



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, March 18, 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL- All Present

II. REVIEW OF MINUTES:

CCM 12-17-18						
☒ 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	☒	☐	☐	☐

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

ADD:

VII. MOTIONS AND RESOLUTIONS:

- 1. RESOLUTION R19-42**, recognizing the New York State Champion Poughkeepsie High School Varsity Basketball Team.

Chairwoman Finney: Thank you. At this point we're going to change the agenda order, very briefly and bring forward Resolution 19-42 sponsored by Councilmembers Cherry and Flowers and by me. Ms. Cherry would you like to take it.

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

Councilmember Cherry: So, as you all know the Poughkeepsie High School basketball team are now our 2019 state champion. And not only are these state champions, they were successful in unifying our community. I'm one of the people who have been to almost every game, watch these young men grow up from elementary school. They were in our first class of SABP where Ms. Flowers and Mr. Bennerman and I worked with them in fourth and fifth grade. They're scholars. They're gentlemen and they so deserve this. But it was nice to see the progression throughout the year. We've got more and more fan base.

First of all where are my parents?

There's a lot of parents teen parents where is my team family at. Raise your hands. Give it up for my team family. There's others they're hiding. They don't want to stand.

But it was nice to watch the progression of the people coming together, coming to these games and as we got closer and closer and more people came more people got involved, and it really united all of us. And yesterday was just a fantastic day for the City of Poughkeepsie. Everyone was so proud to be a Poughkeepsie resident yesterday. The Fire Department was out, the Police Department was out, the city was out, and the people were out. The children were out. It was just so nice. And on top of it on top of being number one we haven't been state champions here in Poughkeepsie since 1995 when I was in 11th grade. Twenty four years ago. But for the county it's also been 20 years since 1999. So this was a long time coming and it sends a big message that Poughkeepsie is number one. We're back on top and we're here to stay.

So, what better way to memorialize the effort of these young men these young men and unifying of our community than to officially proclaim March 16th, that was the day they won a championship as "Pioneer Day". Yes Pioneer Day. And that's not only for Poughkeepsie alum. That's Poughkeepsie residents, its people who pick people Poughkeepsie schools. But we're all pioneers once a pioneer always a pioneer and our Pioneer Day from now on. And I'm sure the mayor will plan some great things. We'll wear our blue and white. We'll celebrate our city and we'll come together just like we did yesterday. Does that sound like a good idea?. Should we do it?. I'm going to just briefly read this resolution so we can vote for this and then we'll officially have March 16th as Pioneer Day.

**R E S O L U T I O N
(R19-42)**

**INTRODUCED BY COUNCILMEMBER CHERRY, CHAIRWOMAN FINNEY AND
COUNCILMEMBER FLOWERS:**

**RESOLUTION RECOGNIZING THE NEW YORK STATE CHAMPION
POUGHKEEPSIE HIGH SCHOOL VARSITY BASKETBALL TEAM**

WHEREAS, on March 16, 2019, the Poughkeepsie High School Boys' Varsity Basketball Team won the State Championship in their division, and

WHEREAS, this Championship is the first state Championship won by Poughkeepsie High School since 1995, and

NOW THEREFORE,

BE IT RESOLVED, that March 16 is hereby designated PIONEER DAY in the City of Poughkeepsie, in honor of the basketball champions and in recognition of the support and pride that all the community has for these student athletes and their classmates, teachers, coaches, families and friends, and be it further

RESOLVED, that in further recognition of the importance of our school community and of our mutual commitment to the schools and their vital significance to the City of Poughkeepsie the Mayor and the City Administrator will organize an annual city-wide observations of a suitable character to commemorate this commitment and the accomplishments of the Poughkeepsie City students, as demonstrated by this 2019 State Basketball Championship; and be it further

RESOLVED, that the first such observation will be held no later than May 30, 2019, and that future PIONEER DAY observations will occur on or about March 16 annually.

SECONDED BY COUNCILMEMBER RANDALL JOHNSON

Councilmember Cherry: Councilwoman Flowers would you like to add?

Councilmember Flowers: I'll just say that attending the games, and I was able to attend some of the games and seen all the encouragement and support on Facebook for these gentlemen. I really appreciate the way the community came out. I'm really proud of these young men how they acted on and off the court and so appreciate their efforts and the efforts of everyone in community. The one thing that I didn't notice and I just wish that this kind of support and encouragement continues on because it's not just what the basketball team it's with our other kids throughout our district. And can you imagine of all the support that we gave our kids that we gave to this team how much things can change in our school district. So I'm just hoping that we continue this momentum and give that same encouragement and support to all our kids and being there for them just in the same way so I just want to add that comment.

R 19-42						
☒ 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	☒	☐	☐	☐

Councilmember Cherry: So this Saturday at 9a.m. in Glens Falls we play for the Federation. We have never won the federation games. That's a step above the state level that's a tri state area. We play Lincoln Douglas High School and New York City. If you can join us in Glens Falls let's route our boys. Let's go all the way from Federation. Let's go Pioneers.

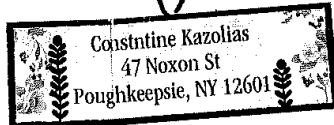
IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Warren Jones:

Constantine Kazolias 47 Noxon Street

FIRST KUDOS TO THE P.H.S. BASKETBALL TEAM BECOMING NYS CHAMPIONS. NOBODY GAVE IT TO YOU, YOU EARNED IT. HAVING COACHES PUSHING YOU BOTH ON THE COURT AND SCHOOL STUDIES HAVE MADE YOU GUYS COMPLETE. AS PLATO SAID 8/8/8/, BOOKS, SPORTS/SLEEP. LOOKING AT THE SCHOOL DISTRICT WHICH IS #1 ACADEMICALLY, THE OTHER DIRECTIONS, WHY? WHEN THE SCHOOL DISTRICTS ADMINISTRATION CHANGING EVERY FIVE YEARS, THE LATEST BEING THE FIRING DR WILLIAMS ALONG WITH THE REST OF THE ASST SUPTS AND KEY ADMINISTRATION PERSONNEL, BEING A JOBS PROGRAM. THE RESULTS APPEAR IN THE SCHOOL DISTRICT BEING #1 ON TOP OF UPSTATE NYS EDUCATIONAL GARBAGE HEAP. TEACHERS WHO HAVE COLLEGE TRAINING IN CERTAIN SUBJECTS SHOULD BE LET TO TEACH AND LEAVE OUT OF THE CLASSROOM THIS POLITICAL EDUCATION ROT. THE THREE BASICS RS, ART/MUSIC WOULD BE A GOOD STARTING POINT. THIS AGENDA ITEM THE COMMON COUNCIL TAKING OVER THE POLICE DEPT, WHEN THE CITY LOOKS LIKE GARBAGE CITY. IT WAS KNOWN AS TREE CITY ONE TIME. FYI, WHAT HAPPENS WHEN THE SHERIFF IS CALLED INTO THE CITY AS IN THE PAST, TRY TELLING THE SHERIFF THE COUNCIL CONTROLS THEM WHICH A CONSTITUTIONAL COUNTY OFFICE. THE CITY SHOULD APPLY FOR GRANT, OR EXPEDITE THESE PERSONAL CAMERAS ON THE POLICE. WHEN THE CITY HAS 66% OF THE COUNTY'S SUBSIDIZED HOUSING, SECTION 8 NOT INCLUDED, ALONG WITH THE DUMPING OF OUT OF COUNTY HOMELESS, WHICH SHOULD BE A NYS PROBLEM, HOW CAN THE CITY BREATHE, AND GROW? THE COUNTY HAS NOT ANY INPUT FOR THIS TWO WAY MARKET STREET, ALL I CAN SAY LOTS OF LUCK!!!

Constantine Kazolias 07/05/19



Robert Scores-Bobby's Towing
Laurie Sandow South Grand Avenue
Giancarlo Llaverias
Caroline A. Miller
Satara Brown
Mae Parker Harris
Merrill Sunderland
Geri Willmott
Weldon McWilliams
Janelle Marina Mendez
Larry Johnson
Reverend Edwin Sutton
Carmen McGill
Sheila Drew

Adreas San Merian

V. CHAIRWOMAN'S COMMENTS AND PRESENTATIONS:

Chairwoman Finney- And I did want to say that regardless of the shared sentiment of horror and disgust about what has happened there's a lot of work beyond that. A lot of analysis and commitment and I speak for all of us that we do appreciate how much work is involved on all fronts. And I want to thank you and the other clergy for your commitment to a very severe and as Ms. Cherry said a fierce conversation on these on this topic, and I'm very, very sorry that we find ourselves in this situation, again.

Thank you. I have no other comments.

VI. MAYOR'S COMMENTS:

Mayor Rolison- Thank you Madam Chair and I apologize for my voice tonight, and I know it has been said that we certainly have celebrated the success of our Pioneers Basketball team, and I had the opportunity to go to all eight sectional playoff games. And got to know a group of young men by watching what they did on the court for those eight games. And what I think we all have taken from it, especially the families and the people that have followed these boys since they were young children who played basketball together, and heard they played at Pershing Park at one time growing up, is that they never got down. They always were playing as a team even when the games were close and tight and didn't look like it was going to go their way they found a way to keep going and to communicate as a squad. And we find ourselves probably in a very similar situation, I know that I do. I know that I need to listen more. I need to do more than I'm doing right now as the Mayor, to make sure that the community is heard. Not just the group that was here tonight and there were a lot of people here tonight that had a lot of things to say about where we find ourselves right now.

So that is a commitment that I have made before. I will make it again to make sure that everything that I can do as the Mayor, and as Rob Rolison, the city resident, to listen, to help out, and to understand. And today we had the great fortune of announcing a new hire here in the city of Poughkeepsie in conjunction with the county, and that is John Penny who many of us know for all his years in service at the Poughkeepsie Journal as their community and engagement editor. We've now named him as Director of Community Engagement, and John is here.

And John, thank you for coming on for coming on board. And when we were when we were talking today about putting out a press release to let people know that John was here one of the things that we said was and you know it was one of the things that I said was to strengthen government's connection to our residents. So that's not just John's job. That's all of our jobs here in the city of Poughkeepsie and especially mine. And I want to turn the meeting back to you Madam Chair.

VII. MOTIONS AND RESOLUTIONS:

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

**RESOLUTION
(R-19-39)**

INTRODUCED BY COUNCILMEMBER SALEM

WHEREAS, the City of Poughkeepsie has been has been awarded a grant from the New York State Department of Health (“NYSDOH”) in the amount of \$544,745 for the replacement of lead water service lines from the public water mains; and

WHEREAS, the City will utilize the grant to: (1) work with residential and institutional property owners to confirm the presence of lead service lines; (2) enter into an agreement with the property owner to work on private property and (3) coordinate the replacement of the lead service line (the, “Project”); and

WHEREAS, the approval of this resolution will have no fiscal impact to the 2019 budget as the Project does not require a match; and

WHEREAS, pursuant to 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

NOW THEREFORE,

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

SECONDED BY COUNCILMEMBER LORRAINE JOHNSON

Official Minutes of the Common Council Meeting of March 18, 2019

R 19-39						
☒ 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 Randall Johnson and seconded by Councilmember Lorraine Johnson to receive and print.

**RESOLUTION
R19-40**

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 March 18, 2019 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chairwoman Finney, and, upon roll being called, the following members were:

PRESENT:

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

ABSENT:

The following persons were ALSO PRESENT:

Commissioner of Finance William Brady

The following resolution was offered by Councilmember Cherry, seconded by Councilmember Randall Johnson, to wit;

REFUNDING BOND RESOLUTION DATED MARCH 18, 2019

**AN AMENDED AND RESTATED RESOLUTION AUTHORIZING THE
ISSUANCE OF REFUNDING BONDS OF THE CITY OF POUGHKEEPSIE IN**

AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,500,000
PURSUANT TO THE LOCAL FINANCE LAW AND DELEGATING CERTAIN
POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF
FINANCE

WHEREAS, the City of Poughkeepsie (the “City”) has heretofore issued its Public Improvement (Serial) Bonds, Series 2005A in the aggregate principal amount of \$4,630,000 (the “2005 Bonds”); and

WHEREAS, the City has heretofore issued its Public Improvement (Serial) Bonds, Series 2006A in the aggregate principal amount of \$8,535,000 (the “2006 Bonds”); and

WHEREAS, the City has heretofore issued its Public Improvement (Serial) Bonds, Series 2007A in the aggregate principal amount of \$5,907,930 (the “2007 Bonds”); and

WHEREAS, the City has heretofore issued its Public Improvement (Serial) Bonds, Series 2008A in the aggregate principal amount of \$5,350,000 (the “2008 Bonds”); and

WHEREAS, the City has heretofore issued its Public Improvement Serial Bonds, Series 2011A in the aggregate principal amount of \$11,155,000 (the “2011 Bonds”); and

WHEREAS, the 2005 Bonds were dated as of September 1, 2005, have a final maturity date of September 1, 2024, mature serially on the dates and in the amounts set forth at Exhibit A attached hereto and made a part of this resolution, and are subject to redemption on any date on or after September 1, 2015 at a redemption price of par plus accrued interest to the redemption date; and

WHEREAS, the 2006 Bonds were dated as of July 15, 2006, have a final maturity date of June 1, 2024, mature serially on the dates and in the amounts set forth at Exhibit A attached hereto and made a part of this resolution, and are subject to redemption on any date or after June 1, 2016 at a redemption price of par plus accrued interest to the redemption date; and

WHEREAS, the 2007 Bonds were dated as of July 15, 2007, have a final maturity date of June 15, 2023, mature serially on the dates and in the amounts set forth at Exhibit A attached hereto and made a part of this resolution, and are subject to redemption on any date on or after June 15, 2017 at a redemption price of par plus accrued interest to the redemption date; and

WHEREAS, the 2008 Bonds were dated as of July 15, 2008, have a final maturity date of June 15, 2028, mature serially on the dates and in the amounts set forth at Exhibit A attached hereto and made a part of this resolution, and are subject to redemption on any date on or after June 15, 2018 at a redemption price of par plus accrued interest to the redemption date; and

WHEREAS, the 2011 Bonds were dated as of April 20, 2011, have a final maturity date of June 1, 2031, mature serially on the dates and in the amounts set forth at Exhibit A attached hereto and made a part of this resolution, and are subject to redemption on any date on or after June 1, 2018 at a redemption price of par plus accrued interest to the redemption date; and

Official Minutes of the Common Council Meeting of March 18, 2019

WHEREAS, refunding the aggregate outstanding principal amount of the 2005 Bonds, the 2006 Bonds, the 2007 Bonds, the 2008 Bonds, and the 2011 Bonds is expected to result in present value savings in debt service as required by Section 90.10 of the Local Finance Law; and

WHEREAS, this resolution is intended to amend and restate that certain Refunding Bond Resolution No. 17-63 adopted September 18, 2017, which resolution amended and restated that certain Refunding Resolution No. 15-48 adopted June 15, 2015;

NOW THEREFORE 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. It would be in the public interest to refund the aggregate outstanding principal amount of the 2005 Bonds by the issuance of the City's refunding bonds pursuant to Section 90.10 of the Local Finance Law. It would be in the public interest to refund the aggregate outstanding principal amount of the 2006 Bonds by the issuance of the City's refunding bonds pursuant to Section 90.10 of the Local Finance Law. It would be in the public interest to refund the aggregate outstanding principal amount of the 2007 Bonds by the issuance of the City's refunding bonds pursuant to Section 90.10 of the Local Finance Law. It would be in the public interest to refund the aggregate outstanding principal amount of the 2008 Bonds by the issuance of the City's refunding bonds pursuant to Section 90.10 of the Local Finance Law. It would be in the public interest to refund the aggregate outstanding principal amount of the 2011 Bonds by the issuance of the City's refunding bonds pursuant to Section 90.10 of the Local Finance Law.

Section 2. For the object or purpose of refunding the \$1,855,000 aggregate outstanding principal amount of the 2005 Bonds due on and after September 1, 2019 (the "Refunded 2005 Bonds"), refunding the \$3,625,000 aggregate outstanding principal amount of the 2006 Bonds due on and after June 1, 2019 (the "Refunded 2006 Bonds"), and refunding the \$2,300,000 aggregate outstanding principal amount of the 2007 Bonds due on or after June 15, 2019 (the "Refunded 2007 Bonds"), refunding the \$3,275,000 aggregate outstanding principal amount of the 2008 Bonds due on and after June 15, 2019 (the "Refunded 2008 Bonds"), and refunding the \$8,430,000 aggregate outstanding principal amount of the 2011 Bonds due on or after June 1, 2019 (the "Refunded 2011 Bonds", and together with the Refunded 2005 Bonds, the Refunded 2006 Bonds, the Refunded 2007 Bonds, the Refunded 2008 Bonds, the "Refunded Bonds") including providing moneys which shall be sufficient to pay (i) said outstanding aggregate principal amount of the Refunded Bonds; (ii) the aggregate amount of un-matured interest payable on the Refunded Bonds to and including the date on which each of the Refunded Bonds mature or are subject to redemption, all in accordance with the Refunding Financial Plan, as defined herein, and (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including, without limitation, the development of the Refunding Financial Plan, compensation to the underwriter or underwriters, the fees and costs of the financial advisor to the City, the fees and costs of bond counsel to the City, the execution and performance of the terms and conditions of the Escrow Contract, as hereinafter defined, the fees and charges of the Escrow Holder, as hereinafter defined, and the premium or premiums for a policy of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, there are hereby authorized to be issued the refunding bonds of the City in the aggregate principal amount of not to exceed

\$20,500,000 (the “Refunding Bonds”) pursuant to the provisions of Section 90.10 of the Local Finance Law.

Section 3. It is hereby determined that the maximum amount of the refunding bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law.

Section 4. It is hereby determined that the amount and description of the bonds to be refunded is set forth at Exhibit B.

Section 5.

- a. It is hereby determined that the expiration of the maximum period of probable usefulness at the time of issuance of the 2005 Bonds for the purposes for which the Refunded 2005 Bonds were issued, computed from the earlier of the first bond anticipation note or the date of the 2005 Bonds, based on the average weighted period of probable usefulness, was not earlier than September 1, 2024.
- b. It is hereby determined that the expiration of the maximum period of probable usefulness at the time of issuance of the 2006 Bonds for the purposes for which the Refunded 2006 Bonds were issued, computed from the earlier of the first bond anticipation note or the date of the 2006 Bonds, based on the average weighted period of probable usefulness, was not earlier than June 1, 2024.
- c. It is hereby determined that the expiration of the maximum period of probable usefulness at the time of issuance of the 2007 Bonds for the purposes for which the Refunded 2007 Bonds were issued, computed from the earlier of the first bond anticipation note or the date of the 2007 Bonds, based on the average weighted period of probable usefulness, was not earlier than June 15, 2023.
- d. It is hereby determined that the expiration of the maximum period of probable usefulness at the time of issuance of the 2008 Bonds for the purposes for which the Refunded 2008 Bonds were issued, computed from the earlier of the first bond anticipation note or the date of the 2008 Bonds, based on the average weighted period of probable usefulness, was not earlier than June 15, 2028.
- e. It is hereby determined that the expiration of the maximum period of probable usefulness at the time of issuance of the 2011 Bonds for the purposes for which the Refunded 2011 Bonds were issued, computed from the earlier of the first bond anticipation note or the date of the 2011 Bonds, based on the average weighted period of probable usefulness, was not earlier than June 1, 2031.
- f. The last installment of the Refunding Bonds shall mature not later than the expiration of the remaining period of probable usefulness of the purposes for which the Refunded Bonds were issued, or in the alternative, the weighted average remaining period of probable usefulness of the objects or purposes (or classes of objects or purposes) financed with such Refunded Bonds, in accordance with the provisions of the Local Finance Law.

Section 6. It is hereby determined that the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to each of the Refunded 2005 Bonds, the Refunded 2006 Bonds, the Refunded 2007 Bonds, the

Refunded 2008 Bonds, and the Refunded 2011 Bonds is as shown in the Refunding Financial Plan described in Section 7 hereof.

Section 7. The financial plan for the refunding authorized by this resolution (the “Refunding Financial Plan”), showing the sources and amounts of all moneys required to accomplish such refunding, is set forth in preliminary form at Exhibit B attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount set forth at Exhibit B and will mature, be of such terms and bear interest as set forth in the Refunding Financial Plan. This Common Council recognizes that the aggregate principal amount of the Refunding Bonds, and the maturities, terms, and interest rate or rates borne by the Refunding Bonds will most likely be different from such assumptions and that the final Refunding Financial Plan will most likely be different from the preliminary plan set forth at Exhibit B. The Commissioner of Finance is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the designation thereof, the date of such bonds and the date of issue thereof, the maturities and terms thereof, whether such bonds shall be issued with substantially level or declining annual debt service, the provisions relating to any redemption of the Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds will be sold as sinking fund bonds, whether the Refunding Bonds shall be sold in one or more series, whether the Refunding Bonds will be sold to an underwriter or underwriters at private sale and the details of such sale, whether the Refunding Bonds shall be sold at a discount in the manner authorized by Section 57 of the Local Finance Law and subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and the rate or rates of interest to be borne thereby, and to prepare, or cause to be provided, a final Refunding Financial Plan, and all powers in connection therewith may be exercised by the Commissioner of Finance; provided that the amount and terms of the Refunding Bonds, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law, as amended. The Commissioner of Finance shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the City Chamberlain within ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 8. The Refunding Bonds shall be executed in the name of the City by the manual or facsimile signature of the Commissioner of Finance, and its corporate seal or a facsimile thereof shall be impressed thereon and attested by the City Chamberlain. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law and the recital of validity clause provided for in Section 52 of the Local Finance Law, and shall otherwise be in such form and contain such recitals as the Commissioner of Finance shall determine.

Section 9. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Refunding 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 10. The Commissioner of Finance is hereby authorized and directed to enter into an escrow contract on behalf of the City (the "Escrow Contract") with a bank or trust company located and authorized to do business in New York State as he shall designate (the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunded Bonds, and in connection with the proceeds of the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 11. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding any accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder. Any accrued interest on the Refunding Bonds shall be paid to the City to be expended to pay interest on the Refunding Bonds on the first interest payment date or dates thereof. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders from time to time of the Refunded Bonds actually refunded shall have a lien upon such moneys held by the Escrow Holder, and an amount sufficient to pay the Refunding Bonds and interest thereon, as the same shall become due and payable, is hereby appropriated therefor. Such pledges and liens shall become valid and binding upon the issuance of the Refunding Bonds, and the moneys and investments held by the Escrow Holder in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledges and liens shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the City irrespective of whether such parties have notice thereof.

Section 12. The Refunding Bonds shall be sold at private sale as shall be determined by the Commissioner of Finance for a purchase price or prices to be determined by the Commissioner of Finance, plus accrued interest, if any, from the date of the Refunding Bonds to the date of delivery of and payment for the Refunding Bonds, and the Commissioner of Finance is further authorized to execute and deliver a purchase contract for the Refunding Bonds on behalf of the City providing for the terms and conditions for the sale and delivery of the bonds, subject to the approval of the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law. After the Refunding Bonds have been duly executed, they shall be delivered by the Commissioner of Finance to the underwriter or underwriters in accordance with such purchase contract upon the receipt by the City of said purchase price, including accrued interest.

Section 13. Subject only to the issuance of the Refunding Bonds as herein authorized, the City hereby elects to redeem all of the Refunded Bonds maturing on and after the date of issuance of the Refunding Bonds that are callable at a present value savings, if any. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the City in the manner and within the time provided in the respective Refunded Bonds. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be

amended from time to time as may be necessary in order to comply with the notice requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 14. 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 notes authorized by this resolution 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 and notes authorized by this resolution as "qualified tax-exempt bonds" for purposes of Section 265(b)(3) of the Code.

Section 15. The Commissioner of Finance is further authorized to execute and deliver a continuing disclosure agreement with the initial purchaser of the Refunding Bonds, if required, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended.

Section 16. It is hereby determined that the issuance of the Refunding Bonds constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which are determined under SEQRA not to have a significant impact on the environment.

Section 17. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Commissioner of Finance, and all powers in connection therewith are hereby delegated to the Commissioner of Finance. The Commissioner of Finance and the City Chamberlain and all other officers, employees and agents of the City are further authorized and directed for and on behalf of the City to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution. In the event of the absence or unavailability of the Commissioner of Finance, all such powers are hereby delegated to the Deputy Commissioner of Finance.

Section 18. The validity of said Refunding 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 (20) 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 19. The City 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, a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

Section 20. This resolution shall take effect immediately upon its adoption.

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 Aye
Councilmember Sarah Brannen	VOTING Aye
Councilmember Natasha Cherry	VOTING Aye
Councilmember Yvonne Flowers	VOTING Aye
Councilmember Lorraine Johnson	VOTING Aye
Councilmember Randall A. Johnson II	VOTING Aye
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: March 18, 2019

Robert G. Rolison
Mayor

EXHIBIT A

Summary of Aggregate Outstanding Principal Amounts

[See Attached Principal Maturity Schedules]

1. Series 2005A \$1,855,000 maturing serially 2019 to 2024
2. Series 2006A \$3,625,000 maturing serially 2019 to 2024
3. Series 2007A \$2,300,000 maturing serially 2019 to 2023
4. Series 2008A \$3,275,000 maturing serially 2019 to 2028
5. Series 2011A \$8,430,000 maturing serially 2019 to 2031

EXHIBIT B

Refunding Financial Plan

[See attached refunding plan schedules]

1. Sources and Uses
2. Refunding Summary
3. Refunding Bonds Pricing Summary including Underwriter's Discount

Official Minutes of the Common Council Meeting of March 18, 2019

4. Refunding Bonds Debt Service Schedule (Semiannual)
5. Summary of Bonds Refunded
6. Escrow Fund Cash Flow
7. Refunding Present Value Analysis by Maturity

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 18th day of March, 2019 and entitled:

REFUNDING BOND RESOLUTION DATED MARCH 18, 2019

AN AMENDED AND RESTATED RESOLUTION AUTHORIZING THE ISSUANCE OF REFUNDING BONDS OF THE CITY OF POUGHKEEPSIE IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,500,000 PURSUANT TO THE LOCAL FINANCE LAW 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 ____ day of _____, 2019.

-SEAL-

Deanne Flynn
City Chamberlain

Official Minutes of the Common Council Meeting of March 18, 2019

R 19-40						
☒ 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 Petsas and seconded by Councilmember Lorraine Johnson to receive and print.

Councilmember Flowers made a motion to table, **Councilmember Cherry** seconded the motion.

**RESOLUTION SCHEDULING AN OVERSIGHT HEARING ON POLICING, CRIME
REDUCTION, AND POLICE-COMMUNITY RELATIONS IN THE CITY OF
POUGHKEEPSIE**

(R19-41)

**INTRODUCED BY COUNCILMEMBERS PETSAS, SALEM, BRANNEN, AND
CHERRY:**

WHEREAS, the health, safety, and security of our residents and community must be a key priority of the Common Council and administration; and

WHEREAS, the City of Poughkeepsie has seen an increase in visible criminal incidents over the past year; and

WHEREAS, high or increased levels of crime have been proven to contribute to lower levels of civic engagement, lower property values, increased outmigration, and economic stagnation; and

WHEREAS, residents of the City of Poughkeepsie deserve a concerted effort by local officials and our police department to address the city's high crime rate; and

WHEREAS, crime is not only a policing issue, but a community, social, and economic issue for a city; and

WHEREAS, crime reduction requires trusting and positive relations between police and members of the community; and

WHEREAS, the Common Council and Mayor approved an increase in police department compensation as part of a staff retention plan in 2018 to improve upon the police department's resources; and

WHEREAS, the Mayor and police department committed to purchasing body cameras for police officers, diversifying the police force, and improving upon complaint handling processes; and

WHEREAS, the Common Council is desirous of receiving information in an Oversight Hearing regarding the police department's efforts on staff retention, crime reduction, diversifying the police force, procuring body cameras, and improving upon complaint handling processes; and

WHEREAS, the Common Council has the authority under the City of Poughkeepsie Charter to hold legislative oversight hearings and request testimony of the executive, non-governmental experts, and members of the community;

Official Minutes of the Common Council Meeting of March 18, 2019

NOW, THEREFORE

BE IT RESOLVED, that the City of Poughkeepsie Common Council shall hold an Oversight Hearing on Policing, Crime Reduction, and Police-Community Relations at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at **6:30 P.M. on Monday, April 29, 2019**; and be it further

RESOLVED, that the City of Poughkeepsie Common Council requests the police department furnish at the aforementioned Oversight Hearing the following information: the number of police officers on active duty each year for ten years, successes and challenges in retaining current and attracting new officers, the number of violent crimes and property crimes committed each year for ten years in the City of Poughkeepsie, the comparable crime statistics in neighboring jurisdictions, the current status of procurement of body cameras, the current racial and gender demographics of the police department and efforts to recruit a more diverse workforce, the current process for filing civilian complaints against officers, the number of complaints filed each year for the past three years, and the disposition of those complaints; and be it further

RESOLVED, that the City Chamberlain publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said Oversight Hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER _____

R 19-41			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	☒	☐	☐	☐

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

- 1. FROM COUNCILMEMBER SALEM**, a communication regarding Community Choice Aggregation MOU.

Official Minutes of the Common Council Meeting of March 18, 2019

Community Choice Aggregation Memorandum of Understanding (revised March 7, 2019)

This Community Choice Aggregation Memorandum of Understanding ("**MOU**") is entered into by and between Joule Assets, Inc., a Delaware corporation ("**Joule**" or "**Program Administrator**"), and the City of Poughkeepsie ("**Municipality**") as of the ____ day of ____, 2018 (the "**Effective Date**").

1. Background:

- a. Effective April 21, 2016, the New York State Public Service Commission ("**Commission**") issued an "Order Authorizing Framework for Community Choice Aggregation Opt-Out Program" in Case #14-M-0224 "authoriz[ing] the establishment of CCA programs by municipalities statewide" (the "**CCA Framework Order**").
- b. Effective March 16, 2018, the Commission issued an Order Approving Joule Assets' Community Choice Aggregation Program with Modifications" (the "**Joule Plan**") in Case #14-M-0224 "approv[ing] Joule's proposed CCA program, with modifications" (the "**Joule Order**").
- c. On March 19, 2018, the Municipality has adopted Local Law# 2 of 2018 entitled, Local Law Authorizing the Establishment of a Community Choice Aggregation Program (the "**Municipal Program**").
- d. After the issuance of a Request for Proposals, the City of Poughkeepsie has selected Joule to act as Municipality's program administrator and the Municipality intends to engage the services of Joule as Program Administrator for the Program (the "**Program Administrator Agreement**").
- e. As Program Administrator, Joule will perform a variety of functions for Municipality including: (i) preparing, submitting and obtaining approval by the Commission of the Joule Plan; (ii) obtaining anonymized aggregate consumption data from the Distribution Utility (as defined herein) as needed to solicit electricity supply bids; (iii) prequalifying of, and obtaining soliciting indicative pricing from, Competitive Suppliers (as defined herein); and (iv) with the assistance of Joule's local organizer, organizing and executing a broad public outreach and education campaign in the Municipality, and reporting such efforts to the Commission.
- f. To launch the Municipal Program, Municipality and Joule seek to obtain competitive electricity supply bids from electricity suppliers that will lead to an Electricity Supply Agreement (in the form attached as Exhibit 1) ("**Supply Agreement**") with a bidder selected in accordance with this MOU.
- g. Municipality and Joule enter into this MOU to (i) confirm that Joule will serve as Program Administrator for the Program in relation to the Supply Agreement; (ii) authorize the execution of a Program Administrator Agreement; and to (iii) obtain the parties' agreement that each will execute a Supply Agreement with a selected bidder subject to the terms and condition of this MOU.

2. Definitions: Defined terms have the meanings ascribed elsewhere in this MOU or as follows:

- a. **Bid Review:** An assessment by Joule of each Competitive Supplier's response to be performed by, or paid for, by Joule. For each Competitive Supplier's response, such assessment will include a determination of (i) the creditworthiness of the Competitive Supplier or adequate documentation of alternative credit arrangement that is at least as secure as a credit-worthy Competitive Supplier, and (ii) whether such supplier has provided a Compliant Bid.
- b. **Community Choice Aggregation Program:** A municipal energy procurement program that replaces the incumbent Distribution Utility as the default supplier for Default Consumers within the Municipality.
- c. **Competitive Supplier:** An entity duly authorized to conduct business in the State of New York as an energy service company (ESCO) that procures electricity for customers located in the Municipality in connection with this Program.
- d. **Compliant Bid:** An electricity supply bid from a Competitive Supplier that meets the requirements specified in this MOU and the Supply Agreement. A Compliant Bid price must be inclusive of fees due to Program Administrator. Compliant Bids must meet one of the following criteria:
 - i. the default bid price is guaranteed to be not less than \$.0005 below the Distribution Utility price for the specified customer class, within the specified utility defined zone, in each calendar month or monthly billing period; or
 - ii. the default price is fixed at a level that is less than the average Distribution Utility price for the same customer class, within the same utility defined zone, over the Preceding Twelve-Month Period (as defined below).
- e. **Default Consumers:** Residential and non-demand commercial customers of electricity who are purchasing electricity from the Distribution Utility at the time immediately prior to the execution of the Supply Agreement, and will be enrolled in the Municipal Program unless they opt-out.
- f. **Distribution Utility:** Central Hudson Gas & Electric Corp.
- g. **Preceding Twelve-Month Period:** For purposes of evaluating a Compliant Bid, the most recent twelve-month period for which the applicable information is available.

3. **Roles and Responsibilities of Joule:**

- a. Joule reaffirms its obligations under the Program Administrator Agreement.
- b. Prior to execution of the Supply Agreement, Joule will manage the energy procurement bidding process including:
 - i. the notification of prequalified firms seeking to be the Competitive Supplier;
 - ii. the Request for Proposals ("RFP") process from preparation of the content, to publication of the RFP, to management of firms responding to the RFP;
 - iii. the final preparation of the Supply Agreement that will be included in the RFP;
 - iv. the acceptance and secure opening of the responses to the RFP; and
 - v. the Bid Review.
- c. Joule agrees to fulfill other responsibilities as may reasonably adhere to implementation of the Municipal Program, subject to the Program Administrator's contractual or other legal obligation to act at the direction, and in best interests, of the Municipality.

4. Roles and Responsibilities of the Municipality:

- a. Municipality abide by its obligations under the Program Administrator Agreement.
- b. Municipality agrees to establish participation by Municipality in a Community Choice Aggregation Program that will be managed on its behalf by Joule under the terms set for in this MOU, the Program Administrator Agreement, and in the Supply Agreement, if and as executed.

5. Roles and Responsibilities of each Party:

- a. Each Party agrees to execute the Supply Agreement subject to the conditions of review and approval described in this MOU in a timely fashion subject to the condition that:
 - i. the Competitive Supplier is deemed creditworthy for the duration of the Supply Agreement as determined by the Bid Review, or the Competitive Supplier arranges alternative credit terms that are, at a minimum, as secure as those provided by a creditworthy Competitive Supplier as defined in this MOU, by the Bid Review, and
 - ii. the Competitive Supplier's response to the RFP is deemed a Compliant Bid in accordance with this MOU by the Bid Review.
- b. Each Party agrees to perform its obligations under and otherwise comply with the Supply Agreement if and when executed.

6. Term and Termination: Memorandum of Understanding shall expire on the earlier of May 31, 2019 or the date on which the Supply Agreement is signed by all three counterparties to the Supply Agreement (i.e., the parties hereto and the chosen Competitive Supplier). Municipality shall have the right to terminate this Memorandum of Understanding for any of the reasons set forth in the Termination section of the Supply Agreement attached hereto as Exhibit 1.

7. Miscellaneous: The undersigned represents and warrants that he/she has the authority to enter into this MOU on behalf of the applicable party.

IN WITNESS WHEREOF, the parties hereto have executed this MEMORANDUM OF UNDERSTANDING as of the Effective Date.

CITY OF POUGHKEEPSIE

Signature of Authorized Individual

By: _____

Official Minutes of the Common Council Meeting of March 18, 2019

Name of Authorized Individual ROBERT G. ROLISON
Title of Authorized Individual MAYOR
Address: 62 Civic Center Plaza
Poughkeepsie, New York 12601
Telephone(s): (845) 451-4200
Email: mayor@cityofpoughkeepsie.com

JOULE ASSETS INC.

Signature of Authorized Individual By: _____
Name of Authorized Individual _____
Title of Authorized Individual _____
Address: _____

Telephone(s): _____
Email: _____
Address for Notices (if different):

Page 4 of 5

Attachments:
Exhibit 1, Electricity Supply Agreement

RESOLUTION

R-19-XX

**RESOLUTION AUTHORIZING EXECUTION OF MEMORANDUM OF
UNDERSTANDING WITH JOULE ASSETS, INC. REGARDING
COMMUNITY CHOICE AGGREGATION PROGRAM**

INTRODUCED BY COUNCIL MEMBER SALEM _____:

WHEREAS, pursuant to Local Law LL-18-2 adopted on March 19, 2018, the City of Poughkeepsie Common Council enacted a local law to establish a Community Choice Aggregation Program (the, “CCA Program”); and

WHEREAS, the City issued a Request for Proposal (“RFP”) seeking a qualified Municipal Program Administrator and based on the results has selected Joule Assets, Inc. (“Joule”); and

WHEREAS, the City is desirous of entering into a Municipal Energy Services Agreement with Joule with respect to the CCA Program which would allow the City to participate in a program to procure energy supply for residents within the City from energy services companies for the residents of the City, with Joule Assets, Inc. as Program Manager; and

WHEREAS, to launch the CCA Program, the City and Joule seek to obtain competitive electricity supply bids from electricity suppliers that will lead to the execution of an Electricity Supply Agreement (the “Supply Agreement”) with a bidder selected in accordance with the terms and conditions of a Memorandum of Understanding between the City and Joule (the “MOU”); and

Official Minutes of the Common Council Meeting of March 18, 2019

WHEREAS, the City and Joule are seeking to enter into the MOU to: (i) confirm that Joule will serve as Program Administrator for the CCA Program in relation to the Supply Agreement; (ii) authorizing the execution of a Program Administrator Agreement; and (iii) obtain the parties' agreement that each will execute a Supply Agreement with a selected bidder, subject to the terms and conditions in the MOU.

NOW THEREFORE, BE IT RESOLVED, that, the Mayor of the City of Poughkeepsie or the City Administrator is authorized to execute the attached MOU and take other actions necessary in furtherance of the City's participation in the CCA Program; and

BE IT FURTHER RESOLVED, that the Mayor or City Administrator is authorized to execute an Electricity Supply Agreement, in the form attached as Exhibit "1" to the Memorandum of Understanding, subject to further review and revision by the City Corporation Counsel, which Electricity Supply Agreement authorizes Joule to accept bids for energy services for the City so long as the minimum requirements set forth in the MOU and Electricity Supply Agreement are satisfied; and

BE IT FURTHER RESOLVED, that the Mayor or City Administrator is authorized to execute a Program Administrator Agreement with Joule in form and substance that is consistent with the Request for Proposal issued by the City and acceptable to the Corporation Counsel.

SECONDED BY _____

Updates from Joule Assets, as CCA Administrators;

- Conducted extensive public outreach, and meeting with key stakeholder groups, community leaders, and media outlets. See the attached outreach report.
- Pre-qualification of electricity suppliers and collection of indicative pricing through a Request for Qualifications. We received responses from 9 potential suppliers, and have pre-qualified 7. Indicative pricing is promising, though non-binding at this stage. As a result, our goal is to move to RFP to lock in advantageous rates.
- Partnership negotiations with clean energy power plants and developers of local community solar projects. Residents and small businesses in participating communities will be offered clean energy subscriptions providing guaranteed savings on their electric bills.

NEXT STEPS: Finalize the MOU defining Program roles and bid compliance specs, and supply contract (ESA) for the upcoming RFP to suppliers.

What's attached?

- Public Outreach Report
- A memo describing the documents and their functions.
- Memorandum of Understanding (MOU) with Joule defining Program roles and compliance criteria for energy procurement AND an Electric Supply Agreement (ESA) describing terms of service, roles and responsibilities for Supplier, Municipality, Administrator. *To be executed if and only if we receive a bid(s) that comply with the criteria defined in the MOU.*
- Resolution for the Common Council to approve the MOU and ESA.

Memorandum

TO: City of Poughkeepsie Common Council
FROM: Councilmember Sarah Salem
RE: Community Choice Aggregation Program Memorandum of Understanding and Electricity Supply Agreement
DATE: March 12, 2019

Please find attached a Resolution to approve a Memorandum of Understanding (MOU) relating to the implementation of the Community Choice Aggregation Program (CCA Program) in the City of Poughkeepsie.

As stated in the MOU, the City will only execute and initiate engagement in the CCA Program if Joule is able to secure a "compliant bid" as defined in the following MOU. It is also stated that Joule must provide information about the "compliant bid" price to the City Council before execution occurs.

This resolution approving the MOU DOES NOT initiate the program, however, without it, we would not be able to receive information about "compliant bids", as set forth in the MOU agreement.

The Memorandum of Understanding confirms that the City will:

1. Participate in the CCA Program to be managed on its behalf by Joule Assets, Inc. ("Joule") as Program Manager pursuant to an Electricity Supply Agreement ("Supply Agreement"), the form of which is attached to the MOU as Exhibit "1".
2. Agree to execute the Supply Agreement, subject to certain conditions of review and approval as set forth in the MOU and the Supply Agreement.
3. Agree to adhere to the terms and conditions of the Supply Agreement in the event it is executed.

As set forth in the MOU, the City will only be required to execute the Supply Agreement in the event:

1. Joule secures a "compliant bid" as defined in the MOU. Joule will be available to provide information about the compliant bid price to the City Council.
2. A consumer may "opt out" of the CCA Program at any time, without penalty or charge.
3. The electricity supplier is determined as having the creditworthiness and overall financial capability to meet its obligations under the Supply Agreement.

What is a “Compliant Bid”?

Compliant Bid: An electricity supply bid from a Competitive Supplier that meets the requirements specified in attached MOU and the Supply Agreement. A Compliant Bid price must be inclusive of fees due to Program Administrator.

Compliant Bids must meet one of the following criteria:

- i. the default bid price is guaranteed to be not less than \$.0005 below the Distribution Utility price for the specified customer class, within the specified utility defined zone, in each calendar month or monthly billing period; or
- ii. the default price is fixed at a level that is less than the average Distribution Utility price for the same customer class, within the same utility defined zone, over the Preceding Twelve-Month Period (as defined in the MOU).



Joule Assets, Inc.

CCA Outreach Report

Hudson Valley Community Power



Glenn Weinberg, gweinberg@jouleassets.com;
Jeff Domanski, cca@hudsonvalleyenergy.org
2-22-2019

Joule Assets CCA Outreach Report

Contents

Hudson Valley Community Power	2
Community Leadership.....	3
Public Events	3
Press Coverage	5
Social Media	7
Program Materials.....	8
Goals Achieved	11
Contact Us	12

Joule Assets CCA Outreach Report

The purpose of this report is to document recent CCA outreach conducted in the Hudson Valley region, and to *request near-term action by participating municipalities*. Specifically, *it is our intent to issue an RFP to energy suppliers by March 21*. In order to meet that timeline, we need participating municipalities to have approved the Memorandum of Understanding and ESA (Supply Contract) prior to that date. These documents were delivered to municipalities in September 2018, and are attached as Appendices.

Hudson Valley Community Power

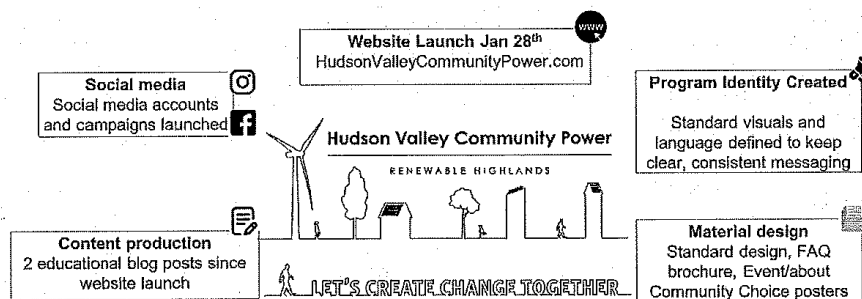
We introduced a comprehensive outreach strategy in Fall 2018, establishing several core performance metrics and targets (see *Goals Achieved* below), and have executed over the last 3+ months supporting Program launch in Spring 2019.

Our outreach materials focus on three central points: (1) Local control: CCA localizes decision-making over how we source our energy; (2) Free opt-out: CCA is the new default, but there is no obligation to participate, and no penalty to leave; and (3) Everything else stays the same: Central Hudson still sends your monthly bill, and remains responsible for maintaining the grid and responding to outages. See *Program Materials* below for examples.

As mentioned above, we've officially named the Program *Hudson Valley Community Power*. The Program had previously been informally referred to as *Renewable Highlands* (after the group that did much of the early organizing work), as well as the *Hudson Valley CCA Program*. We appreciate that a certain degree of confusion may naturally stem from such a transition, and have aimed to address the potential ambiguity with consistent and comprehensive outreach efforts.

We've launched a new Program website, www.HudsonValleyCommunityPower.com. The website provides information on what we're working to achieve and how we're doing it, including an FAQ section, identifies Program partners, and provides updates – including news and dates of upcoming public education events. We have also re-launched our Facebook page, and launched new Instagram (@HudsonValleyCP) and Twitter accounts (@HudsonValleyCP). See *Social Media* below for more detail.

Hudson Valley Community Power Launch Plan



The Local Organizer role continues to be served by Jeffrey Domanski, a dedicated sustainability and municipal consultant formerly of the *Institute of Building Technology and Safety*. Jeff has recently

Official Minutes of the Common Council Meeting of March 18, 2019

Joule Assets CCA Outreach Report

launched a nonprofit effort, *Hudson Valley Energy*, under which the Hudson Valley Community Power local operation is now managed. All participating communities have been notified of this transition, and Program materials have been updated with the appropriate contact information.

Community Leadership

Outreach efforts address stakeholder interest at multiple levels, and have typically begun with the leadership of each municipality to ensure understanding of Program structure and process. Table 1 describes our engagement with community leaders, largely in-person meetings with elected officials, sustainability committees, faith organizations, and municipal staff.

Table 1. Leadership Engagement: 2/18-2/19

Date	Location	Event	Leaders Present
2/20/2018	Beacon	Meeting w/ Dutchess Co. Legislators	3
2/26/2018	Poughkeepsie	Meeting w/ City Administrator, City Councilperson, Counsel	3
3/26/2018	Fishkill	Progress update with Supervisor and Board member	2
4/12/2018	Cold Spring	Progress update with Mayor and Board member	2
4/17/2018	Kingston	Presentation at Ulster Co. Assoc. of Mayors and Supervisors meeting	18
4/30/2018	Poughkeepsie	Presentation at Conservation Action Committee meeting	8
5/14/2018	Beacon	Progress update with Mayor and City Administrator	2
9/18/2018	Progress Report	Email update to community leaders	15
9/27/2018	Leadership Webinar #1	Process update and next steps	6
10/2/2018	Marbletown	Meeting with Environmental Conservation Committee	2
10/9/2018	Albany	Presentation to NYSED/LIFE Steering Committee	10
10/11/2018	Leadership Webinar #2	Supply Contract and MOU	5
10/23/2018	Update call	Cold Spring Board member	1
10/31/2018	Conference Call	MOU and Outreach Plan	8
11/8/2018	Poughkeepsie	Meeting with City Administrator, City Councilperson, Counsel	3
11/5/2018	Beacon	Meeting with City Councilpersons	3
11/20/2018	Beacon	Meeting at Beacon Interfaith Alliance	1
11/28/2018	Fishkill	Meeting with Supervisor and Communications Director	2
1/9/2019	Kingston	Presentation to Hudson Valley Regional Council/NYSED/LIFE Climate Action Planning Institute	15
2/10/2019	Beacon	Meeting with City Councilperson	1
2/19/2019	Poughkeepsie	Meeting with Dutchess County Legislators, Town Board member	4
21 Events		Number of Community Leaders Reached: 114	

Public Events

In addition to direct engagement with leadership, we regularly present at Town and Village Board, and City Council meetings, both to update and report to participating communities, as well as to educate non-participating communities.

Official Minutes of the Common Council Meeting of March 18, 2019

Joule Assets CCA Outreach Report

We have also pursued direct connection with residents, key groups, and influencers within each community. Key groups include senior citizens, low-income utility customers, and homeowner associations. Influencers include organizations and community groups with focus on energy, environment and community support/development, and small business owners. Our work with the influencer groups seeks their involvement in spreading awareness and understanding of the Program to the wider community.

We've held more than 20 "open house" events at public venues and/or hosted by partnering organizations (e.g., Beacon Institute for Rivers and Estuaries, Dutchess Family Partnership), and have presented at more than 20 municipal council/board meetings. We've publicized the community events widely through our partner communities, print media advertisements, and social media platforms.

Table 2 describes the public events at which we've presented, hosted, or participated over the past twelve months.

Table 2. Public Events: 2/18-2/19

Date	Location	Event	Attendees
2/20/2018	Poughkeepsie	Presentation at Common Council meeting	16
3/10/2018	Poughkeepsie	Open House - Family Partnership Center	9
3/14/2018	Poughkeepsie	Presentation at Town of Poughkeepsie Board Meeting	18
3/19/2018	Poughkeepsie	Public Hearing at Common Council meeting - CCA local law approved	17
3/26/2018	Hyde Park	Presentation at Town Board meeting	11
4/19/2018	Poughkeepsie	Presentation at Vassar Temple	9
6/4/2018	Beacon	Progress update at City Council meeting	15
6/7/2018	Phillipstown	Progress update at Town Board meeting	28
7/10/2018	Marbletown	Presentation at Town Board meeting	13
6/13/2018	LaGrange	Presentation at Town Board meeting	8
6/13/2018	Saugerties	Presentation at Town Board meeting	25
6/21/2018	Millbrook	Discussion at Community Energy Forum hosted by Cornell Coop. Ext. - Mid-Hudson Heritage Center	35
6/23/2018	Beacon	Open House - Howland Library	6
6/26/2018	Cold Spring	Open House - St. Mary's Parish Hall	12
7/10/2018	Newburgh	Community Solar Event hosted by Joule	28
8/7/2018	NYSERDA Webinar	Presentation on HVCP	105
8/15/2018	CCA + CDG Webinar	Hosted by Joule for communities and local developers	16
9/5/2018	Clinton	Presentation at public education event - Town Hall	5
9/6/2018	Marbletown	Public Hearing at Town Board meeting - CCA local law approved, joined HVCP	9
9/28/2018	Poughkeepsie	Presentation at Vassar College - LifeLong Learning Institute	30
10/4/2018	Cornwall	Hudson Valley Green Drinks	35
10/9/2018	Marbletown	Featured at Community 100% Clean Energy Event	35
10/18/2018	New Paltz	Presentation at Hudson Valley Green Expo - SUNY New Paltz	21
10/29/2018	Fishkill	Open House - Fishkill Recreation Center	45
11/7/2018	Fishkill	Open House - Fishkill Recreation Center	1
11/10/2018	Beacon	Open House - 199 Main St.	5

Official Minutes of the Common Council Meeting of March 18, 2019

Joule Assets CCA Outreach Report

11/11/2018	Beacon	Tabling - Beacon Farmers Market	10
11/17/2018	Beacon	Open House - 199 Main St.	2
11/19/2018	Fishkill	Open House - Fishkill Recreation Center	15
11/20/2018	Phillipstown	Open House - Desmond-Fish Library	5
11/29/2018	Clinton	Presentation at Public Forum on CCA - Clinton Town Hall	14
12/3/2018	Poughkeepsie	City Council meeting - joined HVCP	14
12/8/2018	Poughkeepsie	Open House - Family Partnership Center	2
12/9/2018	Beacon	Open House - 199 Main St.	2
12/12/2018	Fishkill	Open House - Fishkill Recreation Center	1
12/15/2018	Phillipstown	Open House - Desmond-Fish Library	4
12/19/2018	Fishkill	Presentation at Town Board meeting	9
12/19/2018	Poughkeepsie	Open House - Family Partnership Center	3
1/8/2019	Clinton	Public Hearing at Town Board	6
1/15/2019	Kingston	Presentation to Kingston Interfaith Council - Trinity Lutheran Church	50
1/16/2019	Fishkill	Presentation at Town Board meeting	8
1/18/2019	Red Hook	Presentation at Town Board meeting	9
1/30/2019	Fishkill	Open House - Fishkill Recreation Center	2
1/31/2019	Poughkeepsie	Presentation at Hudson Valley Green Drinks - Mill House	40
1/30/2019	Fishkill	Open House - Fishkill Recreation Center	2
2/2/2019	Marbletown	Open House - Roundout Municipal Center	2
2/2/2019	Beacon	Open House - Howland Public Library	1
2/3/2019	Phillipstown	Open House - Desmond-Fish Library	2
2/6/2019	Fishkill	Presentation at Town Board meeting	29
2/7/2019	Poughkeepsie	Open House - Adriance Memorial Library	6
2/14/2019	Clinton	Public Hearing at Town Board meeting - CCA local law approved	7
2/14/2019	Beacon	Open House - Howland Public Library	1
2/21/2019	Marbletown	Open House - Roundout Municipal Center	Upcoming
2/27/2019	Fishkill	Open House - Blodgett Memorial Library	Upcoming
2/27/2019	Red Hook	Public Hearing at Town Board meeting	Upcoming
55 Events			Total Attendees at Public Events: 803

Beginning in November 2018, we have also been holding weekly, community-hosted office hours in three of the partner communities (Tuesdays in Poughkeepsie City Hall, Wednesdays in the Beacon Community Center, and Thursdays in Cold Spring Village Hall), where folks can walk in with questions/comments.

Press Coverage

We have broadened our engagement with various media outlets, particularly regional print media. See Table 3 below for a summary of both paid and unpaid Program coverage in print, digital, and radio outlets.

Official Minutes of the Common Council Meeting of March 18, 2019

Joule Assets CCA Outreach Report

Table 3. HVCP Coverage in Local and National Media Outlets

Publication	Type	Date	Description	Links
National Geographic	Unpaid article	2/14/19	"3 Tests the Green New Deal must pass to work" by Andrew Revkin	https://www.nationalgeographic.com/environment/2019/02/3-steps-green-new-deal-must-pass-to-work/
Greentech Media	Unpaid article	2/7/19	"A small New York town plans a profitable, 100% renewable energy future" by Tom Konrad	https://www.greentechmedia.com/articles/read/a-small-new-york-town-plans-a-profitable-100-renewable-future#gs.NHWryAOG
Chronogram	Ad	Spring 19	Upcoming Clean Power Guide Insert	See Program Materials
Putnam Co News Recorder	Ads	Nov/Dec 18	1/4 page ad	Described Program, promoted events
Highlands Current	Unpaid coverage	1/23/16 - 12/21/18	10 distinct mentions	https://highlandscurrent.org/2016/01/23/local-groups-push-green-electric/ https://highlandscurrent.org/2017/01/08/notes-cold-spring-village-bo https://highlandscurrent.org/2017/01/15/buying-in-bulk/ https://highlandscurrent.org/2017/01/23/bacon-board-power-proposal/ https://highlandscurrent.org/2017/02/10/nuclear-reaction/ https://highlandscurrent.org/2017/03/14/notes-cold-spring-village-bo https://highlandscurrent.org/2017/05/07/letters-cca-response/ https://highlandscurrent.org/wp-content/uploads/2018/06/06-22-18-3.pdf https://highlandscurrent.org/2018/12/14/5-questions-jeff-domanski/
The Daily Freeman	Unpaid articles	5/17/18, 11/25/2018	Two articles about CCA exploration in Marbletown	https://www.daillyfreeman.com/news/woolstock-town-officials-say-contract-will-reduce-electricity-costs/article_8c2a2bb8-d271-555a-87b4-f43d3f110ee5.html https://www.daillyfreeman.com/news/local-news/marbletown-meeting-will-offer-information-on-bulk-purchases-of-electricity/article_34154422-f0d9-11e8-9aa1-fb13952cd2fa.html
Poughkeepsie Journal	Unpaid article	11/28/18	"Yes, local communities can act to combat Impacts of Climate Change" by Sarah Salem, Poughkeepsie Council person	https://www.poughkeepsiejournal.com/story/opinion/valley-views/2018/11/28/local-communities-can-act-combat-impacts-climate-change-column/2131644002/?fbclid=IwAR21Vmx

Joule Assets CCA Outreach Report

				Wv6lllEbzU2g8ZdUeo5qrpgzaPmf- JRwbw zvOILTtB4xZF- 4U
Beacon Free Press	Unpaid letter	1/30/2019	Letter to editor by Jeffrey Domanski	See Program Materials
Pawling Public Radio	Unpaid Interviews	4/9/2018, 6/26/18	Interviews with Jeff Domanski, and Mike Gordon & Charlotte Binns	https://www.mixcloud.com/PawlingPublic Radio/HUDSON-VALLEY-GREEN-APRIL-10-2018/ https://www.mixcloud.com/PawlingPublic Radio/HUDSON-VALLEY-GREEN-JUNE-26-2018/

In addition, we've issued two press releases aimed at a broader New York State audience, which have a combined 3,600 views, and broad distribution across press outlets.

Program Press Releases

Dec 7th, 2018 – "City of Poughkeepsie N.Y., Selects JouleCommunity as Administrator to Drive Cost-Savings and Local Clean Energy Development on an Historic Scale"

Total Pickup 140	Total Potential Audience 82,757,635
Exact Match: 140 postings	Exact Match: 82,757,635 Visitors per day
Release Views & Hits 1,709	Engagement Actions 22

<https://finance.yahoo.com/news/city-poughkeepsie-n-y-selects-11960574.html>

<https://www.dailystar.com/press-releases/city-of-poughkeepsie-n-y-selects-joulecommunity-as-administrator-to-drive-cost-savings-and-local-clean-energy-development-on-an-historic-scale-14901873>

<https://www.bizjournals.com/albany/news/press-releases/New-York/2018/12/07/13956687.aspx?story=1>

Jan 16th, 2019 – "Hudson Valley Community Power Launched to Develop Clean, Local Energy for Six Communities in the Hudson Valley"

Total Pickup 158	Total Potential Audience 83,767,420
Exact Match: 158 postings	Exact Match: 83,767,420 Visitors per day
Release Views & Hits 1,891	Engagement Actions 32

<https://finance.yahoo.com/news/hudson-valley-community-power-launched-165400135.html>

<https://markets.businessinsider.com/news/stocks/hudson-valley-community-power-launched-to-develop-clean-local-energy-for-six-communities-in-the-hudson-valley-102787279>

<https://www.bizjournals.com/albany/news/press-releases/New-York/2019/01/16/1268677.aspx?story=1>

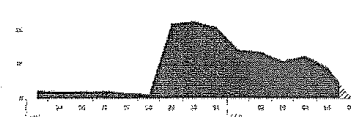
Social Media

As described above, we've launched a new website and established a Program presence on several social media platforms. These campaigns are still fairly young, but have demonstrated substantial growth in a short period of time.

Facebook

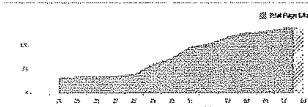
144 Page Followers
Total Reach: 52,156 touches in Hudson Valley
Potential Reach: 1,800,000
Average 3,893 impressions/touches per week.

Daily Reach Jan 24 - Feb 5



141 Page Likes - Feb 6

Total Page Likes as of Today: 140



Joule Assets CCA Outreach Report

Instagram and Program Website

Instagram

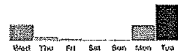
Account launched end December – activity started second week January

88 Followers
224 Likes on sponsored post linking to Press Release on Hudson Valley Community Power



Discovery (D)

117
Accounts reached from 30 profiles – 8 February



Reach
Feb 01, 24 January – 09 January

Impressions
Feb 01, 24 January – 29 January

Notable followers/reshares:

- Town of Marbletown, NY
- Mill House Brewery – 4,956 followers
- Runwithsaalem (Sarah Salem) - 650 followers
- Paughtentierl – 2,831 followers
- HVDistruplore – 1,664 followers
- East Fishkill Library – 1,203 followers
- Hudsonvalleyconnect – 1,654 followers
- Newburgh Restoration – 4,653 followers
- Beacon transplant – 7,252 followers
- A Little Beacon Blog – 3,181 followers

Website

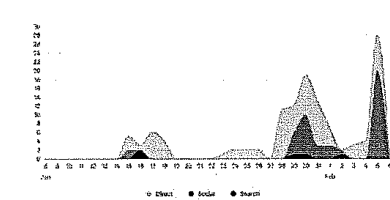
hudsonvalleycommunitypower.com
launched publicly Jan 28th 2019

To date:
137 Unique Visitors
320 Page Views
124 Visits



Traffic Sources

Time Jan 8 – 10th, Feb 6, 2019



Program Materials

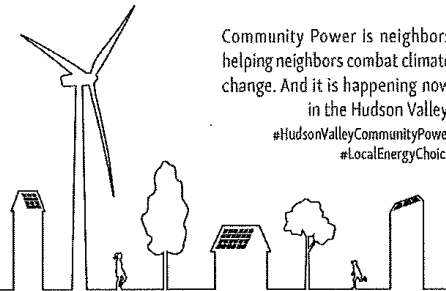
Please find examples of our redesigned Program materials below. These are meant to be used for distribution to the general public, and as printed or digital advertisements.

About HVCP Flyer

Hudson Valley Community Power



RENEWABLE HIGHLANDS



Community Power is neighbors helping neighbors combat climate change. And it is happening now in the Hudson Valley.

#HudsonValleyCommunityPower
#LocalEnergyChoice

Hudson Valley Community Power is:

- Local Energy Choice. It is a shift in authority from the state to municipal level enabling local energy autonomy and a path to 100% clean energy
- A community initiative offering cheaper, cleaner energy, guaranteed at a lower price than what residents are currently paying
- A simple opt-out program - If your community signs on, residents are automatically included, but may freely opt out any time online or by phone



LET'S CREATE CHANGE TOGETHER

Want to get involved? We can help. Check our website or get in touch with the program organizer directly.

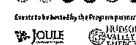
www.hudsonvalleycommunitypower.com

Glenn Weinberg

glenn@joulecommunity.com

Follow us @HudsonValleyCommunityPower #LocalEnergyChoice

Created & Administered by the Program Partners:



Joule Assets CCA Outreach Report

FAQ Flyer

What are the risks?

A Community Choice estimates savings to residents and small business owners by comparing the fixed Community Choice rate to the historical average electricity rate for customers in participating municipalities. While the Community Choice initiative only moves forward if customers save money, electricity rates fluctuate month-to-month and year-to-year, and reflect trends in fuel prices. It is possible, therefore, for utility rates to sit below the fixed Community Choice rate for several months in a row. However, customers are free to leave the program and go back to Central Hudson at any time, for any reason, with no penalty.

How can I opt out?

When your local authority decides to move forward with the Community Choice program, you will receive an official notification in the mail letting you know what to expect. At that point it will be as simple as calling the Program Administrator's hotline and letting them know that you prefer to stick with your default energy supplier.

How can I ensure that we'll move forward with Community Choice in the Hudson Valley?

You can start by contacting your leaders to tell them that you support this effort to save money and promote cleaner energy. You can also join the movement and help spread the word!

How can I spread the word?

By getting in touch with us directly. We can provide you with material - including presentations, posters, and FAQs - that you can distribute within your immediate community. If you're hosting an event, we are also happy to come and make a presentation. You can also follow us on social media and share our posts with your own following. Every effort counts.



Follow us to learn more about how you can make Community Choice a reality in the Hudson Valley.



@hudsonvalleycommunitypower
#HudsonValleyCommunityPower
#LocalEnergyChoice

Come visit us at our community-hosted, weekly office hours

Tuesdays • 11:00am - 12:30pm • Poughkeepsie, City Hall, 62 Civic Center Plaza
Wednesdays • 11:00am - 12:30pm • Beacon, Recreation Center, 22 W. Center Street
Thursdays • 11:00am - 12:30pm • Cold Spring, Village Hall, 85 Main Street

Contact our local organizer

Glenn Weisberg glenn@joulecommunity.com
Community Choice Hotline 845-859-9099
HudsonValleyCommunityPower.com



Hudson Valley Community Power



RENEWABLE HIGHLANDS



#HudsonValleyCommunityPower
#LocalEnergyChoice

Based on a NYS law, Community Choice is:

- A simple shift in authority from state to municipal level that adds a choice of energy supplier
- A program offering a host of benefits including long-term guaranteed energy savings, greener and locally sourced energy, and economic growth for communities
- Optional - residents can opt-out of the program with no strings attached

LET'S CREATE CHANGE TOGETHER

What is Community Choice? And why should I care?

Because your utility bill could change if you don't act.

Six communities (Beacon, Cold Spring, Marlinton, Philipstown, the Town of Field Hill, and the City of Poughkeepsie) have teamed with Joule Community (an Program Administrator) to explore the potential of participating in a Community Choice Program in the Hudson Valley. If the Program proceeds, anyone currently getting supply through Central Hudson will get their electricity from the supplier chosen by the participating Community Choice communities, unless they choose to opt-out.

FREQUENTLY ASKED QUESTIONS

How does Community Choice work?

A Program Administrator works with its partner municipalities to identify Program priorities and solicit proposals from qualified energy supply companies on behalf of their residents and small businesses. There is no commitment to participate in Community Choice throughout this process. The Community Choice program will only launch if one of the proposals meets the cost-saving and other requirements identified by the Administrator and the team of communities.

Is there proof of concept?

Yes. Community Choice was piloted in 21 communities in Westchester County in 2016. To date, the local program - Westchester Power - has saved over \$15 million for 110,000+ homes and small businesses, with towns sourcing energy from solar, wind, and hydropower with Green & Renewable Energy Certificates.

Who is involved in Hudson Valley Community Choice?

Hudson Valley Community Choice is a partnership between the participating communities, the Program Administrator (JouleCommunity), and the Local Organizer (Hudson Valley Energy) who provides Program support to community leaders and customers, ongoing outreach and education, and other sustainability-focused technical support services.

If I don't do anything, will something happen to my utility bill?

Yes, unless you have already chosen to get electricity from an Energy Supply Company (ESC).

How is Community Choice different from an ESCO?

ESCO customers typically must sign a contract and keep an eye on the electricity supply price, which could change. In Community Choice there is:

- No individual, customer contract
- An Administrator monitoring the Program
- A fixed price for the length of Community Choice Program
- A Local Organizer supporting the Program

Am I being dinged?

No. "Dinging" is a derogatory tactic whereby a person's utility is switched without authorization. The Community Choice Program partners are working hard to make everyone aware of the Program before it launches, including how to opt-out of the Program, which can happen at any time at no cost.

How will it affect me?

If a new default electricity supplier is selected, all homeowners and small businesses that don't already have a contract with an alternative supplier are automatically enrolled in the program. The only thing that will change on your electricity bill will be the electricity supplier. Central Hudson will continue to deliver energy to your home, lift you, and provide service interruptions. If you want to opt-out of the program, you can do so at any time without cost or penalty.

Why is this being done?

New York State is promoting Community Choice as a way to:

- Save customers money
- Increase use of cleaner energy sources
- Increase customer power and protection

The participating communities are exploring Community Choice to determine if it can help its residents.

What does it cost?

JouleCommunity and Hudson Valley Energy are working with local cities, towns, and villages to establish a Community Choice program at no cost to the municipalities or residents. Once the program is running, a small portion of the savings on electricity supply will support the operation of the program and implementation of additional local energy initiatives, such as community solar and energy efficiency programs.

Joule Assets CCA Outreach Report

Chronogram Ad

Hudson Valley Community Power

RENEWABLE HIGHLANDS

Community Power is neighbors helping neighbors combat climate change. And it is happening now in the Hudson Valley.

#HudsonValleyCommunityPower • #LocalEnergyChoice

Hudson Valley Community Power is:

- Local Energy Choice. It is a shift in authority from the state to municipal level enabling local energy autonomy and a path to 100% clean energy
- A community initiative offering cheaper, cleaner energy, guaranteed at a lower price than what residents are currently paying
- A simple opt-out program - If your community signs on, residents are automatically included, but may freely opt out any time online or by phone

LET'S CREATE CHANGE TOGETHER

Want to get involved? We can help. Check our website or get in touch with the program organizer directly.

www.hudsonvalleycommunitypower.com • Glenn Weinberg glenn@joulecommunity.com

Follow us @ #HudsonValleyCommunityPower • #LocalEnergyChoice

Events to be hosted by the Program partners:

JOULE HUDSON VALLEY ENERGY

Public Events Flyer

Hudson Valley Community Power

LET'S CREATE CHANGE TOGETHER

Come to a public Q&A session and learn how you can make Community Choice a reality in the Hudson Valley.

February 21st • 6:00 - 7:30 pm
Marbletown, Roundout Municipal Center

February 27th • 6:00 - 7:00 pm
Fishkill, Public Library (the Blodgett Memorial Library)

... OR visit us WEEKLY at our Community-hosted "office hours":

Tuesdays • 11:00 am - 12:30 pm
Poughkeepsie, City Hall, 62 Civic Center Plaza

Wednesdays • 11:00 am - 12:30 pm
Beacon, Recreation Center, 23 W. Center Street

Thursdays • 11:00 am - 12:30 pm
Cold Spring, Village Hall, 85 Main Street

@ Follow us at:
@hudsonvalleycommunitypower
#HudsonValleyCommunityPower
#LocalEnergyChoice

For more information:
HudsonValleyCommunityPower.com
CCA@HudsonValleyEnergy.org
845-859-9099

Events to be hosted by the Program partners:

JOULE HUDSON VALLEY ENERGY

Joule Assets CCA Outreach Report

Beacon Free Press Letter to the Editor

Community Choice based on 'every New Yorker has to choose their electricity supply source'

To the Editor:

In response to the disturbing, recent news about Climate Change, I'm writing to make folks aware of a significant solution many of our communities are pursuing. Beacon, Cold Spring, Philipstown, the Town of Fishkill, Marblatown, and the City of Poughkeepsie have partnered with JouleCommunity to launch a Community Choice Aggregation (CCA) program, or Community Choice. Community Choice is one of the most powerful mechanisms New York State is promoting to accelerate the transition to clean energy and address Climate Change while also saving money.

Community Choice is based on the right every New Yorker has to choose their electricity supply source, which many have done through individual contracts with energy service companies. Through Community Choice, a city, town, or village passes a local law which enables it to make this decision on behalf of its citizens to seek cleaner and less expensive energy, which also protects them from individual contract rate changes. Importantly, everyone continues to be a Central Hudson customer for delivery, repair service, and billing, and anyone can choose to opt-out of the program at any time at no cost.

Through our Hudson Valley Community Power partnership, we have been working hard to build awareness about the Program, and hope everyone can help us spread the word.

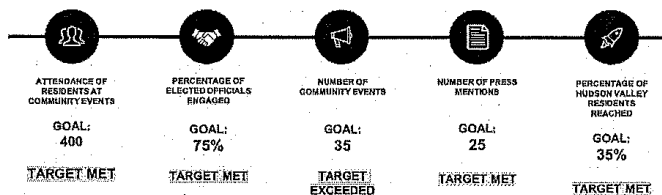
You can learn more about the Program and share ideas with us at one the many public education "open house" events we're hosting or by contacting us directly at CCA@HudsonValleyEnergy.org, calling us at (845) 859-9099, or visiting the www.HudsonValleyCommunityPower.com website, and our Facebook and Instagram pages.

You can also find information on public events and the community-hosted office hours on the websites of our partner communities.

Jeffrey Domanski, MPA, LEED AP
Hudson Valley Energy

Goals Achieved

We established five core metrics to measure our outreach success, each with a specific goal. As of the date of this report, we have met or exceeded each of the targets.



Joule Assets CCA Outreach Report

Contact Us

Please direct questions and comments about this report to:

Glenn Weinberg
Vice President, Joule Assets
gweinberg@jouleassets.com
646.785.7204 (m)
914.977.3444 x106 (o)

2. **FROM DAVID T. WARSHAW**, a notice of property damage sustained on January 26, 2019. **Referred to Corporation Counsel**
3. **FROM PAUL MANISCALCO**, a notice of personal injuries sustained on December 6, 2018. **Referred to Corporation Counsel**
4. **FROM BOBBILYN STURGESS**, a notice of personal injuries sustained on December 10, 2018. **Referred to Corporation Counsel**
5. **FROM TRACY CALABRESE**, a notice of personal injuries sustained on December 10, 2018. **Referred to Corporation Counsel**
6. **FROM ANTHONY J. CUOMO**, a notice of property damage sustained. **Referred to Corporation Counsel**
7. **FROM IMAD ALKHALAFAWI**, a notice of property damage sustained. **Referred to Corporation Counsel**
8. **FROM STAR CHRISTIE**, a notice of personal injuries sustained on February 16, 2019. **Referred to Corporation Counsel**
9. **FROM VANESSA AND JOSEPH MICELI**, a notice of personal injury sustained on January 24, 2019. **Referred to Corporation Counsel**

X. NEW BUSINESS:

XI. OLD BUSINESS:

XII. ADJOURNMENT:

A motion was made by Councilmember Cherry and Councilmember Petsas to adjourn the meeting at 10:05 p.m.

Dated: August 7, 2019

Official Minutes of the Common Council Meeting of March 18, 2019

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on March 18, 2019.

Respectfully submitted,

**Deanne L. Flynn
City Chamberlain**