



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, December 6, 2021 6:30 p.m.

Virtual / Zoom

Welcome to the regularly scheduled meeting of the City of Poughkeepsie Common Council the date is December 6, 2021, and the time is 6:33 pm.

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

Let's all recite the pledge of allegiance.

I. PLEDGE OF ALLEGIANCE:

ROLL CALL – Six present, 3 absent at time of roll call (Late arrival: Councilmembers Cherry & L. Johnson)

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

NONE

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

1. Laurie Sandow, S. Grand Ave. (submitted written comments)

Had I been allowed to speak at the November 15 Council meeting, I would have started by addressing the illegal Executive Session at the Council's November 1st meeting, which violated Open Meetings Law. But instead it's necessary to begin by addressing how and why I was unable to speak at the last meeting, and that is because—in violation of procedure that forbids people from adding more than their own name to the public comment list—Sarah Salem, in concert with the Chamberlain, allowed just two people from just two organizations—organizations

that “happened” to have endorsed Salem’s re-election campaign—to submit running lists for 59 people who couldn’t even be bothered to register on their own.

Those same organizers somehow began lobbying councilmembers before the meeting agenda was even posted. How did they learn about this agenda item before it was posted? And though Salem, as usual, was illegally non-responsive to Freedom of Information requests, one of Salem’s emails included this exchange with one organizer: “Do you have any way of letting me know who will be sharing and under what name? That would help me get the right person promoted and able to speak. ... Thanks, Sarah” Brahvan, The deadline is 4 pm the day of the meeting. For example, people interested in making a comment the next meeting must email Jasmin prior to 4 pm Monday, November 15. Do you have any way of letting me know who will be sharing and under what name? That would help me get the right person promoted and able to speak. Please send me these details prior to 4 pm on the day of the meeting- so November 15. I won't have enough time to check my email after that. Are you able to send this information prior to 4 pm on November 15? Thanks, Sarah

To ice the cake, when another councilmember asked Salem to allow speakers who wanted to address more than Good Cause Eviction, Salem dishonestly answered that they had no way of knowing what people wanted to talk about, even though Salem had full knowledge of the organizations, organizers, and purpose behind at least 59 registrants. I also call attention to the fact that the Chamberlain has not provided meeting minutes since October 18th—a violation of Open Meetings Law §106 which states in part that: “Minutes of meetings of all public bodies shall be available to the public ... within two weeks from the date of such meeting...”

Going back to the illegal Executive Session at the November 1 Council meeting, which violated Open Meetings Law requiring a motion for Executive Session identify the subject to be considered, as one of many members of the public left in the lurch, I wonder about its unidentified subject. Could it have been about: — How Salem, Brannen and Menist—entirely without authority—have made secret attempts to negotiate a settlement with Bonura? —Or about Mike Lund’s recent buildout at the Ice House, even knowing that his license had expired and was being terminated; illegally installing another business with the aid of former City employee Gary Beck, and circumventing a pending RFP. Or maybe it was about the City’s Building Department issuing a Stop Work order and then allowing work to resume, seemingly unaware of Lund’s terminated license. —Could it be about the City’s secret Wheaton Park settlement negotiations, a holdover fiduciary breach spearheaded by disgraced former Mayor Tkazyik, who is now employed at the Board of Elections? — Is everyone aware that Salem is non-responsive to even the Ethics Committee, effectively stopping them dead in their tracks? Or aware of

the Council's continuing failure to assemble a Redistricting Committee? continued obstruction of the City's Local Waterfront Revitalization Program (LWRP)? And on and on... The list is long, and three minutes is short. Time and again, Salem rules the Council with secrecy, favoritism and lawbreaking, and not with democracy.

2. Kevin Carswell

3. Brian Robinson,

4. Joan Mandle

5. Darrett Roberts, 140 Franklin St.

IV. CHAIRPERSON'S COMMENTS AND PRESENTATIONS:

And so now we move to chairperson's comments. I hope everybody had a really great Thanksgiving holiday. And I do want to call out November was the month to celebrate indigenous culture and indigenous people. And I read a land acknowledgement at the beginning of every meeting to honor and draw attention to and shared learning surrounding the indigenous cultures in the land that the original inhabitants of the land that we live on and we enjoy, we get benefit from profit from. And so I like to take that into my Thanksgiving holiday and really think about indigenous cultures that contribute to much of the food that we share on Thanksgiving and have contributed to the land around us in respect and honor for the environment. And so if you want to learn a little bit more on that, I can send you some links as to why the land acknowledgement in the beginning of meetings is important and the origin of Poughkeepsie in indigenous culture, which is actually there's a nice plaque and I know many of the council members know this and probably all of City administration on City Hall as you enter the building that says a lot of what I say about the name Poughkeepsie and the indigenous string of words that it came from. So just take a look at that and you get a chance on your way in or out of City Hall. Again, I hope everyone had a nice and enjoyable holiday.

This past Friday was the festival of lights, which we hadn't been able to celebrate the past couple of years because of the coronavirus pandemic. So it was very, really good to see it back and great to see folks out on the street having a good time. I want to thank the city administration, DPW for cleaning up the streets.

I saw them out there picking the streets, you know, two days prior even to the event, and it looked really great out there. And everyone, all the city departments and agencies for, you know, making the parade really just flow seamlessly to the organizations, the community members, artists, everyone that participated to make the event a really, really, really great one. And the fireworks at the end were a really, really nice surprise. So it's always good to see fireworks.

I do want to also call out that I know folks commented tonight about funding in, you know, budget funds and where we should allocate some of those. Tonight, we will be

setting a public hearing for the budget. So there will be another opportunity for folks who are interested in making a comment and have ideas about how we should be allocating our funds this year and that date, of the resolution passes will be Monday, December 13 at six p.m.

So once that is ready to go, there will be a link on the city website for you to register. And if you're interested in making a comment, that's a good time to do that and what the timing works out really well because we'll have the public hearing for the budget and then council member Menist who is the chair of the Finance Committee.

We'll have a finance committee meeting and then we'll have an opportunity to bring the budget up with amendments and suggestions from all council members and the public for a vote prior to the end of the year. So again, I want to flag that date for everyone December 13, six p.m. And that is, of course, pending the resolution to set the public hearing tonight.

Then finally, I want to keep my comments short. I do want to shout out an event that's been planned for tomorrow night, December 7th at 6:30 p.m. That'll take place at 505 Main Street, which is the public safety building right here on Main. It's called "Shut Up and Listen." It's being coordinated by city county legislators and to discuss a forum to discuss mental health in the black and brown community. Again, that's tomorrow night at 6:30 505 Main Street, which is the public safety building. And it looks like it will be a good discussion, needed and necessary discussion. And I just want to thank the county legislators about two of whom that represent the city, one that represents the town county legislator, Johnson County Legislator Atkin's and county legislator Giancarlo for coordinating that meeting and that public forum and encourage everyone to get out to that.

And with that, I will conclude my comments and we can move to the mayor's comments.

V. MAYOR'S COMMENTS

Thank you chair, good evening everybody. As to just kind of follow up what you had said chair on Celebration of Lights, which we did not have last year because of the pandemic. This year, we were able to do it. I believe this is either the 26th, the 27th year that the celebration of lights is taking place in Poughkeepsie and it would not happen without the work of Chris Silva and the Bardavon and the River District Business Association, who had been the prime sponsors of this to help make this happen. And I think it was really great that so many of us on the council and other community members were able to be there. The turnout was pretty spectacular.

It may have been one of the larger parades that we have had, at least in my memory, with the amount of floats and individuals that were participating in this year's parade. It was different because we did not encourage marching per se because of COVID guidelines, and many of the marchers were from local school districts. So we,

while we saw less of that, we saw more of other things, and it really was just a great night. And as you said, share a lot of work goes into this, really. The Department of Public Works has been working on decorating of various spots of the city and the parade route for almost probably two weeks. It takes that long to get those lights replaced up, run tested and then all the other work that takes place in and around the parade route to make sure that it's accessible for folks. The police department has a very big plays a big part in the safety of this.

We had, I think, upwards of 15 police officers working on the parade route and the side streets to make sure that it was safe. We took additional safety precautions this year to make sure that everyone participating and doing it could see it, along with the fire department, which obviously always plays an important role in making sure that Santa is safely taken from the beginning of the parade route down to the end. And also our parking department plays an important role as well. And I just think, you know, in closing on that it was needed for all of us. It was a great evening and it really just showed that people were ready to get together again to celebrate the holiday season, to celebrate, you know, the greatness of this community. It was a great night.

New playground at Spratt Park has been installed. That was the generous donation of the McCann Foundation. The other one, which was in need of repair. McCann's Foundation wanted to do something for Spratt, obviously, because of their presence right in that area there with the golf course, and we're really happy that they were able to do that with a successful gun buyback program over the weekend.

This is the second one we've done in conjunction with the Attorney General's Office, Letitia James. Fifty six firearms were taken off the street. That is a really good number at any number is a good number, but fifty six is a is a really good number and I'm glad that our police department partnering again with the AG's office to do this, and I'm sure we'll probably see additional gun buybacks because obviously they do provide a measure of safety to the community and to our police officers and people are participating in them. So that that's really a good thing.

We've got some new changes for our website as it relates to FOILs. This is a brand new online portal. We're using software called Just FOIA software. It's to better serve and access the request process. And also it sort of coordinates that also to for the departments within the city that that get FOIL requests and be able to track them and to be not only user friendly, but also to be timely, friendly. And that is something because obviously a city the size we do get, you know, a fairly decent amount of Foil requests. And we want to make sure that not only do we follow the guidelines and the protocols in the timing, but it should be as easy as possible for individuals that want to use the FOIL System to gain information on their city government.

Talk a little bit about housing rent relief funding. We had funded Hudson River Housing earlier in the pandemic, approximately \$220,000 in rent relief funding. Because we recently in about the past two weeks, we had monies returned from the small business enterprise grants, we've reallocated that money that's 150,000

immediately to Hudson River Housing to go back into the rent relief program. They have additional applications for rent relief in the city of Poughkeepsie. And that CDBG money cannot be used. County CDBG and those funds cannot be used in the city, so those funds have to come from the city, and we were very happy to provide those funds that we received back right to Hudson River Housing so they could do the most good. Also, when I know it bears repeating is that we have also allocated a 100,000 to legal services of the Hudson Valley for an eviction attorney to be present in city court when the eviction moratorium will be lifted. Don't know when that is, but at this point we're ready to go along with legal services of the Hudson Valley.

Want to just give you as an end bit of information, the school district and the city and the county recently met on additional programming for Poughkeepsie City school district students as it relates to youth and policing and understanding. There is a program called YPI, Youth Police Initiative, which has taken place in the city of White Plains for approximately 15 years. It is been deemed a success there, obviously, because it's been there for 15 years or so. The measurements are there and the county is going to be paying for this program to come here to our school district in the city, which will be starting after the first of the year.

And essentially what that is six police officers, two from the city, three from the sheriff's office and one from the state police are going to be trained in this program, along with Poughkeepsie City School District students. And they will. It's kind of a train the trainer program, and this will set the program in motion to continue for not only this year but into next year as well. We're really excited about this partnership and again, that this is a proven program and it is not necessarily a program that is going to tell people about careers and law enforcement, which we have.

This is more about the roles, the feelings and in trying to put each other in each other's shoes of how people feel about policing, public safety and how the individuals on the student side feel about their communities. And it is a very interactive initiative, and we look forward to being able to see and report to you on how that is going to play out. We're going to be identifying through various sources the students that will participate in that, obviously of their own choice.

Chair, that's my report for this evening.

VI. REPORTS OF COMMITTEES AND BOARDS:

Chair Salem: Councilmember Menist, can you just give us an update as to when the next Finance Committee meeting will take place?

Councilmember Menist: Next Finance Committee meeting will be Thursday, December 16th. Let me just make sure it is a Thursday. I believe it is, yes. Next Thursday, December 16th, three days after the budget hearing on the

13th, and we will have a more in-depth discussion on the 16th about the budget for 2022, as well as the American Rescue Plan funding spending.

The agenda for that will be forthcoming by the end of this week or early Monday morning will be posted, but the meeting has been posted on the website for over a month now.

VII. MOTIONS AND RESOLUTIONS:

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

1. **R-21-82**, Resolution setting a Public Hearing on the 2022 Budget

(R-21-82)

INTRODUCED BY CHAIR SALEM:

WHEREAS, the Common Council has received the Mayor's proposed 2022 budget for the City of Poughkeepsie along with the budget message from the Mayor; and

WHEREAS, the City of Poughkeepsie Administrative Code section 14.04 requires that upon such receipt, the Common Council shall set a public hearing thereon, giving the public notice of at least five (5) days in the official newspaper; and

WHEREAS, the Common Council of the City of Poughkeepsie is desirous of setting such public hearing.

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie shall hold a public hearing to receive comment from the public concerning the proposed 2022 budget on Monday, December 13, 2021 at 6:00 p.m., and the Chamberlain is hereby directed to publish proper notice of the above hearing.

SECONDED BY COUNCILMEMBER _____.

R-21-82						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☐	☐	☐	☒
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

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

2. **R-21-83**, Resolution introducing a Local Law and setting a public hearing on converting from Tax Lien Sales to In REM foreclosure for the enforcement of delinquent property taxes

RESOLUTION OF THE CITY OF POUGHKEEPSIE COMMON COUNCIL SETTING A PUBLIC HEARING REGARDING THE PROPOSED LOCAL LAW ADOPTING THE STATE PROVISIONS FOR THE ENFORCEMENT OF UNPAID TAXES, FEES AND ASSESSMENTS AND REPEALING THOSE PORTIONS OF THE CITY'S ADMINISTRATIVE CODE PROVIDING FOR THE LOCAL ENFORCEMENT OF UNPAID TAXES, FEES AND ASSESSMENTS

(R-21-83)

INTRODUCED BY COUNCILMEMBER BRANNEN:

WHEREAS, currently the City of Poughkeepsie enforces delinquent taxes, fees and assessments pursuant to its Administrative Code through the annual sale of tax liens having opted out of Article 11 of the Real Property Tax Law; and

WHEREAS, the Common Council is considering adopting Article 11 of the Real Property Tax Law to enforce unpaid taxes, fees and assessments and repealing those portions of the City's Administration Code providing for local enforcement; and

WHEREAS, the Common Council seeks to hold a public hearing in order to gather public input and comment regarding the proposed local law; and

NOW THEREFORE,

BE IT RESOLVED, that the Common Council shall call a public hearing on the proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:00 o'clock P.M., on December 13, 2021; and

BE IT RESOLVED, that the City Chamberlain is authorized and directed to publish or cause to be published a Notice of Public Hearing in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER _____.

R-21-83						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

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

3. **R-21-84**, Resolution confirming Rebecca Valk, Esq. as Corporation Counsel

R E S O L U T I O N
(R-21-84)

INTRODUCED BY CHAIR SALEM_____:

WHEREAS, the office of Corporation Counsel is appointed by the Mayor pursuant to the City Charter §3.02(b); and

WHEREAS, the appointment of a Corporation Counsel by the Mayor is subject to confirmation by the Common Council; and

WHEREAS, the Mayor has determined to appoint Rebecca Valk to the office of Corporation Counsel, and has submitted such appointment to the Common Council for confirmation; and

WHEREAS, the Common Council finds that it is in the best interest of the City of Poughkeepsie for the Mayor's appointment to be confirmed; and

NOW, THEREFORE,

BE IT RESOLVED, that the Mayor's appointment of Rebecca Valk to the office of Corporation Counsel be, and the same hereby is confirmed.

SECONDED BY _____.

R-21-84						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

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

4. **SEQRA Resolution R-21-85 and Sale R-21-86**, Resolution approving the sale of 165 N. Hamilton Street

**NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW
ACT (SEQRA) RESOLUTION REGARDING A SALE OF
CERTAIN CITY OWNED PROPERTIES
(R-21-85)**

BY COUNCILMEMBER FLOWERS :

WHEREAS, the Common Council of the City of Poughkeepsie is considering the sale of city owned property located at 165 North Hamilton Street and identified as Tax Map No: 6162-55-279377; and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. In accordance with Section 617.5(a)(1) of Title 6 NYCRR, the Common Council determines that the above described action is subject to SEQRA; and
2. In accordance with Section 617.5(a)(2) of Title 6 NYCRR, the Common Council determines that the action does not involve a federal agency; and
3. In accordance with Section 617.5(a)(3) of Title 6 NYCRR, the Common Council determines that the above described action does not involve any other agencies; and
4. In accordance with Section 617.5(a)(4) of Title 6 NYCRR, the Common Council classifies the above described action as an unlisted action. The Common Council in making such classification considered Section 617.12 of Title 6 NYCRR and determined that the above action did not fall into any of the categories listed under Type I, and also considered Section 617.13 of NYCRR and determined that the above described action did not fit under any of the categories listed under Type II Actions, thus reaching the conclusion that it is to be considered an unlisted action; and
5. In accordance with Section 617.5(a)(5) the Common Council determines that the above described project will not require a long EAF since the short EAF provides sufficient information; and
6. The Common Council officially makes a determination of non-significance in that the proposed sale of properties are not expected to result in a significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary; and

7. This determination shall be considered a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law; and
8. The City Chamberlain shall maintain a file of this determination as well as the attached EAF which is hereby made a part of this resolution.

SECONDED BY COUNCILMEMBER _____ .

R-21-85						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☐	☒	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

R E S O L U T I O N (R-21-86)

INTRODUCED BY COUNCILMEMBER FLOWERS :

WHEREAS, the City of Poughkeepsie has previously taken title to a lot improved with an accessory structure known as 165 North Hamilton Street (Tax Map No: 6162-55-279377), in the City of Poughkeepsie by reason of unpaid taxes; and

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

WHEREAS, an offer has been received from Nick Dykhousé to purchase the property for the sum of \$8,000.00; and

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

WHEREAS, the Common Council hereby finds that the offer from Nick Dykhousie is in the best interests of the City of Poughkeepsie; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby makes the following determinations: (a) that there is no existing municipal purpose or need for this property, and (b) that the sale price and conditions imposed herein represent fair and adequate consideration for the conveyance; and be it further

RESOLVED, that the offer from Nick Dykhousie to purchase premises known as 165 North Hamilton Street (6162-55-279377), in the City of Poughkeepsie for the sum of \$8,000.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

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

- A. That the Purchaser shall within thirty (30) days of the date of this resolution, take title to such property.**
- B. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;**
- C. Purchaser shall merge the property with the adjacent property it currently owns located 163 North Hamilton Street.**
- D. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and**
- E. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law; and**

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

SECONDED BY COUNCILMEMBER _____.

R-21-86						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☐	☒	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

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

5. **R-21-87**, Resolution introducing a Local Law and setting a Public Hearing to amend certain residency requirements for the position of Fire Chief

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING
(R-21-87)**

INTRODUCED BY COUNCILMEMBER L. JOHNSON & FLOWERS

BE IT RESOLVED, that an introductory Local Law, entitled “Local Law Amending Section 15.08(e) of the Administrative Code of the City of Poughkeepsie, New York”; and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

BE IT FURTHER RESOLVED that the Council shall hold a public hearing on said proposed local law at 5:45 o’clock P.M., on December 20, 2021, and such hearing will be held via videoconferencing (as permitted by the NYS Open Meetings Law); and

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

SECONDED BY COUNCILMEMBER _____ .

R-21-87						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☐	☒	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☐	☒	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

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

6. **R-21-88**, Resolution setting a Public Hearing regarding the proposed amendments to section 19-6.4 of the code of the City of Poughkeepsie entitled “Natural Resources”

**RESOLUTION OF THE COMMON COUNCIL SETTING A PUBLIC HEARING
REGARDING THE PROPOSED AMENDMENTS TO SECTION 19-6.4 OF THE CODE
OF THE CITY OF POUGHKEEPSIE ENTITLED “NATURAL RESOURCES”
(R-21-88)**

INTRODUCED BY CHAIR SALEM _____ :

WHEREAS, the Common Council adopted Local Law No. 2 of 2019 on September 9, 2019, thereby amending Chapter 19, Article VI of the Code of the City of Poughkeepsie by adding section 19-6.4 entitled “Natural Resources” and the attached Natural Resource Inventory (“NRI”); and

WHEREAS, section 19-6.4(2) acknowledges that the NRI as adopted by the Common Council may be amended from time to time; and

WHEREAS, the Common Council is considering changes to section 19-6.4 and the attached NRI as provided in the “List of Addendums” that details the proposed amendments to the NRI; and

WHEREAS, the Common Council seeks to hold a public hearing in order to gather public input and comment regarding the proposed amendment to section 19-6.4; and

NOW THEREFORE,

BE IT RESOLVED, that the Common Council shall call a public hearing on the proposed updates to section 19-6.4 and the attached NRI at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:00 o’clock P.M., on January 10, 2022; and

BE IT RESOLVED, that the City Chamberlain is authorized and directed to publish or cause to be published a Notice of Public Hearing in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER _____.

R-21-88						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☒	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

VIII. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

1. **A COMMUNICATION FROM CITY FINANCE COMMISSIONER DR. MARTINEZ**, regarding a Fourth Quarter budget transfer to cover COVID related budget gap pursuant to the American Rescue Plan Act

A motion to defer the remainder of the petitions to Corporation Counsel for was made by Councilmember Brannen and seconded by Councilmember Menist.

2. **FROM SAGER MAZ ENTERPRISES, LLC**, a notice of intent for The Thinkubator Nutrition, Inc. to obtain a Liquor License
3. **FROM SYLVIA JAMAICAN RESTAURANT, INC.**, a notice of intent for Sylvia Jamaican Restaurant to obtain a Liquor License
4. **FROM ALVARATTA LLC.**, a notice of intent for Christian's PP LLC to obtain a Liquor License
5. **FROM DONALD J. CIAGO**, a notice of personal injury sustained on August 10, 2021.
6. **FROM BERRY PITTMAN JR.**, a notice of personal injury sustained on August 22, 2021.
7. **FROM KIM GREEN**, a notice of personal injury sustained on or about August 30, 2021.
8. **FROM JOSHUA STRATTON**, a notice of property damage sustained on September 2, 2021.
9. **FROM ANNMARIE GARCIA**, a notice of personal injury sustained on or about September 10, 2021.
10. **FROM CORINTHIAN DIMMIE**, a notice of property damage.

At 9:05pm a motion was made to suspend the regular meeting to enter Executive Session by Councilmember Brannen and seconded by L. Johnson.

IX. EXECUTIVE SESSION: REGARDING COLLECTIVE BARGANING MATTERS

At 9:54pm a motion was made to end the Executive Session and resume the regular meeting by Councilmember Brannen and seconded by McClinton.

Resolution R-21-89, approving the Collective Bargaining Agreement between the City of Poughkeepsie Professional Firefighters Association Local 596, International Association of Firefighters

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

R E S O L U T I O N
(R-21-89)

INTRODUCED BY COUNCILMEMBER CHAIR SALEM_____:

WHEREAS, the most recent Collective Bargaining Agreement between the City of Poughkeepsie (the “City”) and Poughkeepsie Professional Firefighters Association Local 596, International Association of Firefighters, AFL-CIO expired on December 31, 2020; and

WHEREAS, representatives of the City and Fire Department Union have negotiated on and settled upon certain financial terms and conditions to modify said Collective Bargaining Agreement which are set forth in the Memorandum of Agreement annexed hereto and made a part hereof; and

WHEREAS, the Fire Department’s membership has ratified the terms of the Memorandum of Agreement; and

WHEREAS, it is the desire of the Common Council to authorize and approve the financial terms of the Memorandum of Agreement; and

WHEREAS, the Common Council 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,

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council does hereby authorize and approve the proposed settlement of the collective bargaining negotiations between the City and the Fire Department Union for a successor agreement for the period January 1, 2021 to December 31, 2023, containing the financial terms substantially in the same form and substance as set forth in the Memorandum of Agreement annexed hereto; and be it further

RESOLVED, that the Common Council does hereby authorize the Mayor to enter into a successor agreement with the Poughkeepsie Professional Firefighters Association Local 596, International Association of Firefighters, AFL-CIO, containing financial terms substantially in the same form and substance set forth in the Memorandum of Agreement annexed hereto, and be it further

RESOLVED, that this resolution shall take effect immediately.

SECONDED BY COUNCILMEMBER _____.

R-21-89						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Flowers	Voter	☐	☐	☐	☐
	Councilmember McClinton	Votes	☒	☐	☐	☐
	Councilmember Cherry	Voter	☒	☐	☐	☐
	Councilmember R. Johnson	Voter	☒	☐	☐	☐
	Councilmember Menist	Voter	☒	☐	☐	☐
	Councilmember Petsas	Voter	☐	☐	☐	☒
	Councilmember L. Johnson	Voter	☒	☐	☐	☐
	Councilmember Brannen	Voter	☒	☐	☐	☐
	Chair Salem	Voter	☒	☐	☐	☐

A motion to suspend rules to allow City of Poughkeepsie Fire Department Union President Nick Bucher to speak about the Collective Bargaining Agreement and was seconded by Councilmember Brannen.

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. ADJOURNMENT

A motion was made by Councilmember Brannen and seconded by Councilmember Cherry to adjourn the meeting at 10:37pm.

Dated: December 16, 2021

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, December 6, 2021.

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain

