which shall be responsible for insuring a fair and healthy work environment by providing high quality resources for its employees in a timely, efficient and professional manner, leading initiatives to develop high-performing employees, promoting applicable training opportunities throughout the organization, while seeking to maximize efficiencies and assure best practices in labor-management relations.

Section 2. AUTHORITY

This local law is adopted pursuant to section 16.01 of the Administrative Code and provisions of the Municipal Home Rule Law.

Section 3. The Administrative Code of the City of Poughkeepsie shall be amended by the addition of Article VII-A entitled “Department of Human Resources” as follows:

Section 7 ½ .01 Director of Human Resources

There shall be a director of human resources who shall be appointed in accordance with the charter, and who will report to the City Administrator. He/She shall be a person with knowledge of municipal employment practices, civil service rules and laws, and public-sector labor relations

Section 7 ½.02 Powers and Duties

The Director of Human Resources shall be responsible for the administration of personnel benefits, assisting in the negotiations of employee contracts, training of personnel, health , safety, long range strategic planning for personnel needs, and all other personnel functions assigned by the State and County to local municipalities.

The Director of Human Resources shall also be responsible for administering the City’s affirmative action policy, monitoring compliance with EEOC guidelines, and overseeing workforce diversity and inclusivity programs.

Section 4. Chapter 7, Section 7-76 of the Code of Ordinances entitled, “Equal employment opportunity affirmative action responsibilities” shall be amended as follows:

§ 7-76 Equal employment opportunity affirmative action responsibilities.

The responsibility section of this plan outlines the duties of management, supervisory personnel, the [Personnel] **Human Resources** Department and the equal employment opportunity/affirmative action office in the implementation of this affirmative action program.

- (a) *Poughkeepsie Common Council.* The City of Poughkeepsie's Common Council has committed the city to a policy of equal employment opportunity and pledges to continue to encourage the attainment of affirmative action objectives.
- (b) *City Administrator.* The City Administrator shall be responsible for ensuring that equal employment opportunity is a reality for every person and that all affirmative action objectives are being met in all of the city departments. Further, the City Administrator shall be responsible for consulting with the equal employment opportunity office concerning goals for job groups in the departments and providing appropriate assistance so that full implementation can be realized in every city department.
- (c) *Department heads.* Department heads are responsible for:
 - (1) Working actively and cooperatively with the City Administrator and the equal employment opportunity (EEO) office to coordinate and implement this policy in order to ensure that equal employment opportunity is a reality in the department.
 - (2) Establishing affirmative action goals and timetables, with the assistance of the EEO office

and, in consultation with the appropriate union, for recruiting, hiring and promoting minorities and women into job groups currently underutilizing them.

- (3) Reviewing on a semiannual basis the progress the department is making toward affirmative action objectives. This review is to be in report form and given to the equal employment opportunity office and the City Administrator.

- (d) ~~[Personnel Department]~~ **Department of Human Resources**. The ~~[Personnel Department]~~ **Department of Human Resources** shall receive all notices of job vacancies from all departments with job descriptions, giving minimum qualifications and duties that are job related. All job recruitment for vacancies shall be processed through the ~~[Personnel Department]~~ **Department of Human Resources**. The ~~[Personnel Department]~~ **Department of Human Resources** shall receive and post all job applications. The ~~[Personnel Department]~~ **Department of Human Resources** also shall arrange job interviews with all city department heads and complete appropriate applications of persons interviewed for employment. All applications must be returned to and kept in the ~~[personnel office]~~ **Department of Human Resources**. The ~~[Personnel Department]~~ **Department of Human Resources** shall coordinate all vacancies, recruiting, job selection, promotions, training, layoffs and terminations with the equal employment opportunity office. The ~~[Personnel Department]~~ **Department of Human Resources** shall be responsible for ensuring that the City of Poughkeepsie's equal employment opportunity policy is communicated to all job applicants. The department will regularly meet with the EEO office to review the effectiveness of the city's plan and will enlist the cooperation and active support of the EEO office.

Section 5. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.

SECONDED BY COUNCILMEMBER MCNAMARA

Official Minutes of the Common Council Meeting of February 19, 2019

LL-19-1						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Salem	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember McNamara	Voter	☒	☐	☐	☐
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Chairwoman Finney	Voter	☐	☐	☐	☒

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

- 1. FROM THE SALARY REVIEW COMMISSION**, a communication regarding their findings. Under Chairwoman's Comments
- 2. FROM COMMISSIONER OF FINANCE BRADY**, a communication regarding a proposed bond Resolution that would authorize borrowing for both the Washington St. Bridge and the Garden St. Bridge construction projects.
- 3. FROM BFJ PLANNING**, a presentation regarding update to the "Local Waterfront Revitalization Program."

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City of Poughkeepsie LWRP Update and Build-out Impact Analysis Project Overview

Briefing of the City Poughkeepsie Common Council
February 19, 2019

<http://cityofpoughkeepsie.com/lwrpupdate/>

Project Overview

The City of Poughkeepsie is updating its Local Waterfront Revitalization Program (LWRP) and performing a Build-out Impact Analysis for key redevelopment sites in the City's Waterfront Transit-Oriented Development District. The updated LWRP will reflect changes that have occurred in the Waterfront Revitalization Area since the City last adopted an LWRP in 1999, incorporate recommendations of recent planning efforts, and address resilience to flooding and sea level rise, principles of sustainable planning and smart growth, and strategies to boost economic development for the City.

The Build-Out analysis will provide an environmental analysis of land use and zoning, traffic, visual resources (views), community facilities (i.e. police, fire, schools, etc.), infrastructure (water and sewer), floodplain and stormwater, climate, and other potential impacts of the build-out of the six key redevelopment sites contained in the Redevelopment Strategy. This analysis will become a tool the City can use to assist the development community with site specific approvals of individual redevelopment projects. The Build-out Impact Analysis will contain methodologies for assessing potential environmental impacts, analyses of potential impacts, and identify potential measures to mitigate any identified impacts. These analyses can then be incorporated into the subsequent SEQR review of individual redevelopment projects. In addition, the analysis, where appropriate, may contain site-specific design-related recommendations that can assist the development community in the preparation of site plan drawings.

Process

The process, which is expected to take approximately 12 months, began with a kick-off meeting with the LWRP Working Group in early October 2018. We hold monthly Working Group Meetings, quarterly briefings with the WAC, and will meet with the Common Council at strategic moments throughout the process. A first public workshop was held on December 5th from 6-8 at the Mid-Hudson Heritage Center, with a second public workshop scheduled for March 7th from 6-8 at the Mid-Hudson Children's Museum. A public survey will go live in late-February. We propose to have a draft LWRP by late March 2019 with compliance with the New York State Environmental Quality Review Act (SEQRA) occurring during the spring of 2019. The Build-out Impact Analysis will be prepared simultaneously and each document will inform the other. See attached timeline for additional details.

Community Engagement Strategy

Input from members of the community is critical to developing a Waterfront Plan that is reflective of the aspirations and priorities of the City. We are reaching out to a wide range of stakeholders, including residents, property owners, business owners, City staff, community and environmental organizations, and others. The

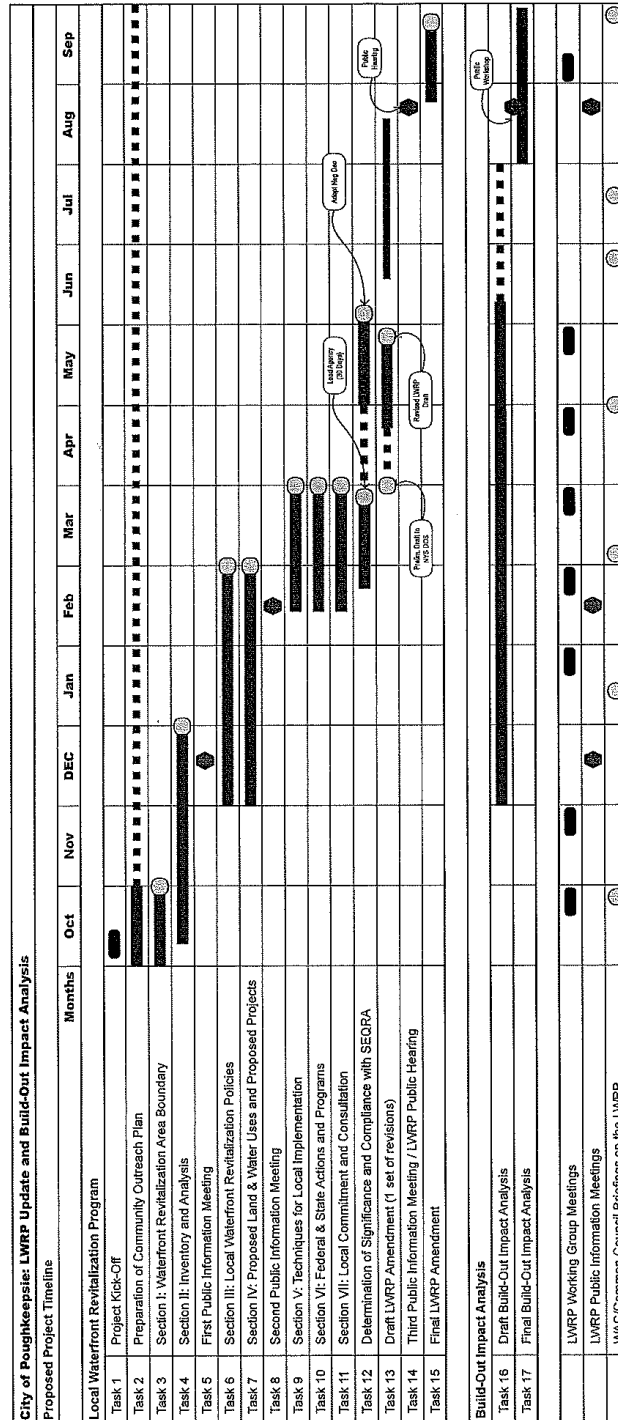
*Briefing of the Poughkeepsie Common Council
February 19, 2019*

1

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Community Engagement Strategy includes a variety of tools to reach local stakeholders, so members of the community have multiple ways to get involved:

- **Public Workshops:** We will hold three public workshops (including a public hearing) to allow members of the community to provide direct input during the process.
- **Public Survey:** We will administer a public survey (online and with hard copies), which will include questions about community values and concerns. The survey will be prepared as a web-based tool, in both English and Spanish and the BFJ team will spend two days using the intercept approach to drive traffic to the survey.
- **Stakeholder Focus Groups:** Three to four focus group meetings will provide an opportunity for different stakeholder groups to provide direct feedback on important issues. We will work with the Working Group, WAC and staff to identify inclusive groups that should be involved in the planning process. We have already met with Fall Kill area stakeholders and waterfront property owners and we will be meeting with local environmental organizations in late-February.
- **Online Tools:** The City has set-up a dedicated project website with updates on the process, meeting summaries and other project deliverables: <http://cityofpoughkeepsie.com/lwrpupdate/>



4. FROM COMMUNITY DEVELOPMENT DIRECTOR HESSE, a communication regarding the proposal of the Common Council declaring

themselves lead agency for the environmental review of converting Market Street to two-way.

5. **FROM COUNCILMEMBER CHERRY**, a communication regarding Community Benefit Agreements.
6. **FROM CLARICE PARKER**, a notice of property damage sustained on January 14, 2019. **Referred to Corporation Counsel**
7. **FROM MICHELE SMOOT**, a notice of personal injuries sustained on December 25, 2018. **Referred to Corporation Counsel**

X. NEW BUSINESS:

Councilmember Petsas would like to read into the record a resolute walk-on Resolution that we'll be voting on.

Councilmember Petsas: I would like to present an amendment to rule number V under the Rules of Conduct and Procedure.

The rule currently states of the presiding officer shall set the agenda of all meetings of the Common Council. If a Common Councilmember or the Mayor wish to add an agenda item to the meeting, they shall make the best efforts to submit the item to the presiding officer with a brief explanation of its purpose in advance to the meeting to which the item is proposed to be added. We are looking to add that agenda items may be added by Councilmember with the sponsor of the total of 3 council members.

Chairwoman Cherry: Now I know we have been very critical about walk-on agenda items.

So with that being the case and our charter does permit for public comment on any items added to agenda. Is there any public comment to be limited public comment?

Does anyone have any say to say before we go to vote?

Laurie Sandow-South Grand Avenue

Chairwoman Cherry: will be supporting this resolution tonight because I do not feel we should operate as a dictatorship. I mean even in Robert's Rules of Order you could have a sponsor and a co-sponsor and three members of the council can walk an agenda item onto the agenda.

So I think what this item is doing is only further making our rules coincide with Robert's Rules.

And there are several other rules, as you said Ms. Sandow that are out of sync that we should also revisit but I do feel like this is the only opportunity that we have to do this at this time and

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once we do this now we have the ability to walk stuff on agenda we can adjust the other rules that may not be in agreement with the Robert's Rules of Order.

Councilmember Salem: So I was just going to say just that. The rule in Robert's Rules of Order simply states that you can amend an agenda by majority vote.

Chairwoman Cherry: Are we going to vote or.

Councilmember Petsas: I think that Ms. hate to admit it but I think Ms. Sandow has a point here there probably should be a time frame put into here or amended where you know where we just can't slip in things like three people could sneak it in. So let's say that there should be a time frame that within a week is given before the actual meeting right.

Chairwoman Cherry: Before the printed agenda?

Councilmember Petsas: I think that that is a good point that is.

Like tonight that couldn't happen you know like unfortunately we have to do it this way because we can't do it the other way when she's sitting in the chair.

And I think there is validity that there should be an amount of time that we.

Chairwoman Cherry: So we can ask Ms, Flynn. In the past when I served as a chair there was a deadline for council member and when I was the chair for the newer council members I did allow my colleagues to place things on the agenda. All I required was respect to tell me this is what I wanted on the agenda.

And they could do it.

So it's kind of.

Councilmember McNamara: I was always under the impression that we had to get it to you by Friday noon.

Chairwoman Cherry: So this is new how we're operating now, that was always how it was.

Councilmember Brannen: agree that our bylaws should be in conformity with the Roberts Rules of Order. I also support the ability of the public to see items in advance. So perhaps Mr. Petsas you could amend the motion to include by the date of publication or something like that of the agenda.

Councilmember Petsas: Can we just do the first read then amend it at the following when we do vote on it or no.

Councilmember Brannen: responded, I think that we have to amend it now.

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Councilmember Petsas: So whatever way that gives the public the opportunity and that you know you know.

Councilmember Brannen: Can you read it and then just add it in time for the..

City Administrator Nelson: Councilman can you please read the motion again for the clerk.

Councilmember Petsas: OK. Agenda items may be added by a council member with the sponsor of a total of three council members, and it must be provided within a week of the prior

Must be provided prior one week prior.

To the council meeting or whatever forthcoming.

Chairwoman Cherry: No, prior to publication before it goes live.

Councilmember Petsas: Whatever way you want to.

Councilmember Cherry: Before it goes live on the Web site not before for the meeting.

Councilmember Brannen: One week before. Because that gives you that gives you the time of publication plus couple of days.

City Chamberlain Flynn: So my rule is I get the packet online five days prior to the meeting.

Councilmember Petsas: So that's a good rule so how about that. The resolution must be posted online five days prior.

City Chamberlain Flynn: Please read the entire thing into the record, so when I type it up tomorrow it's accurate

Councilmember Petsas: Agenda items may be added by a Council member with the sponsor of a total of three council members. With such resolution being posted five days ahead of meeting

Councilmember Brannen seconded the motion to amend.

Councilmember Petsas: So I'm going to make a motion to defer the vote to the next.

Someone needs to make a motion.

I think that's a good idea.

That that's what they said.

Not for no. Now.

Councilmember Cherry: Now I have to step in my chair hat though even I'm not the chair

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anymore. These are Council's rules. You can change council rules anytime. These are not local laws. They're not resolutions. You can change the rules of the council at any meeting.

City Administrator Nelson: So Madam Chair I respectfully think that you're incorrect on that. My recollection is that the council rules themselves were re-written to make it clear that changes to the council rules like certain other things required a first read.

In the absence of **Mr. Ackermann**, I did text him, and I did discuss this with Assistant Corporation Counsel Aqeel while you were in recess, and the consensus of the corporation counsel's office is that we can only do a first read tonight.

But if we make that motion.

Councilmember Cherry: But this is an Amendment so I would respectfully disagree with you. But if that counsel would like to defer we can.

Councilmember McNamara: And if we defer it will have to go on the next agenda. There's no ifs ands or buts about it. Because it will be a second read.

Councilmember McNamara: Motion to defer.

Councilmember Brannen: Second.

All those in favor.

Aye.

XI. OLD BUSINESS:

XII. ADJOURNMENT:

A motion was made by Councilmember Flowers and Councilmember Petsas to adjourn the meeting at 9:45 p.m.

Dated: June 12, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on February 19, 2019

Respectfully submitted,

**Deanne L. Flynn
City Chamberlain**