COMMON COUNCIL MEETING
Monday, April 18, 2022
Common Council Chambers

6:30 p.m.

I. **ROLL CALL**

II. **REVIEW OF MINUTES:**

Special Informational Meeting – April 4, 2022
Common Council Meeting – April 4, 2022

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

IV. **PUBLIC PARTICIPATION**

V. **CHAIRPERSON'S COMMENTS AND PRESENTATIONS**

VI. **MAYOR'S COMMENTS**

VII. **NEW & UNFINISHED BUSINESS:**

VIII. **REPORTS OF COMMITTEES AND BOARDS:**

CONSENT AGENDA:

IX. **MOTIONS AND RESOLUTIONS:**

1. **R-22-32,** Resolution Approving an Agreement With Dutchess County To Conduct Community Development Block Grant (CDBG) Environmental Reviews

2. **R-22-33,** Resolution Setting A Public Hearing For The R4-A Text Amendment

X. **ORDINANCES AND LOCAL LAWS:**

ACTION AGENDA:

XI. **MOTIONS AND RESOLUTIONS:**

XII. **ORDINANCES AND LOCAL LAWS:**

XIII. **PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:**

1. **FROM CITY ADMINISTRATOR MARC NELSON,** A Communication on Gas Regulator Easement Request from Central Hudson

2. **FROM COUNCILMEMBER MENIST,** A Communication on Relocating a Loading Zone on Main St.

3. **FROM CITY OF POUGHKEEPSIE POLICE DEPARTMENT,** Update and Presentation on Public Safety Improvement Efforts.

4. **FROM SUSHI GINZA & CAJUN SEAFOOD INC.,** A Notice of Intent to File a NYS Liquor License.

XIV. EXECUTIVE SESSION – LICENSE AGREEMENT RE. ICEHOUSE. ATTORNEY-CLIENT DISCUSSION

XV. ANNOUNCEMENTS:

XVI. ADJOURNMENT:

RESOLUTION
(R-22-32)

RESOLUTION APPROVING AN AGREEMENT WITH DUTCHESS COUNTY TO CONDUCT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ENVIRONMENTAL REVIEWS

INTRODUCED BY COUNCILMEMBER _____:

WHEREAS, the City of Poughkeepsie administers a Community Development Block Grant (CDBG) that is a federally funded formula-based grant allocated by the U.S. Department of Housing and Urban Development (HUD) to eligible cities; and

WHEREAS, periodically a program to be administered under the CDBG grant will require environmental review under the National Environmental Protection Act (NEPA); and

WHEREAS, the Director of Social Development, Jaclyn Greenwald, Esq. has requested County of Dutchess Planning and Development Department perform the environmental reviews in accordance with the Agreement annexed hereto as Exhibit A; and

WHEREAS, the attached Agreement required approval pursuant to General Municipal Law Section 119-o "Performance of Municipal Cooperative Activities."

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby finds and determines that it is in the best interest of the City to enter into an agreement with the County of Dutchess to perform environmental reviews for the CDBG grant program upon the terms and conditions annexed hereto as Exhibit A and made a part hereof; and

BE IT FURTHER RESOLVED, that the Mayor, City Administrator and Corporation Counsel are hereby authorized and directed to do all things necessary to give effect to the terms of this resolution including but not limited to the execution of the attached Agreement and any other documents as necessary to give effect to the terms of this resolution.

SECONDED BY COUNCILMEMBER _____.

Robert Rolison, Mayor
City of Poughkeepsie
62 Civic Center Plaza
Poughkeepsie, NY 12601

Eoin Wrafter, Commissioner
Dutchess County Department of Planning and Development
85 Civic Center Plaza, Suite 107
Poughkeepsie, NY 12601

Re: Agreement between City of Poughkeepsie and County of Dutchess to conduct Community Development Block Grant (CDBG) Environmental Reviews

Dear Commissioner Wrafter:

By this letter, the City of Poughkeepsie ("City") is requesting that the County of Dutchess Planning and Development Department ("County") perform environmental reviews in accordance with the National Environmental Protection Act (NEPA) and U.S. Department of Housing and Urban Development (HUD) regulations for the City's Community Development Block Grant (CDBG) Program in accordance with the Scope of Services attached hereto as Exhibit "A."

Said services for this Agreement will begin as of the approval by both the City of Poughkeepsie Common Council and the Dutchess County Legislature, and terminate on December 31, 2022. There will be an option to renew for two (2) additional one-year periods upon mutually agreeable terms in writing, unless otherwise terminated as set forth herein.

For the services, the City will pay the County based on the hourly rates in the Scope of Services with a total sum not to exceed Five Thousand Dollars ($5,000) annually. The City reserves the right to withhold payment if work performed is unsatisfactory. Payment of the above consideration shall be made to the County upon submission of statement(s) in a form satisfactory to the City. No payment shall be made prior to audit and approval by the City.

In performing these services, the County shall be acting as an independent contractor and shall hold the City harmless from any claims or Cause of action for damages caused exclusively by the County's negligent performance of these services. At all times during the term of this Agreement, the County shall maintain at its own cost the following insurance and shall provide proof thereof to the City, in the form of a Certificate of Insurance, prior to commencing work under this Agreement:

Worker's Compensation Employer's Liability (statutory limits). In compliance with the Workers' Compensation Law of the State of New York, the County shall provide:

a. a certificate of insurance on an Acord form indicating proof of coverage for Worker's Compensation, Employer's Liability, **OR**
b. a New York State Workers Compensation Notice of Compliance (Form C-105, Form U-26.3, Form SI-12 or Form SI-105.2P).

In the event that the County is exempt from providing coverage, he must provide a properly executed copy of the Certificate of Attestation of Exemption from NYS Workers' Compensation Board, Form CE-200.

A certificate of participation in a self-insurance program. The department responsible for the implementation of the Agreement will obtain verification from the Director of Risk Management for those municipalities participating in the Dutchess County Self-Insured Plan.

General Liability Insurance coverage including blanket contractual coverage for the operation of the program under this Agreement with limits not less than $1,000,000 per occurrence and $2,000,000 in the aggregate. This insurance shall be written on an occurrence coverage form and include bodily injury, property damage liability. The City must be listed as additional insured. The additional insured endorsement for the Commercial General Liability insurance required above shall not contain any exclusion for bodily injury or property damage arising from completed operations.

Automobile Liability Insurance coverage for all owned, scheduled, hired, and non-owned vehicles with a combined single limit of liability of not less than $1,000,000. This insurance shall include coverage for bodily injury and property damage. The City must be listed as additional insured.

This Agreement may not be assigned by the County without prior written consent of the City, and the City shall be relieved of all liability and obligations consistent with the New York State General Municipal Law Section 109 in the event of such unauthorized assignment.

The City agrees to work with HUD to provide county staff with access to the HUD's Environmental Review Online System (HEROs) within IDIS to streamline environmental review completion.

Either party may terminate this agreement upon thirty (30) days' notice, in writing, with or without cause.

This Agreement may be executed in any number of counterparts, all of which taken together shall constitute one agreement, and any of the parties hereto may execute this Agreement by signing any such counterpart. A facsimile or signature transmitted by electronic means applied hereto or to any other document shall have the same force and effect as a manually signed original. This provision contemplates giving legal force and effect to copies of signatures. This provision does not contemplate the use of "electronic signatures" as regulated by New York State Technology Law Article 3, "Electronic Signatures and Records Act."

Acceptance of the terms of this agreement may be made by signing and returning all copies of this letter to me at the address indicated hereon.

Sincerely,

_____

Robert G. Rolison
Mayor, City of Poughkeepsie

CITY OF POUGHKEEPSIE:

ACCEPTED:

_____

Robert Rolison, Mayor

APPROVED AS TO FORM:

_____

Corporation Counsel

APPROVED AS TO CONTENT:

_____

Director of Social Development

COUNTY OF DUTCHESS:

ACCEPTED:

_____

Marcus J. Molinaro, County Executive

APPROVED AS TO FORM:

_____

County Attorney's Office

APPROVED AS TO CONTENT:

_____

Commissioner of Planning and Development

This agreement is in effect as of this _____ day of _____, 2022.

Exhibit A
Scope of Services

Tasks:

Initial assessment of CDBG projects including environmental review classification (exempt, categorially excluded, environmental assessment, environmental impact statement) and assessment of necessary clearances/impact determinations.

Communicate classification, clearance assessment results, and any other outstanding information need to complete the review to the Director of Social Development. This assessment shall include a proposed timeline for clearances and completion of the environmental review.

Work with appropriate city staff to prepare submissions to agencies required to issue clearances or impact determinations as identified in the clearance assessment. Depending on the regulatory agency requirements, the County will submit the request on the City's behalf or provide the necessary information for the City's to submit to the agency.

Upon receipt of all clearances and other outstanding documentation, complete all HUD required environmental forms, including required back up documentation, and forward to the city for signatures.

As applicable, provide draft legal notices (floodplain, wetland, NOIRROF, FONSI) for City to place in the Poughkeepsie Journal.

Complete tiered reviews for scattered site projects to streamline implementation of these project types.

Hourly Rates:

The primary positions assigned to this project will be a planner and principal program assistant. Other staff listed below will provide support if additional expertise or staffing is needed for a particular project type:

Title	Hourly Rate
Community Development Administrator	$53.46
Senior Planner	$75.97
Planner	$60.72
Junior Planner	$44.36
Principal Program Assistant	$43.18

RESOLUTION INTRODUCING AMENDMENT TO THE CITY OF POUGHKEPSIE CODE OF ORDINANCES ENTITLED "ZONING AND LAND USE REGULATION AND PROVIDING FOR PUBLIC NOTICE AND HEARING (R-22-33)

INTRODUCED BY COUNCILMEMBER MENIST:

BE IT RESOLVED that an introductory ordinance amending Section 19-3.19 of the City of Poughkeepsie Code of Ordinances, entitled "Central Urban Density Residence District (R-4A)"; and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed ordinance be laid upon the desk of each member of the Council; and

BE IT FURTHER RESOLVED that the Council hold a public hearing for public comments on said proposed ordinance at will be held at 6:00 o'clock P.M., on Monday, May 2, 2022 and such hearing will be held in person at City Hall, 62 Civic Center Plaza, 3rd Floor, Poughkeepsie, NY 12601; 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 ten (10) days prior thereto.

SECONDED BY COUNCILMEMBER _____.

O-R-D-I-N-A-N-C-E
(O-X-X)

ORDINANCE AMENDING CHAPTER 19, SECTION 19-3.19 OF THE CITY OF POUGHKEEPSIE CODE OF ORDINANCES ENTITLED "Central Urban Density Residence District (R-4A)"

INTRODUCED BY COUNCILMEMBER SALEM:

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

SECTION 1: Section 19-3.19 of the Code of Ordinances of the City of Poughkeepsie is hereby amended by the following additions so as to read in pertinent part as follows:

Section 19-3.19 **Central Urban Density Residence District (R-4A).**
[Ord. of 4-1-1991, § 2; Ord. of 11-21-1996, § 9]

(1) *Purpose of district.* The purpose of this district is to provide areas for a broad range of housing types with opportunity for appropriate nonresidential uses at a fairly high density commensurate with the scale and characteristics of the city's older neighborhoods; these are areas with access to major transportation arteries and a range of community services.

(2) *Permitted uses.* No building or premises shall be used, in whole or in part, for any purpose except those listed below:

(a) Uses permitted by right:
1. Single-family detached dwellings.
2. Two-family dwellings.
3. Townhouses.
4. Multifamily dwellings.
5. Home occupations, subject to the requirements of Section **19-4.1** of this Chapter or professional offices, subject to the requirements of Section **19-4.2** of this Chapter.
6. Municipal parks and recreational facilities, including refreshments and service buildings accessory thereto and any other governmental uses and structures of the City of Poughkeepsie, the County of Dutchess or the state or federal governments or agencies thereof.
7. Public, private and parochial schools as regulated in Section 19-3.12(2)(a)4 herein.
8. Cemeteries.
9. Renting of not more than two rooms by the resident family, provided that no sign advertising the availability of such rooms shall be displayed.
10. Student home, subject to the requirements of Section 19-4.22 of this chapter.

11. Standard restaurants, cafes and coffee shops, provided such businesses are located in existing buildings and close by 11pm. Drive-through facilities are prohibited.
12. Retail establishments.
13. Convenience stores, provided that a variety of fresh produce is available for purchase.
14. Personal service establishments.
15. Artisanal uses offering a trade or handcrafted service or product, such as but not limited to butchers, cheese shops, fish markets, and candy shops.

(b) Uses subject to issuance of a special permit by the Planning Board in accordance with the requirements of Section **19-6.2** herein:

1. Places of worship, including parish houses, religious schools, meeting rooms and recreation facilities and customarily accessory thereto, subject to the following requirements:

(i) The site shall have an area of not less than 20,000 square feet.

(ii) Except as set forth hereinafter, no building or part thereof or parking or loading area shall be located nearer than 25 feet to any street line or property line in any R-1 through R-6 District. A parish house, rectory or parsonage shall comply with the requirements for a single-family dwelling.**(iii)**

Lot coverage shall not exceed 50%.

2. Cluster development, in accordance with the requirements of Section 19-4.16 of this Chapter.

3. Nursery or preschool educational establishments or day-care centers, subject to the requirements of Section 19-3.12(2)(b)3 of this Chapter.

4. Libraries, museums and/or art galleries on lots having an area of not less than 20,000 square feet.

5. Golf, tennis and swimming clubs, subject to the requirements of Section 19-3.12(2)(b)6 of this Chapter.

6. Family day-care homes.

7. Agency group homes, agency community residences or family care homes, subject to the requirements of Section 19-3.12(2)(b)8 of this Chapter.

8. Conversion and remodeling of buildings in existence on the effective date of this Chapter for use by practicing physicians or dentists, either singly or in groups.

9. Membership clubs, catering exclusively to members and their guests, provided that the following are prohibited:

(i) Outdoor entertainment, live or mechanical,

(ii) Use of outdoor public address systems.

(iii) Exterior lighting other than that which is essential for the safety of users of the premises.

(iv) Location of any part of the building nearer than 30 feet to any street or property line in an R-1 through R-6 District.

10. Professional or business offices as part of a multifamily dwelling, subject to the following requirements:

(i) Office uses shall be limited to the first floor.

(ii) Office uses shall be primarily to serve residents of the immediate neighborhood.

(iii) Such office space shall be limited to 800 square feet for each 10 dwelling units or major fraction thereof.

(iv) Entrances and exits to office shall be separate front the residential portion of the building.

11. **Rooftop and courtyard seating areas for standard restaurants and coffee shops.**

(3) *Accessory uses.* Accessory uses shall be as follows:

(a) Off-street parking.

(b) Buildings for housing pets; playhouses.

(c) Garden houses, greenhouses.

(d) Signs, subject to the requirements of Section **19-4.9** of this Chapter.

(e) Swimming pools and/or tennis courts and related recreational facilities, subject to the applicable requirements of Sections **19-4.7** and/or **19-4.8** of this Chapter.

(f) Keeping of not more than three customary household pets over six months old. The commercial breeding or boarding of pets shall be prohibited.

(g) Sidewalk seating areas for standard restaurants and coffee shops pursuant to Section 15-14 of the code.

(4) *Lot and bulk requirements.* Lot and bulk requirements shall be as follows:

(a) Minimum required lot area for one- and two-family dwellings and townhouses:

1. One-family dwellings, townhouses: 2,000 square feet per DU.

2. Two-family dwellings: 2,250 square feet.

(b) Minimum required lot area per dwelling unit for multifamily dwellings shall be as follows, except in buildings with offices on the first floor, no additional lot area shall be required specifically for that use:

1. Efficiency or studio unit: 750 square feet.

2. One-bedroom unit: 900 square feet.

3. Two-bedroom unit: 1,050 square feet.

4. Three-or-more-bedroom unit: 1,200 square feet.

(c) Minimum required lot area for all uses except one-family and two-family dwellings and townhouses: same as R-3 Districts [Section 19-3.14(4)].

(d) Minimum required lot width:

1. Townhouse: 18 feet.

2. All other uses: 30 feet.

(e) Minimum required side yards: six feet.

(f) Minimum required rear yards: 1/2 the height of the principal structure closest to the rear property line or 15 feet, whichever is greater.
(g) Minimum distance between principal buildings on one site: 2/3 of the height of the taller principal building or 25 feet, whichever is greater.
(h) Minimum required front yard: none; provided, however, that in cases where the mean front yard setback of residential properties located on the same street line and wholly or partly located within 100 feet of the subject property exceeds 2 1/2 feet, said mean front yard setback shall be the minimum front yard required for the subject property.
(i) Maximum height: three stories or 40 feet. Maximum F.A.R.: 1.0.
(j) Maximum lot coverage: 40%.
(k) Required open space: same as R-4 [Section 19-3.15(4)(i)].

(5) *Parking and loading.* Off-street parking and loading spaces shall be provided in accordance with Section **19-4.3** herein.

(6) *Landscaping and screening.* Landscaping and screening shall be provided, subject to the requirements of Section 19-4.11 of this Chapter.

SECTION 2: This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER _____

Submitted to Council: Council Action: Roll call vote taken: Yes____ No____ Ayes Nays Abstain Absent Approved by Mayor on _____ Mayor's Signature_____	I hereby certify the foregoing to be a true and correct copy of a Ordinance duly adopted at a regular meeting of the Common Council held _____ _____ City Chamberlain

GRANT OF EASEMENT AND RIGHT OF WAY

THE CITY OF POUGHKEEPSIE, a municipal corporation, 62 Civic Center Plaza Poughkeepsie, New York 12602 (the "City")

Grantor,

and

CENTRAL HUDSON GAS & ELECTRIC CORPORATION, a domestic corporation having its principal office at 284 South Avenue, Poughkeepsie, New York 12601

Grantee,

In consideration of the sum of $1.00 and other valuable considerations, the receipt whereof from Central Hudson Gas & Electric Corporation (hereinafter referred to as "Central Hudson") a domestic corporation having its principal office at 284 South Avenue, Poughkeepsie, New York, is hereby acknowledged, the Grantee hereby grant(s) and convey(s) unto Central Hudson, its successors and assigns, an easement and right of way for the purpose of allowing Central Hudson to construct a natural gas regulator station, its inlet and outlet pipelines, relief stack and other appurtenances, facilities thereto, in, upon, over, under and across the lands of the City, including roads and highways thereon and adjacent thereto, situated in the City of Poughkeepsie, County of Dutchess, State of New York.

The easement granted herein pertains to a portion of Dutchess County Real Property Tax Parcel ID # 6162-79-311017 & 6162-79-321015 and is for the purpose of allowing Central Hudson to construct a natural gas regulator station, its inlet and outlet pipelines, fencing, separate relief stack and all other appurtenances to support the gas regulator station. The easement area is shown and described on the attached survey map identified as Exhibit A and made a part hereof.

Together with the right at all times to have access thereto across the remaining premises of the City (said right of access to be confined to practicable and reasonable routes to be designated by the City), and to enter thereon, and to construct, relocate, operate and maintain, and to protect, repair, replace and remove, in, upon, over and under the property covered by said easement and right of way the aforesaid gas regulator station, inlet and outlet pipelines, fencing, relief stack, any and all lines of pipes, mains, ducts, conduits, and all other appurtenances and fixtures adaptable to the present and future needs, uses and purposes of Central Hudson, its successors, assigns and lessees for any public utility use; and provided that physical damage to the property owned by the City caused solely by Central Hudson, its successors, assigns and lessees, shall be adjusted at the expense of Central Hudson, its successors, assigns, and lessees.

Together with the permanent right also to trim, cut and remove, at any time, such brush, trees and other objects thereon and on adjacent property of the City as in the reasonable judgment of Central Hudson, its successors, assigns and lessees, may interfere with, obstruct or endanger the construction, operation or maintenance of said rights, gas regulator station, pipes, mains, ducts, conduits and other appurtenances and fixtures or any thereof, which are now or may hereafter be constructed on said right of way. Said right shall include the right to use chemical means of brush and tree removal only within the limits of the right of way, and then only when such use does not interfere with the right of the City to cultivate its ground as hereinafter set forth.

No house or other structure shall be erected, and no roadway (except as agreed upon herein) shall be constructed, and excavating, mining or blasting shall not be undertaken within the limits of the easement and right of way without the written consent of Central Hudson, its successors or assigns; and any house or other structure that is already on said easement and right of way may be removed by Central Hudson, its successors or assigns, or at the expense of Central Hudson, its successors, assigns or lessees, upon written notice to the City, its heirs and assigns, by Central Hudson its successors, assigns or lessees, by certified mail, to the address herein below given.

Central Hudson agrees to defend, indemnify, pay on behalf of, and hold harmless the City, its heirs, successors and assigns, against any and all claims, liability, demands, suits or loss, including attorneys' fees and all other fees connected therewith, arising out of or connected to, and to the extent caused by Central Hudson's negligent exercise of its rights or default under this easement. It is understood and agreed that this release of claims, and agreement to indemnify and hold harmless, is a condition precedent and insuperable part of the easement given by the City and the City was induced to give such permission by the promise of the Central Hudson to give this release. Central Hudson and its employees, officials, agents and representatives waive any right of recovery against the City for any and all claims, liability, loss, damage, costs or expense (including attorneys' fees) arising out of this easement, except to the extent caused by the negligent acts or omissions or the default by the City.

The terms hereof shall be binding upon and inure to the benefit of the heirs, executors, administrators, personal representatives, successors and assigns and lessees of the undersigned and Central Hudson.

Signed, sealed and delivered, on_____, 2022

CITY OF POUGHKEEPSIE

By: _____(L.S)

_____

Robert G. Rolison, Mayor

NEW YORK ALL-PURPOSE ACKNOWLEDGMENT

State of New York)
)ss.:
County of _____)

On the .....day of.....in the year ..... before me, the undersigned, a Notary Public in and for said state, personally appeared ..... , personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

.....
Notary Public

18 Computer Drive E Suite 203 Albany New York 12205
Main: 877 627 3772

Colliers
Engineering
& Design

Gas Easement Across Lands Now or Formerly of The City of Poughkeepsie

All that part, piece or parcel of land situate in the City of Poughkeepsie, County of Dutchess, State of New York, being more particularly described as follows:

Commencing at the point of intersection of the division line between lands now or formerly of GPS One, LLC (L.22018 P.1546) to the east, lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) to the west, and the northern boundary of Main Street; thence North 66°59'49" West 7.18 feet to the point of beginning; thence from said point of beginning along the said northern boundary of Main Street the following 2 (two) courses and distances;

1. North 66°59'49" West 38.00 feet to a point;
2. North 66°23'02" West 2.02 feet to a point;

Thence turning northeast across the lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) the following 7 (seven) courses and distances;

1. North 21°13'36" East 39.42 feet to a point;
2. North 25°46'57" East 31.05 feet to a point;
3. North 19°50'24" East 79.14 feet to a point;
4. North 13°28'56" East 32.39 feet to a point;
5. North 18°00'25" West 17.89 feet to a point;
6. North 17°39'11" East 119.45 feet to a point;
7. South 87°17'37" East 54.04 feet crossing into the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) to a point;

Thence continuing across the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) the following 2 (two) courses and distances:

1. North 18°11'22" East 31.13 feet to a point;
2. North 87°17'37" West 12.94 feet to a point in the division line between lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) to the east, lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) to the southwest and the Fall Kill Creek to the north.

Thence along the division line between the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) to the south and the Fall Kill Creek to the north the following 2 (two) courses and distances;

1. North 17°39'11" East 18.22 feet to a point;
2. South 81°12'33" East 70.97 feet to a point in the division line between the lands now or formerly of North Cherry Street Development Fund Company, Inc. (Doc.# 02 2017 140) to the east, lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) to the west and the Fall Kill Creek to the north.

Thence turning southwest along the division line between the lands now or formerly of North Cherry Street Development Fund Company, Inc. (Doc.# 02 2017 140) to the east, lands now or

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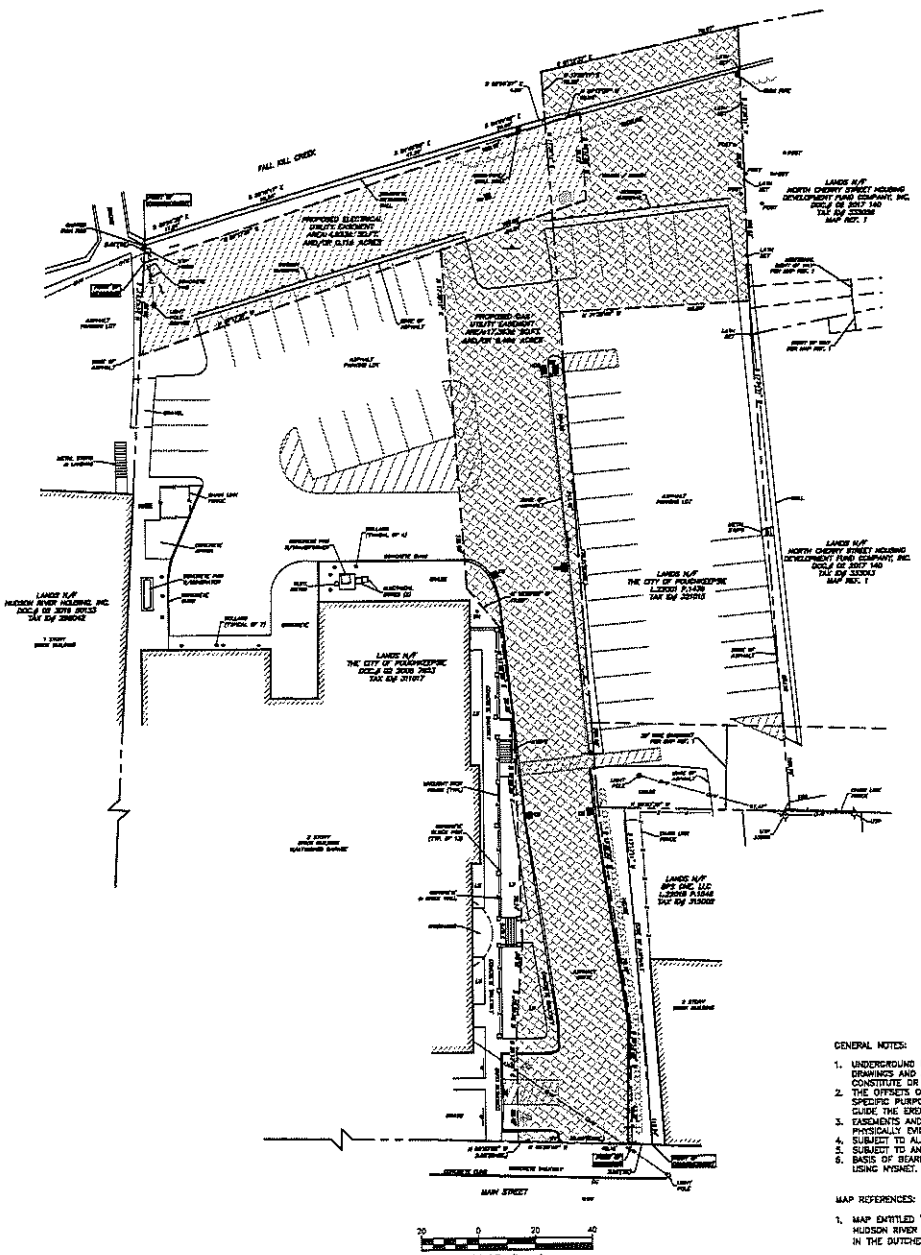
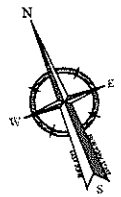
& Design

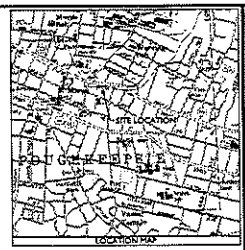
formerly of The City of Poughkeepsie (L.22001 P.1476) to the west South 19°36'11" West 96.66 feet to a point, thence turning northwest across the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) North 71°35'40" West 66.84 feet to a point in the division line between lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) to the west and the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) to the east, thence turning southwest along said dividing line South 17°39'11" West 175.11 feet to a point, thence across the lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) the following 2 (two) courses and distances;

1. South 13°32'23" West 76.16 feet to a point;
2. South 21°13'36" West 43.37 feet to the point or place of beginning.

Containing 0.40 acres more or less.







GENERAL NOTES:

1. UNDERGROUND UTILITIES SHOWN HEREON BASED ON UTILITY EVIDENCE VISIBLE AT GROUND SURFACE AND RECORD DRAWINGS AND ARE SUBJECT TO FIELD VERIFICATION BY EXCAVATION. UTILITIES SHOWN DO NOT PURPORT TO CONSTITUTE OR REPRESENT ALL UTILITIES LOCATED UPON OR ADJACENT TO THE SURVEYED PREMISES.
2. THE OFFSETS OR DIMENSIONS SHOWN HEREON, FROM THE PROPERTY LINES TO THE STRUCTURES, ARE FOR A SPECIFIC PURPOSE AND USE; THEREFORE, THEY ARE NOT INTENDED TO MONUMENT THE PROPERTY LINES OR TO GUIDE THE ERECTION OF FENCES, ADDITIONAL STRUCTURES OR ANY OTHER IMPROVEMENTS.
3. EASEMENTS AND/OR SUBSURFACE STRUCTURES RECORDED OR UNRECORDED ARE NOT GUARANTEED UNLESS PHYSICALLY EVIDENT ON THE PREMISES AT THE TIME OF THE SURVEY.
4. SUBJECT TO ALL RIGHTS, EASEMENTS, COVENANTS AND RESTRICTIONS OF RECORD.
5. SUBJECT TO ANY STATE OF FACTS AN UP-TO-DATE ABSTRACT OF TITLE WOULD DISCLOSE.
6. BASIS OF BEARING IS NEW YORK STATE PLANE COORDINATE SYSTEM EAST ZONE. CONTROL WAS ESTABLISHED USING NYSNET. THE HORIZONTAL DATUM IS RELATIVE TO NAD83.

MAP REFERENCES:

1. MAP ENTITLED "MAP OF SURVEY SHOWING LOT LINE REVISION WITH THE CITY OF POUGHKEEPSIE PREPARED FOR HUDSON RIVER HOUSING, INC." PREPARED BY J. WILLIAM KOMSAR, LAST REVISED ON NOVEMBER 13, 2012, FILED IN THE DUTCHESS COUNTY CLERK'S OFFICE AS FM# 24294.

LEGEND

Colliers Engineering & Design

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811 DIG SAFE

PROTECT YOURSELF: UTILITIES MUST BE MARKED BEFORE YOU DIG. IT'S THE LAW. FAILURE TO CONTACT THE UTILITIES BEFORE DIGGING COULD RESULT IN INJURY OR DEATH. Before you dig, Call before you dig. FOR STATE SPECIFIC DIRECT PHONE NUMBERS VISIT: WWW.CALL811.COM

NO.	DATE	REVISIONS	DESCRIPTION

UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED LAND SURVEYOR'S SEAL IS A VIOLATION OF SECTION 7209, SUBDIVISION 2, OF THE NEW YORK STATE EDUCATION LAW.

ONLY BOUNDARY SURVEY MAPS WITH THE SURVEYOR'S SEAL ARE GENUINE TRUE AND CORRECT COPIES OF THE SURVEYOR'S ORIGINAL WORK AND OPINION.

PRELIMINARY

MARK R. DELOR
NEW YORK LICENSED LAND SURVEYOR
LICENSE NUMBER 050276
COLLIERS ENGINEERING & DESIGN CT, P.C.
N.Y. C.O.A. #

PARTIAL BOUNDARY SURVEY & EASEMENT PLAN

FOR

CENTRAL HUDSON GAS & ELECTRIC CORPORATION

SECTION 6162-79
PARCELS 321017 & 321015

CITY OF POUGHKEEPSIE
COUNTY OF DUTCHESS
STATE OF NEW YORK

ALBANY
50 Century Hill Drive Suite 2001
Latham, NY 12110
Phone: 518.786.7400
Fax: 518.786.7299

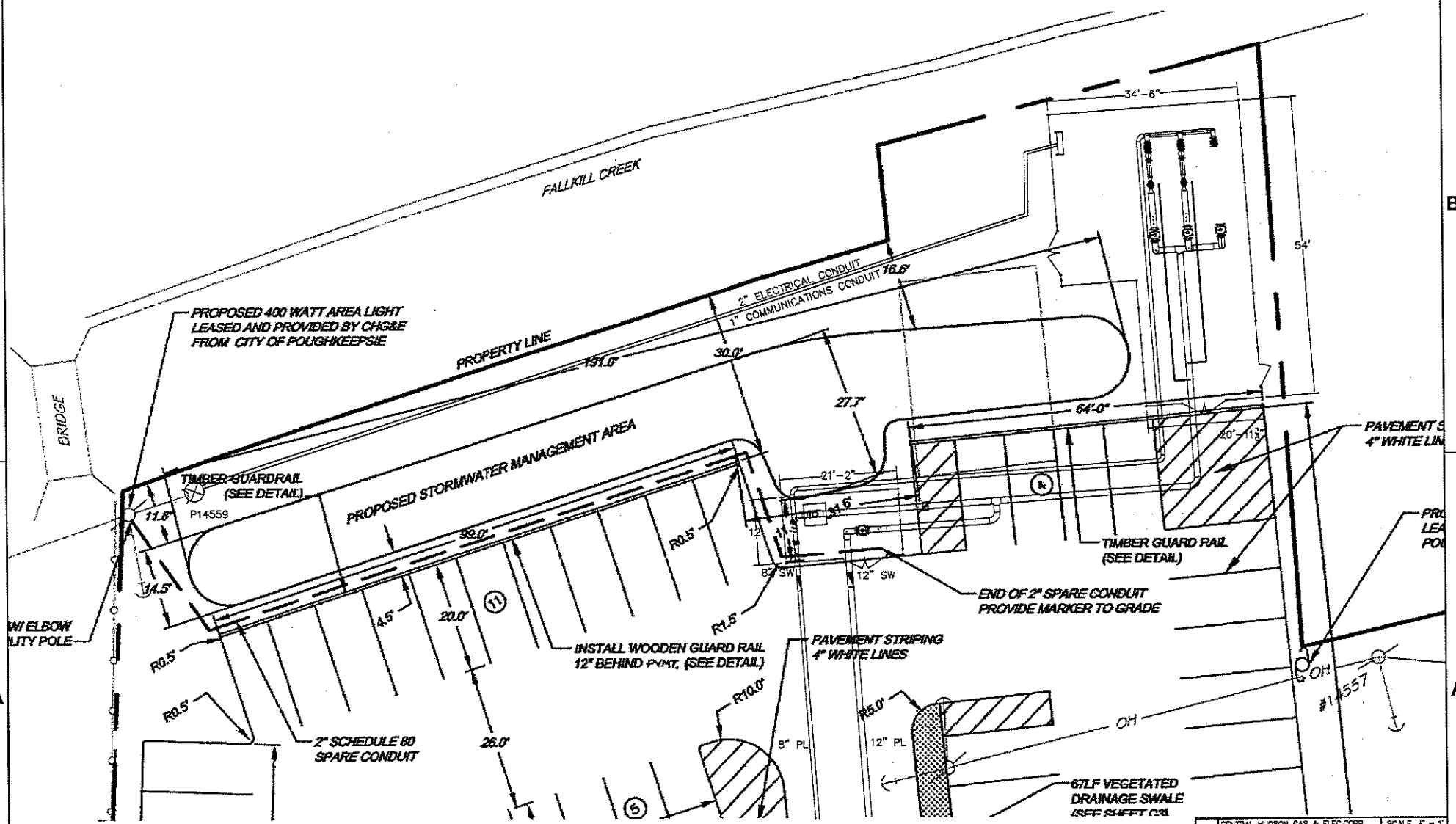
SCALE	DATE	DRAWN BY	CHECKED BY
AS SHOWN	03/21/13	MJM	BPS

PROJECT NUMBER	DRAWING NAME
2280291.14	14.DWG

SHEET TITLE
PARTIAL BOUNDARY SURVEY & EASEMENT PLAN

SHEET NUMBER
01 of 01

NOTE: DO NOT SCALE DRAWINGS FOR CONSTRUCTION.



CENTRAL HUDSON GAS & ELEC.CORP.			SCALE 1" = 1'
SOUTH CLINTON ST. REG. STATION RELOCATION			DATE 10/8/21
LAYOUT VIEW			REV.NO. 0
			FILE NO.
W.O.NO.		CHECKED XXX	
DRAT.NO XXXX		CLEARED XXX	
DRAWN JAC		R.A.W. XXX	
SUPV. SRS		APPROVED XXX	SH.NO. 1 OF 1

REVISIONS

CAD DRAWING
DO NOT REVISE MANUALLY

In consideration of the sum of $1.00 and other valuable considerations, the receipt whereof from **Central Hudson Gas & Electric Corporation**, a domestic corporation having its principal office (residence) at 284 South Avenue, Poughkeepsie, New York and **Verizon New York**, Inc. a domestic corporation having its principal office (residence) at 140 West Street, New York, NY is hereby acknowledged, the City of Poughkeepsie ("City") hereby grant(s) and convey(s) unto said corporation(s), and each of them, their respective successors, assigns and lessees (hereinafter collectively referred to as the "Corporations"), an easement for any use relating to the electric, gas, or communication industry, including, but not limited to, the installation, operation and maintenance of overhead and/or underground electric, gas or communication facilities which easement shall be 30 feet in width throughout its extent, in, upon, under, over and across the lands of the City including roads and highways thereon and adjacent thereto, situated in the City of Poughkeepsie, County of Dutchess, State of New York.

Said easement shall
begin at Central Hudson pole# P14559 thence extend in an southerly direction for a distance of approximately twenty five (25) feet to a point, said point being Central Hudson pole # P202492; thence continuing in an easterly direction for a distance of approximately two hundred (200) feet where the said lines enter Central Hudson's Gas Regulator Station as shown on Exhibit A attached hereto and made a part hereof.

Together with the rights for guying facilities and service extensions to be located outside of the stated easement width.

Together with the permanent right at all times to have access thereto within the easement and across the remaining premise(s) of the City, and to enter thereon, and to construct, excavate, place, relocate, extend, operate, maintain and to protect, repair, replace and remove, in, over and under the property covered by said easement, such facilities, including, but not limited to, lines or poles, cables, crossarms, wires, guys, braces, underground conduits, pipes, mains and ducts, and all other appurtenances and fixtures adaptable to the present and future needs, uses and purposes of said corporations, their respective successors, assigns and lessees, and provided that physical damage to the property owned by the City caused solely by said corporations, their respective successors, assigns or lessees, shall be adjusted at the expense of the person or entity so causing such damage.

Together with the permanent right to also trim, cut, clear cut to ground level and at the election of either Corporation remove at any time such brush, trees and other objects, thereon or on adjacent property of the City, including trees, brush and other objects located outside the easement, as in the sole judgment of either Corporation may fall upon or come in contact with the facilities or may interfere with, obstruct or endanger the construction, operation or maintenance of said rights, facilities and other appurtenances and fixtures or any thereof, which may hereafter be constructed in, over, or across said easement. Said right shall include the right to use chemical means of brush and vegetation control within the limits of the easement and rights of way where applicable. Any chemical use shall be in accordance with all Federal and State regulations pertaining to utility right-of-way maintenance.

The exact location of said easement and lines is to be as determined by said corporations having regard to the origin, general direction and destination of said facilities and the requirements of said corporations.

Reserving unto the City the right to only plant and cultivate lawn grass and low growing ornamental shrubs within said easement, and the right to cross and recross said easement, provided that any such cultivation and/or use of said easement shall not in the sole judgment of said Corporations interfere with, obstruct or endanger any of the rights granted as aforesaid and provided that no house, shed, garage, outbuilding, pool, road, driveway or other structures or above or in ground improvements shall be erected, constructed placed, installed, or located and no excavating, mining or blasting shall be undertaken or performed within the limits of said easement without the prior written consent of said Corporations.

Central Hudson and Verizon jointly and severally agree to defend, indemnify, pay on behalf of, and hold harmless the City, its heirs, successors and assigns, against any and all claims, liability, demands, suits or loss, including attorneys' fees and all other fees connected therewith, arising out of or connected to either Central Hudson's or Verizon's to the extent caused by the negligent exercise of rights or the default under this easement. It is understood and agreed that this release of claims, and agreement to indemnify and hold harmless, is a condition precedent and insuperable part of the easement given by the CITY and the CITY was induced to give such permission by the promises of Central Hudson and Verizon to give this release. Central Hudson and its employees, officials, agents and representatives waive any right of recovery against the CITY for any and all claims, liability, loss, damage, costs or expense (including attorneys' fees) arising out of this easement. Verizon and its employees, officials, agents and representatives waive any right of recovery against the CITY for any and all claims, liability, loss, damage, costs or expense (including attorneys' fees) arising out of this easement, except to the extent caused by the negligent acts or omissions or the default by the City

This easement and the provisions hereof shall be binding upon and inure to the benefit of the heirs, legal representatives, successors, assigns and lessees of the City and said Corporations, respectively.

Signed, sealed and delivered, on ....., ...

In the presence of: *Subscribing Witness Only*

_____

_____
(Sign & Print Name)

CITY OF POUGHKEEPSIE

BY:_____(L.S)
(Sign Name)

ROBERT G. ROLISON, MAYOR
(Print Name and Title)

Residing at .....62 Civic Center Plaza..
Number *Street*

Poughkeepsie.....NY, 12601.....
Town, City or Village *State*

Dutchess.....
County

ACKNOWLEDGEMENT OF CONVEYANCE

State of New York)
)ss.:
County of _____)

On the .....day of..... in the year ..... before me, the undersigned, a Notary Public in and for said State, personally appeared ....., personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

.....
Notary Public

NEW YORK ALL-PURPOSE ACKNOWLEDGMENT

State of New York)
)ss.:
County of _____)

On the .....day of.....in the year ..... before me, the undersigned, a Notary Public in and for said state, personally appeared ..... , personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

.....
Notary Public

CERTIFICATE OF SUBSCRIBING WITNESS

State of New York)
)ss.:
County of _____)

On the .....day of ..... in the year ....., before me, the undersigned, a Notary Public in and for said State, personally appeared....., the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he/she/they resides in.....;that he/she/theyknow(s).....
.....to be the individual described in and who executed the foregoing instrument; that said subscribing witness was present and saw said .....
..... execute the same; and that said witness at the same time subscribed his/her/their name(s) as a witness thereto.

.....
Notary Public

RIGHT OF WAY

R|W No.....
Town.....
PD # .....Village.....
City .....
Granted by
.....
.....
to
Central Hudson Gas & Electric Corporation
Date: _____
Map: _____ Line : _____
Pole No: _____
Work Order #: _____ J#: _____
SBL: _____
Address of ROW: _____

RECORD AND RETURN TO:
Central Hudson Gas & Electric Corporation
284 South Avenue
Poughkeepsie, NY 12601
Attn: Real Property Services

18 Computer Drive E Suite 203 Albany New York 12205
Main: 877 627 3772

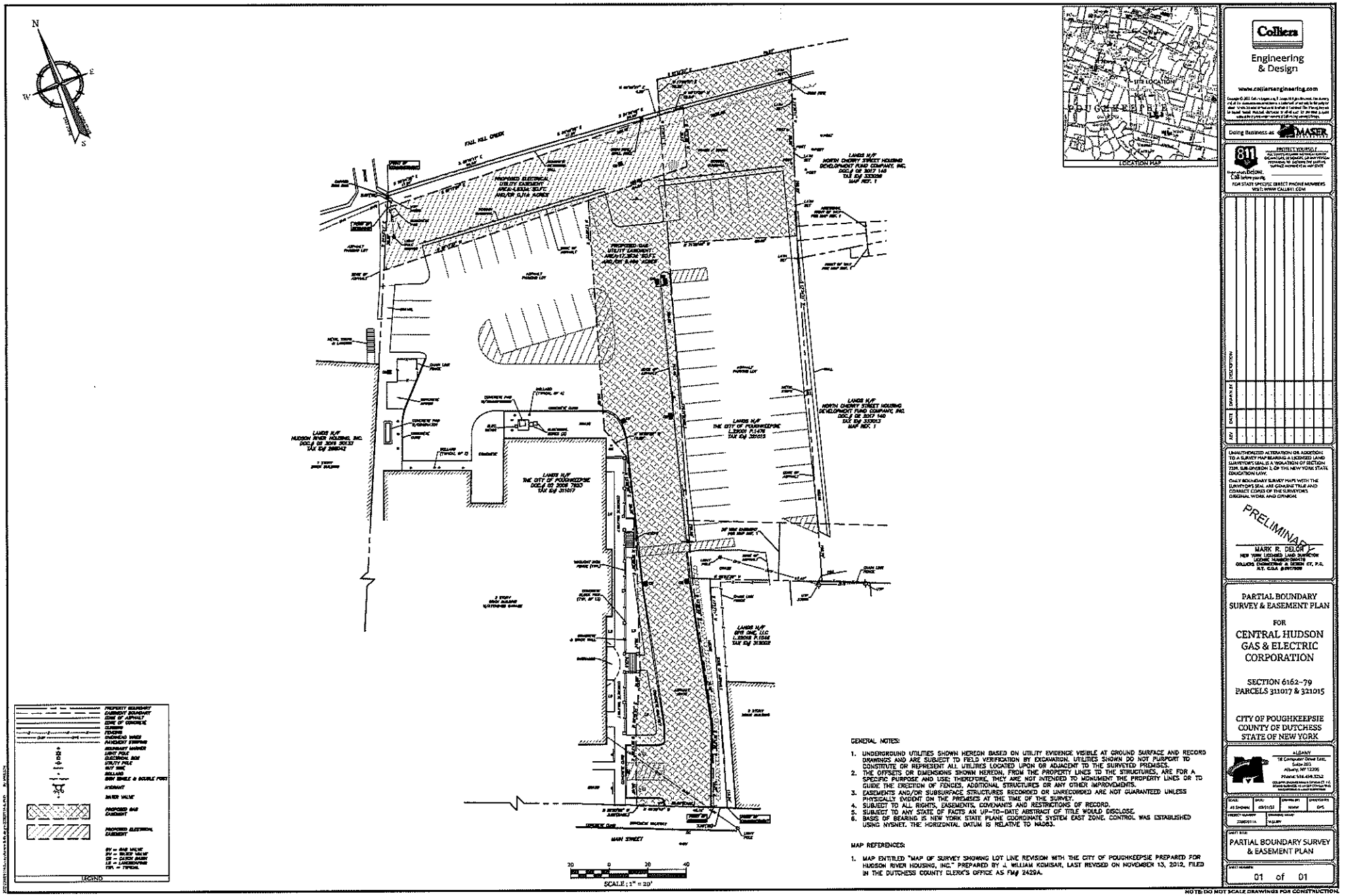
Colliers
Engineering
& Design

Electrical Easement Across Lands Now or Formerly of The City of Poughkeepsie

All that part, piece or parcel of land situate in the City of Poughkeepsie, County of Dutchess, State of New York, being more particularly described as follows:

Commencing at the point of intersection of the division line between lands now or formerly of Hudson River Housing, Inc. (Doc.# 02 2019 50133) to the west, lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) to the east, and the Fall Kill Creek to the north; thence South 24°43'27" West 8.01 feet to the point of beginning; thence from said point of beginning, across the lands now or formerly of City of Poughkeepsie (Doc.# 02 2006 7823) and crossing into the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) South 87°17'37" East 162.18 feet to a point; thence across the lands now or formerly of The City of Poughkeepsie (L.22001 P.1476) South 18°11'22" West 31.13 feet to a point; thence continuing across said lands and crossing into the lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) North 87°17'37" West 166.00 feet, to a point in the division line between lands now or formerly of Hudson River Housing, Inc. (Doc.# 02 2019 50133) to the west and lands now or formerly of The City of Poughkeepsie (Doc.# 02 2006 7823) to the east; thence along said division line North 24°43'27" East 32.36 feet to the point or place of beginning.

Containing 0.11 acres more or less.



GENERAL NOTES:

1. UNDERGROUND UTILITIES SHOWN HEREON BASED ON UTILITY EVIDENCE VISIBLE AT GROUND SURFACE AND RECORD DRAWINGS AND ARE SUBJECT TO FIELD VERIFICATION BY EXCAVATION. UTILITIES SHOWN DO NOT PURPORT TO CONSTITUTE OR REPRESENT ALL UTILITIES LOCATED UPON OR ADJACENT TO THE SURVEYED PREMISES.
2. THE OFFSETS OR DIMENSIONS SHOWN HEREON, FROM THE PROPERTY LINES TO THE STRUCTURES, ARE FOR A SPECIFIC PURPOSE AND USE; THEREFORE, THEY ARE NOT INTENDED TO MONUMENT THE PROPERTY LINES OR TO GUIDE THE ERECTION OF FENCES, ADDITIONAL STRUCTURES OR ANY OTHER IMPROVEMENTS.
3. EASEMENTS AND/OR SUBSURFACE STRUCTURES RECORDED OR UNRECORDED ARE NOT GUARANTEED UNLESS PHYSICALLY EVIDENT ON THE PREMISES AT THE TIME OF THE SURVEY.
4. SUBJECT TO ALL RIGHTS, EASEMENTS, COVENANTS AND RESTRICTIONS OF RECORD.
5. SUBJECT TO ANY STATE OF FACTS AN UP-TO-DATE ABSTRACT OF TITLE WOULD DISCLOSE.
6. BASIS OF BEARING IS NEW YORK STATE PLANE COORDINATE SYSTEM EAST ZONE. CONTROL WAS ESTABLISHED USING NYSNET. THE HORIZONTAL DATUM IS RELATIVE TO NAD83.

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811 PROTECT YOURSELF! CALL TOLL FREE BEFORE YOU DIG OR EXCAVATE. IT'S THE LAW! IT'S FREE! IT'S SAFE! IT'S SMART! Know what's below. Call before you dig. FOR STATE SPECIFIC DIRECT PHONE NUMBERS VISIT: WWW.CALL811.COM

NO.	DATE	DRAWING DESCRIPTION

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PRELIMINARY

MARK R. DELOR
NEW YORK LICENSED LAND SURVEYOR
LICENSE NUMBER 050478
COLLIERS ENGINEERING & DESIGN CT, P.C.
N.Y. C.O.A. #0017008

PARTIAL BOUNDARY SURVEY & EASEMENT PLAN
FOR
CENTRAL HUDSON GAS & ELECTRIC CORPORATION

SECTION 6162-79
PARCELS 311017 & 321015

CITY OF POUGHKEEPSIE
COUNTY OF DUTCHESS
STATE OF NEW YORK

ALBANY
18 Computer Drive East, Suite 201
Albany, NY 12205
Phone: 518.459.3252

SCALE:	DATE:	DRAWN BY:	CHECKED BY:
AS SHOWN	05/01/23	MWW	MRD

PROJECT NUMBER: 23605011A
DRAWING NAME: 23605011A-BASE.DWG

SHEET TITLE: PARTIAL BOUNDARY SURVEY & EASEMENT PLAN

SHEET NUMBER: 01 of 01

NOTE: DO NOT SCALE DRAWINGS FOR CONSTRUCTION.

rev12302021

New York State | State Liquor Authority

OFFICE USE ONLY
◯ Original ◯ Amended Date _____

Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice Sent: 04/08/2022 1a. Delivered by: Mail

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

For premises outside the City of New York:

(X) New Application ◯ Removal ◯ Class Change

For premises in the City of New York:

◯ New Application (X) New Application and Temporary Retail Permit Renewal Alteration Removal

Class Change Method of Operation Corporate Change

CITY OF POUGHKEEPSIE CITY CHAMBERLAIN
2022 APR -8 PM 8:29

For **New and Temporary Retail Permit** applicants, answer each question below using all information known to date
For **Renewal** applicants, answer all questions
For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s)
For **Corporate Change** applicants, attach a list of the current and proposed corporate principals
For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation
For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type
For **Method of Operation Change** applicants, although not required, if you choose to submit, attach an explanation detailing those changes

Please include all documents as noted above. Failure to do so may result in disapproval of the application.

This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:

3. Name of Municipality or Community Board: City of Poughkeepsie

Applicant/Licensee Information:

4. Licensee Serial Number (if applicable): Expiration Date (if applicable):

5. Applicant or Licensee Name: Sushi Ginza & Cajun Seafood Inc

6. Trade Name (if any):

7. Street Address of Establishment: 313 main street

8. City, Town or Village: Poughkeepsie , NY Zip Code: 12601

9. Business Telephone Number of applicant/ Licensee:

10. Business E-mail of Applicant/Licensee: Fengg835@gmail.com

11. Type(s) of alcohol sold or to be sold: Beer & cider (X) Wine, Beer & Cider Liquor, Wine, Beer & Cider

12. Extent of Food Service: (X) Full Food menu; full kitchen run by a chef/cook Menu meets legal minimum food requirements; food prep area required

13. Type of Establishment: Restaurant (full kitchen and full menu required)

14. Method of Operation: (check all that apply)
Seasonal Establishment Juke Box Disc Jockey (X) Recorded Music Karaoke
Live Music (give details i.e., rock bands, acoustic, jazz, etc.):
Patron Dancing Employee Dancing Exotic Dancing Topless Entertainment
Video/Arcade Games Third Party Promoters Security Personnel
Other (specify):

15. Licensed Outdoor Area: (check all that apply) (X) None Patio or Deck Rooftop Garden/Grounds Freestanding Covered Structure
Sidewalk Cafe Other (specify):

OFFICE USE ONLY
○ Original ○ Amended Date _____

16. List the floor(s) of the building that the establishment is located on: 1st Floor

17. List the room number(s) the establishment is located in within the building, if appropriate: Store

18. Is the premises located within 500 feet of three or more on-premises liquor establishments? ⊗ Yes ○ No

19. Will the license holder or a manager be physically present within the establishment during all hours of operation? ⊗ Yes ○ No

20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:

N/A
Name

N/A
Serial Number

21. Does the applicant or licensee own the building in which the establishment is located? ○ Yes (if YES, SKIP 23-26) ⊗ No

Owner of the Building in Which the Licensed Establishment is Located

22. Building Owner's Full Name: Steven Qiu

23. Building Owner's Street Address: 3260 Middletown road, Bronx

24. City, Town or Village: Bronx State: NY Zip Code: 10465

25. Business Telephone Number of Building Owner: 914-608-8509

Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice

26. Representative/Attorney's Full Name:

27. Representative/Attorney's Street Address: N/A

28. City, Town or Village: State: Zip Code:

29. Business Telephone Number of Representative/Attorney:

30. Business E-mail Address of Representative/Attorney:

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

31. Printed Principal Name: Yan Feng Chi Title: Principal

Principal Signature: Yafeng Chi

THE CITY OF POUGHKEEPSIE
NEW YORK
SPECIAL INFORMATIONAL
COMMON COUNCIL MEETING MINUTES

Monday, April 4, 2022 6:00 pm Common Council Chambers

Chair Salem called the meeting to order at 6:00 p.m.

I. Welcome

II. Indigenous Land Acknowledgment

III. Pledge of Allegiance

IV. Roll Call

Attendance: 8 Present, 1 Absent (Councilmember Deichler)

City Hall Department Heads: Rebecca Valk (Corporation Counsel), Jasmin Davis (Chamberlain/Vital Statistics), Chris Gent (Department of Public Works), Brian Martinez (Commissioner of Finance/ IT), Marc Nelson (City Administrator), Chief Tom Pape (Police Department), Joe Franco (Fire Department), Eric Philipp (Building Department), Mayor Rob Rolison, John Taylor (Assessor)

Absent: Regina Pittman (Human Resources), Natalie Quinn (Development Director)

V. Public Participation

1. Naomi Brooks – S. Grand Ave. (submitted written comments only)
2. Cornelia Harris – S. Randolph Ave.
3. Peter Van Aken – Wilbur Blvd.
4. Laurie Sandow – S. Grand Ave. (submitted written comments)

Naomi Brooks, S. Grand Avenue
April 4, 2022 Special Informational Common Council Meeting

This is a multi-part question concerning the sale of city-owned property at 36 N. Clover Street. In 2015, the city issued a request for proposals to rehabilitate the mansion formerly used by the Poughkeepsie Day Nursery and to construct additional housing on the 2.3 acres of the site. Pelton Partners' proposal was accepted and contracts were drawn, with the purchase price based on a 2015 assessment. In the 6 plus years since the contracts were signed, the necessary land use approvals could not be obtained. Numerous extensions and numerous revisits of the proposal failed to correct the problems raised. However, because neither the city nor the developers elected to terminate the contract, the sale went through at the end of March 2022.

My questions:

For John Taylor: If Dutchess County's median real estate price in January 2015 was $250,000 and rose to $392,500 in January 2022, could it be assumed that this 57% increase in value should also be assigned to 36 N. Clover? Would the $600,000 in the sales contract be increased by 57% to $942,000 if it were to go up for sale in 2022?

For Brian Martinez or Marc Nelson: why did the city elect to move forward with a sale of one if its largest and most attractively located properties, depriving our city budget of almost $350,000 in increased value? Specifically, why did the city not elect to terminate the contract as was allowed and outlined in its clauses, and instead allow this process to drag on and on?

For Rebecca Valk: how could you adequately simultaneously represent the interests of the city administration, Common Council, and Historic Landmarks and Preservation Commission if some of their positions held opposing views? Specifically, how could you read and interpret the sales contract to the city administrator and mayor, allowing the sale to go through, without waiting to also hear what your clients Common Council and HDLPC had questions about, or if they wanted to discuss alternate possibilities?

This contract was awarded based on a proposal, but six years later (not the two years outlined in the contract) was still without all land use approvals or building permits. That project was the basis for the contract of sale to these particular buyers, and now there is no project in place but the sale has gone through.

Is there any other scenario where a seller would hold a property through six years of escalating values for one buyer to obtain at the old price, effectively removing it from other proposals, potential buyers, or other purchase prices? Particularly, this scenario where the proposal as planned was not approved, but the sale went through anyhow? As a homeowner in our city who sees steady budget increases being reflected in my taxes and fees, I am angry that this property transfer went through under the radar, without an approved project, and way under the value of that parcel.

I think it's fair for me and other City of Poughkeepsie residents to have a reasonable expectation of honesty from electeds. The City Charter includes, "The people of Poughkeepsie share not only a common future, but also a common desire for democratic, open, effective and responsible government."
I seek democratic, open, effective, responsible and honest replies to my questions tonight.
Tonight's Informational Meeting is the public's chance to ask questions, an opportunity provided only twice a year. It is sad to think that it might be in Council Chair Salem's interest to violate the Charter in setting Informational Meeting dates, and in limiting the amount of time that members of the public have to ask their questions, but that does not make these violations within Salem's authority.

Questions to Council Chair Salem:
—Common Council meetings are generally held on the 1st and 3rd Monday of each month. But in March the meetings were held instead on the 2nd and 3rd Mondays. I've yet to receive a reply to my March 8, 2022, Freedom of Information request concerning that rescheduling. Can you tell me why the March 7 meeting was rescheduled, and not held according to the usual schedule? When I posed this question to 8th Ward Councilmember Megan Deichler, she replied, and I quote: "...I was told that occasionally, meetings will fall outside of that schedule due to conflicts with holidays and other events." I understand that you had a court date earlier in the day on March 7. I am not aware of any proximate holiday or other event.

—In NY State, Penal Law, Section §195.00, applies to Official Misconduct.
Under that law, a public servant is guilty of Official Misconduct when, with intent to obtain a benefit or deprive another person of a benefit, he or she knowingly refrains from performing a duty which is imposed upon him or her by law or is clearly inherent in the nature of his or her office. The NY State Senate site displays this text:
https://www.nysenate.gov/legislation/laws/PEN/195.00
§ 195.00 Official misconduct.
A public servant is guilty of official misconduct when, with intent to obtain a benefit or deprive another person of a benefit:
1. He commits an act relating to his office but constituting an unauthorized exercise of his official functions, knowing that such act is unauthorized; or
2. He knowingly refrains from performing a duty which is imposed upon him by law or is clearly inherent in the nature of his office.
Official misconduct is a class A misdemeanor.

§195.00 Official Misconduct appears to apply to violations of both these Charter mandates:
1—Section 2.09 of the City of Poughkeepsie Charter requires the common council,
by resolution, to appoint a redistricting commission not later than the first day of March of each calendar year ending with the digit "1". We are more than a year beyond that mandate, but still without a Redistricting Commission. This appears to be an act of Official Misconduct.

2—Section 2.05 of the Charter mandates that the Common Council convene meetings in March and September of each year which shall be solely informational. Instead the Council Meeting Schedule for 2022 shows Informational meetings in April (today, April 4, 2022) and October 3, 2022. Both dates appear to be acts of Official Misconduct.

Both of these Charter violations were filed as complaints with the City's Ethics Committee, who has kicked them upstairs to the Corporation Counsel's office. Similarly, proof that you tampered with evidence on your own website in order to circulate a slanderous narrative about why I was silenced and arrested at a Council meeting, was also submitted to the Ethics Committee, and also kicked upstairs to the Corporation Counsel.

—Members of this Council are notorious for their non-responsiveness, and even fraudulent responses to Freedom of Information (FOIL) requests. What do you suggest that I and other members of the public do when Councilmembers are non-responsive or fraudulently responsive to Freedom of Information requests? This question applies to a long list of FOI requests. Just one example is the 40-page memo that all Councilmembers are known to have received from Sarah Brannen. Not a single Councilmember returned that memo in response to a Freedom of Information request.

—I recently submitted a FOIL regarding subscribers to the Common Council's Facebook page; a page where you are the solo administrator. You replied, and I quote: "I don't have any information regarding this request". Oddly, you're on tape in 2020 saying something very different. I quote from that transcript, in part: "as the owner and the manager of the page, I receive the email addresses that are submitted. However, we're not explicitly collecting email addresses." Not only that, but shortly after I submitted my FOIL, the Council Facebook page was redesigned, much in the same way, as mentioned previously, your own website was redesigned.

—Council Chair Sarah Salem, you have a prime reserved parking space on P2 of the City Hall garage that has been kept empty for the last two years while your driver's license is suspended, pending trial (which is now scheduled to take place in June 2022). Why is that space being kept empty, and the public deprived from use of that parking space?

—Council Chair Sarah Salem, both the City Administration and the Common Council issue press releases, but the releases themselves are never posted to the public by either party. Why is that?

Questions to Chamberlain Davis:

—The City Charter specifies that "written public notice of each such [Informational] meeting shall be published in the city's official newspaper and on the city's official website and by whatever other electronic means as may be commonly used by the city for such purposes, and may otherwise be given as provided by the rules of the common council, not later than the fourteenth day next preceding such meeting."

Was notice of tonight's Informational meeting published in the Poughkeepsie Journal, 14 or more days ago? If yes, can you tell me on what date? Also, if yes, is there a reason that the same notice was not uploaded to the City's website? I ask the same question regarding many notices that are required to be published and uploaded to the City website. A recent example would be Baxter's request for a PILOT for 316 Main that was printed in the Poughkeepsie Journal, but the notice never uploaded to the City website.

—The Chamberlain is the c/PK Records Access Officer. As the person who determines circulation of any given FOI request, is there any way to know, request or check who has actually received? especially if there seem to be one or more party(s) who should have received and replied but who have been non-responsive?

Questions to Planning Director Natalie Quinn:

—I have requested, more than once, that a "heat map" of purchasers and the parties behind the curtains of various LLCs, be generated by the Planning Department, so that the public has a clear idea of which parties are buying up properties throughout the City of Poughkeepise. I now make the same request to you as Development Director.

—Your previous position as Planning Director was an administrative position involving responsibility for planning, organizing, and directing the work of the City of Poughkeepsie planning division. However, you participated in many c/PK board and agency meetings, as if acting in a co-chair or some capacity other than consultant. By virtue of this participation you often influenced decision-making, including whether or not a public hearing would be held. I have not seen that authority or function granted in any job description of Planning Director. Please explain and/or provide the document(s) that grant this authority to the Planning Director.

Questions to Planning Director Natalie Quinn (continued on next page)

Questions to Planning Director Natalie Quinn (continued):

—When the Planning Board and/or Zoning Board of Appeals sends notices about upcoming public hearings, who are these notices sent to?

Property owners only? Never to tenants? Property owners within what distance of the applicant's property? It has been reported that printed notices are posted on the subject buildings. What size is the alleged notice posted to these buildings? Do you have a sample? Is only one piece of paper posted? Or are notices posted to all sides of the subject property? Are the notices readable from a distance?

—At some c/PK Board and Agency meetings, people register to watch and speak at public hearings, but the Board and/or Agency determines, without even listening to members of the public, that there will be no public hearing. Please explain how that works.

On more than one occasion, I or others have written comments in the GoToMeeting chat, but you (Natlie Quinn) are the only one who can read their notes, even though it's possible that more than once person has been prevented from speaking, is writing the same comment in the chat, or making the same protest about something that's occurred or been prevented at any given meeting. In does not appear that these chat comments are preserved in the meeting's minutes.

—PK4Keeps insists that it is data driven:

Please provide the correspondence between Natalie Quinn and Paul Ackermann regarding PK4Keeps steering committee meetings and Open Meetings Law;

—A recent conversation with the PK4Keeps consultants suggests that records for PK4Keeps Steering Committee meetings are not kept. Please provide dates and times of EACH meeting, attendance records at each meeting, minutes of each meeting, documents and/or surveys distributed at each meeting and/or in advance or after each meeting;

—A recent conversation with the PK4Keeps consultants suggests that records for Kitchen Table Meetings are not kept. Please provide dates and times of EACH Kitchen Table meeting, host(s) of each meeting, attendance records at each meeting, minutes of each meeting, documents and/or surveys distributed at each meeting and/or in advance or after each meeting.

Questions to Corporation Counsel Valk:

—On Wednesday, February 16, you instructed Deputy Chamberlain Donna DeLuca that she should NOT include my public comments in the draft minutes of the February 7 Common Council meeting. On Thursday, February 17, I submitted a FOIL regarding both your instructions to Ms. DeLuca, and also your instructions to me that, if I "wish for written comments to be part of the minutes please submit prior to or contemporaneously to the meeting." I FOILed your exchange with Ms. DeLuca and Mr. Nelson, as well as any written law, regulation or ordinances applying to all members of the public, specifying the requirements and deadlines you alleged regarding submission of their public comments.

I did not receive a reply to this FOIL until March 30—well past NY Freedom of Information Law's provision that "If circumstances prevent disclosure to the person requesting the record or records within twenty business days from the date of the acknowledgement of the receipt of the request, the agency shall state, in writing, both the reason for the inability to grant the request within twenty business days and a date certain within a reasonable period, depending on the circumstances, when the request will be granted in whole or in part."

What should I understand when even the c/PK's own Corporation Counsel is non-compliant with NY State's Freedom of Information law? And/or sends instructions for which there appears to be no basis in law?

When I did receive a reply, my request for your correspondence to Ms. DeLuca and Mr. Nelson was denied on the basis of Attorney-Client privilege, and the second part of the FOIL reply stated that "no such document exists" regarding the deadlines you were attempting to impose on me. To quote Ms. Jasmin Davis' reply: "As to your request for "any and all City of Poughkeepsie laws, regulations and /or ordinances that specify – in writing – requirements and deadlines apply to all members of the public regarding submission of their public comments for inclusion in Common Council meeting minutes" please be advised that so such document exists. The content of "minutes" is controlled by Public Officers Law Section 106(1): "Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon."

Questions to Corporation Counsel Valk (continued on next page):

Questions to Corporation Counsel Valk (continued):

—Ms. Valk: The City's Charter clarifies, and I quote: "that the City Chamberlain and Corporation Counsel serve the Common Council as well as the Mayor, thus ensuring that the legislative branch has sufficient clerical and legal support in the exercise of its power and authority."

Yet, it appears that not only did you not include the Common Council, nor even notify the Common Council, that you were proceeding to closing on the Wheaton parcel until the very day that the closing took place. It's also my understanding that you did not notify nor seek the Council's input or opinion on that closing, even though you had been in conversation with the Mayor, the City Administrator, and one assumes Pelton Partners for at least two weeks prior to your March 29 notification, and likely far longer before that. Please advise why your actions were not a violation of your obligation under the City Charter to equally serve the Common Council as well as the Mayor?

—With the Records Access Officer as the person who determines who the FOI request will be circulated to, is there any way to request or check who has actually received? especially if there seem to be parties who should have received and replied but who have been non-responsive?

Questions to City Administrator Nelson:

—I have requested more than once that property registration be instituted throughout this City for the benefit of not only first responders, but for the benefit of confirming whether applications for certain property tax exemptions are truthful regarding residency. I've also requested that the City institute Real Property Income and Expense (RPIE) statements for income-producing properties. I've seen no progress or Administration inclination on creating either of these. Please advise.

—I would also like to see an Open Data Law, as has existed in New York City since 2012. Such a law would not only cut down on Freedom of Information requests, it would position this City at the leading edge of statewide transparency. Please advise.

—We have discussed more than once, and you have blown me off more than once, regarding the City's website redesign, which was launched in September 2021 without any Beta testing by the public that relies on that site. The new site was and continues to be riddled with broken links. The vast majority of history available on the previous site has been destroyed or rendered inaccessible. Though criticism is widespread, you and others in the City continue to insist that nearly all feedback is complimentary with very few complaints and criticisms. But I have attended more than a few non-city public meetings where it's been made obvious that's entirely untrue. I've also fielded a stream of questions from people, including councilmembers, who have a hard time finding things and navigating the new site. When I brought this up at a recent meeting, you suggested that people could always file Freedom of Information requests for the information they can't find—as if this City welcomes and is responsive to Freedom of Information requests, and as if this City has not contemptuously branded me and certain others as "frequent FOILers". Late responses, non-responsiveness, partial responses, and even fraudulent responses are the norm in the c/PK for Freedom of Information requests. Please address this matter.
As recently as this past week, I've noted broken links:
On a PK4Keeps webpage link that was sent to attendees of the recent Open House.
Also, broken links on the page "City of Poughkeepsie Looking for Community-Minded Volunteers to Serve on Land Use Review Boards":
https://www.cityofpoughkeepsie.com/CivicAlerts.aspx?AID=130
https://www.facebook.com/CityOfPoughkeepsie/posts/299369472232088

Questions to City Administrator Nelson (continued on next page)

Questions to City Administrator Nelson (continued)

—Out of the blue, on February 1st, I received a note from you inviting me to a meeting. You wrote, "I wanted to get your feedback on our new FOI system, chat with you about the Mayor's recent veto of LL 6-2021, and get your input on a couple of upcoming RFP/RFEI's." Due to snow and other factors, that meeting did not take place until February 14. Though our meeting touched on the City's new Freedom of Information portal and some other topics, most of the meeting was a fishing expedition about Wheaton, and an effort to recruit me to support Pelton Partners' latest sham, with an alleged guarantee that if I supported their sham, I could sit on the art selection committee. I suspect that you were disappointed that I could not be so easily bought.

You also mentioned that before you and the Mayor left office, you felt a need to conclude the open issues of Wheaton, the Ice House, and Delaval. I did not hear you say that you wanted to conclude these in the interests of the public, but rather in your and the Mayor's own future interests and claims of what had been accomplished while in office.

What you never mentioned was the City's intent to close on the property with Pelton Partners LLC, to the detriment of the public. It turns out that on March 29, 2022, entirely in secret, the City DID close on the property with Pelton Partners LLC. In our meeting, you promised me several documents which you've never produced, including a recent appraisal, as well as an alleged extension written between Paul Ackermann and Pelton Partners prior to Paul leaving his position as Corporation Council. I've submitted a Freedom of Information request for those documents, and still have not received them. As we all know, the 2016 contract was riddled with fiduciary breaches; suspect signatures without dates, witnesses or notarization; and an inappropriate Council waiver of their obligation to undertake a fiscal impact statement, to name just a few red flags. However, even with the fiduciary breaches, the contract did allow the City one option to terminate the contract—an option the City never chose to exercise, despite multiple opportunities to do so.

VI. Adjournment

The meeting was adjourned at 6:37p.m.

Dated: April 11, 2022

I hereby certify that this true and correct copy of the Minutes of the Special Informational Meeting held on April 4, 2022.

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain

THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, April 4, 2022, 6:30 p.m. **Common Council Chambers**

Welcome to the regularly scheduled Meeting of the City of Poughkeepsie Common Council the date is April 4, 2022, and the time is 6:44 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. **ROLL CALL: (8 present, 1 absent: Councilmember Deichler absent)**

II. **REVIEW OF MINUTES:**

Common Council Meeting – March 21, 2022

Motion to accept the minutes: Councilmember Long
2nd: Councilmember Menist

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

YES

ADD: CONSENT AGENDA

IX: MOTIONS AND RESOLUTIONS:

R-22-28, Appointments to the City of Poughkeepsie Redistricting Commission

IV. PUBLIC PARTICIPATION

1. **Larry Trepel – S. Bridge St.**
2. **Peter Van Aken – Wilbur Blvd.**
3. **Ken Stier – Verrazano Blvd.**
4. **Warren Jones – N. Clover St.**
5. **Laurie Sandow – S. Grand Ave. (submitted in writing)**

On April 4, 1967—exactly 55 years ago today— the Rev. Dr. Martin Luther King, Jr. delivered his speech "Beyond Vietnam: A Time to Break the Silence". That speech was also known as the Three Evils speech, in which he said: "When machines and computers, profit motives and property rights, are considered more important than people, the giant triplets of racism, extreme materialism, and militarism are incapable of being conquered."
Could there be a better anniversary to address the need to break the silence, collusion, lawbreaking and backroom deals that are par for this City's course, no matter how much transparency is trumpeted in the Mayor's State of the City address?

Lawbreaking, secret deals, and opaqueness rule the roost for both Common Council as well as City Administration. In September 2021, the City launched a website redesign. The new site was, and continues to be, riddled with broken links. The vast majority of history available on the previous site has been destroyed or rendered inaccessible. Though criticism of the new site is widespread, city officials continue to insist that virtually all feedback is complimentary with very few complaints and criticisms. But attend a public meeting in the community, or field private questions or phone calls from people who can't navigate the new site, and it's obvious that's entirely untrue.

Meeting agendas are hard to find, deleted without notice, posted to the site without timestamps, and then disappear, deleted and replaced with entirely new documents containing neither redlining nor a hint of what might have appeared on a previous version. The City's current post about vacancies on various City Boards takes readers to broken links. Tonight's Council agenda is another example—the first agenda version listed Redistricting under the Action portion, but that item entirely disappeared from a revised agenda post. (And then, sometime late on Monday, April 4, an item called "Other" was posted, without a clue that it was a further, last-minute addendum to the agenda.)

Last week, in complete secret, this City closed title on the Wheaton Park parcel with Pelton Partners LLC. The 2016 contract was filled with fiduciary breaches, including a contract sale price based on a 2008 appraisal. That contract was signed without witnesses and notarization, with an effective date AFTER former Mayor Tkazyik was out of office. There was a stark difference between the contract and the much higher sale price that Sue Serino cited on the NYS Senate floor when she misled fellow State Senators to favor her home rule legislation.

As with Wheaton, rather than draw a line in the sand, it seems this City has decided to hang up a banner reading "lawbreaking and secret deals welcomed here". Another example is taking place right now at the Ice House:

On July 8, 2021, City Administrator Marc Nelson sent a formal letter to Kevin Lund terminating the 2010 Ice House license agreement effective October 31, 2021. But instead, construction was undertaken at the Ice House AFTER receipt of that letter—some of it without proper permits. If you try to inspect the history of the lease agreement, the parcel, and violations incurred over the years—you'll find the Building Department folder contains only 18 pages for more than a decade of use, occupancy, permits and violations. On August 11, 2021, the Building Department issued a stop work order. Former Building Inspector Gary Beck somehow cured that order and construction resumed, as if the Building Department and current Building Inspectors, had no clue about the license termination. Flores Taqueria was somehow installed and began business in the Ice House, and now the Administration seems to be taking the attitude "poor guy, let him work" rather than making it clear to Lund that they'll see him in court.

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS

I do want to let everyone know that unfortunately tonight Adam Bosch from Pattern for Progress couldn't make it. He had something come up last minute. So we're moving the pattern for progress presentation on the current or the recent housing assessment to our May 2nd meeting. And that was a, you know, a last minute thing that just came up. So unfortunately, they won't be here with us tonight. But I do encourage folks, if you haven't had a chance to look at that assessment, to head over to the city website and take a look, it does present very compelling data about challenges associated with housing here in the city of Poughkeepsie. And it does provide us with a blueprint of sorts, a framework so that we can start to address those issues.

You know, either by revising policies or implementing new strategies to meet current and future housing needs for everyone. Here in the city of Poughkeepsie on April 18, which is our next common council meeting, we're going to hear an update from the police department on what methods they've been deploying to increase public safety and reduce violence across the community. So again, that presentation will be on April 18th.

We'll be joined by Chief Pape and I'm sure others from the department, and they'll give us an update now on the request of Councilmember Flowers. And, you know, we talked about it in caucus and we thought it would be important to have them come in and give the community a little bit of an update as to what's going on.

COVID, you know, we're doing well, but I did notice today there was an article in the Poughkeepsie Journal that were they were reporting cases week to week. And you know, we've seen a leap in cases in Dutchess County, up by 48 percent since last week's report. So just FYI use caution. I'm considering wearing masks more in indoor spaces. I was reading something today that does recommend that you still use that Six Feet guide. It worked. Masks, they worked.

If you're not vaccinated yet, get vaccinated. Now's the time. We're in a lull. You're not going to have any trouble finding an appointment. If you're not boosted, go get boosted. There's talks about, you know, more boosters becoming available for folks who are over the age of 50 and also experiencing other kinds of disease that make them compromised. So if that's you, go get it done because the sooner we get everybody up to speed as far as vaccinations and protections, the better off we will be if there happens to be a spike in cases. So we might as well use the precautions that we know work and we've used in the past.

The redistricting commission. We're making appointments tonight. It's happening. Great job, everyone. We've got it up to this point. So we're going to be doing that. It's on the agenda tonight.

I did want to mention a couple of celebrations recently. Last week, on March 31st, it was Trans Day of visibility, and that's a day to celebrate and recognize the beauty

of transgender, non-binary and gender non-conforming folks in our community.

And while we've come a long way, trans rights are being attacked across the country. Florida, Texas, even right here in our own community with book bans and other kinds of things that people are doing that, you know, really present life threatening attacks and risks or risks onto people of this community. And while Trans Day Visibility represents a much needed opportunity to celebrate trans joy and uplift trans lives, it's important to pause to acknowledge the ongoing epidemic of violence against transgender and non-binary people and especially against black and brown transgender woman. I think, you know, it's also a good opportunity for me to remind folks that I use they/them pronouns. I'm non-binary and I really appreciate.

I have to say, I appreciate, you know, my common council colleagues really using my pronouns as best they can and, you know, the administration correcting themselves when they get it wrong. I'm here for that and I'm here for you know, everybody else that wants to be seen.

And it's not just about visibility, it's about acknowledgement, it's about acceptance. It's about welcoming. It's about ensuring that folks understand that they belong here, no matter who they are. And it really is a life or death scenario for a lot of young trans people out there.

You know, the rate of suicide amongst trans folks and especially again amongst trans, black and brown women, just continues to skyrocket as these attacks continue to get, you know, more brutal against the community, so I just ask everyone to understand that, you know, trans folks or trans folks, pronouns are not a choice. And everybody is beautiful for who they are.

Ramadan, I want to acknowledge that Councilmember Thompson is celebrating Ramadan this month, and I want to wish everyone who does celebrate Ramadan Mubarak. You know, this is the holiest month in the Islamic calendar, and it began at sundown this past Saturday, April 2nd. You know, while Ramadan most understand that Ramadan is a month of fasting, it's so, so much more than just fasting. It's a month of reflection, of self-development, discipline, of connecting to others. And it's a real great reminder, you know, for folks of people who don't have who have less of food of water resources. And it's a good time to reflect on what we each do have. So family, spirituality and yes, God for us to celebrate.

I was brought up practicing Islam, and while I don't practice anymore, I do respect the tenets of Islam, and I do take a lot of what I learned as a child and what my father taught me through that practice with me. And, you know, during the month of Ramadan, I take it upon myself to reflect spiritually, although I'm not, you know, praying more than five times a day or fasting.

Even I really do honor and respect what it means in that, you know, do you good on to others and take the time to work on your own self-discipline and development and community? It's really about, you know, bringing each other together for a community, and I really appreciate these little gifts that you gave us tonight.

Councilmember Thompson, it's a really nice reminder and a little card to go along with it. And I do have to mention too we'll see Councilmember Thompson exit into a room when it's time to break the fast, and I respect and hope that you have enough space in there to do so.

So again, I want to wish everybody Ramadan Mubarak for, you know, whoever celebrates. And that concludes my comments, and so I'll we'll move to the mayor's comments.

VI. MAYOR'S COMMENTS

Thank you, chair, and thank you for those remarks. State of the city was last Thursday. I want to thank everyone who helped with that presentation and change point theater especially want to thank Dr. Rosser, who joined during the speech to talk about really which the theme of the speech was helping the youth of the city of Poughkeepsie as far as helping the youth or two very important reports that were released by the children's cabinet, which I spoke about.

But just again want to mention it tonight two working groups were established by the cabinet one on early learning, which obviously is extremely important. And the other is the out of school activities report. Because, as was mentioned at the state of the city, 80 percent of a child's time spends outside of school.

So that's the 80 20 formula, which is what we have really looked at very intently here as we try to do all the things that we're doing and making decisions with that 80 20 focus in mind, making sure that the things that we can do and we can control that will have the best outcomes for our children and families when they're outside of those school buildings.

We've just a couple of related topics on policing tonight. Today, we swore in a brand new police officer. That's Ishmael Chisholm. He was sworn in today Shield ninety seven. He just graduated from the 25th Academy held by the Dutchess County Law Enforcement Group and the Sheriff's Office. And Ishmael, prior to going into the academy as he was brought in, recruited by the Sheriff's Office to become a part time deputy, which actually qualified him after he qualified to get into the academy. He wanted to be a city Poughkeepsie police officer. He was one of our local city residents who took the test, who took advantage of the tutorial services that we provided. And he scored where we could take him. And we were really excited that he is now part of the team.

And I didn't I didn't mention this, that the state of the city, we will be hiring other city residents off that list. We're using the city residency list. I think we have 14 individuals now on the list from the city of Poughkeepsie who passed the physical agility test, which was given this weekend before last. And we're really, really excited about the opportunity to take from that list, and hopefully we may even get other academy graduates who are on the list.

I know this Saturday that members, some members of the Procedural Justice Committee, took in the implicit bias training, which was an all day training which take took place of five or five. And I would think everyone that was able to do that.

We had a graduation again weekend before of the a new initiative called the Youth and Police Initiative, which is a joint initiative between the school district and the City of Accuracy Police Department, the Dutchess County Sheriff's Office, the New York State Police and the Office of Probation, where 15 students. We training with members of those agencies work in a program that is designed to build trust from the two different sides of this discussion. And police officers are encouraged, and their training is to put themselves in the shoes of students and young adults, and the young adults are putting themselves in the shoes of police officers.

I tell you, I attended the training. I heard both from members of the student side and members of the public safety community that they were extremely gratified and happy that they actually did the training. And two of the individuals from the high school both said that they learned so much and one of them said he wished it was more than a week. And so that program, my understanding is ongoing, and I believe 60 students from Poughkeepsie High School will go through this training and then also want to thank the county who is funding this.

And I hope that this is something that we will continue for the long term, because I do know that the City of White Plains Police Department has had this program where we gained some information from, there are communities throughout the whole country that have it.

White Plains is one of the local communities that have it, and I believe they've had it for 30 years. So obviously it must be working. Otherwise they wouldn't have it for 30 years.

We have a new intern here at City Hall. I know we had some discussions. I know Councilperson Long and I did. Back in was August, when then Governor Cuomo announced that there would be a funding of for a gun violence prevention, internship and job opportunities throughout the state. Poughkeepsie was awarded it. Did that come directly to us? It came to the Workforce Investment Board. I think it was around $300,000 or something like that at the time.

We've been working with the WIB since then and it's taken a while. This is not just particular to here. The money was, they talked about it and by the time it filters down.

So we do have an individual who was working here in City Hall, the background in engineering, and he's going to be with us for the next four weeks. We had hoped and that we would be able to also be able to access some employee or employees for the Department of Public Works. That's been an ongoing conversation.

There's been some stops and starts with this throughout the whole state, but we're really happy that we've got someone finally from that that that gun prevention, violence, money that came through the governor's office.

Next week, I'll have an intern working with me for a week. This is an individual senior from the city of Poughkeepsie high school, did it a couple of years ago where they actually will be working here in City Hall while they're on spring break. And it helps them with their, I guess, resume building. And I also believe they may be funded through the corrections center and at the chamber at Poughkeepsie High School. So we're looking forward to that and Chair that's my comments.

VII. NEW & UNFINISHED BUSINESS

VIII. REPORTS OF COMMITTEES AND BOARDS:

NONE

CONSENT AGENDA:

IX. MOTIONS AND RESOLUTIONS:

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

1. **R-22-27**, Appointments to the Ethics Committee

RESOLUTION
(R-22-27)

INTRODUCED BY CHAIRPERSON SALEM :

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

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

WHEREAS, three members of the Board of Ethics have expressed their desire for reappointment to serve another two year term.

NOW, THEREFORE,

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

Lance Hardy
Marina Tarkos (City of Poughkeepsie Employee member)

SECONDED BY _____.

R-22-27						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Defeated ☐ Tabled	Councilmember Long	Voter	☑	☐	☐	☐
	Councilmember Thompson	Voter	☑	☐	☐	☐
	Councilmember Shook	Voter	☑	☐	☐	☐
	Councilmember Deichler	Voter	☐	☐	☐	☑
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Menist	Voter	☑	☐	☐	☐
	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Cherry	Voter	☑	☐	☐	☐
	Chair Salem	Voter	☑	☐	☐	☐

X. ORDINANCES AND LOCAL LAWS:

ACTION AGENDA:

XI. MOTIONS AND RESOLUTIONS:

A motion was made by Chair Salem and seconded by Councilmember Menist to move R-22-28 from the Action Agenda to the Consent Agenda.

1. **R-22-28,** Appointments to the City of Poughkeepsie Redistricting Commission

~~**RESOLUTION**~~
~~**(R-22-28)**~~

~~**INTRODUCED BY CHAIR SALEM:**~~

~~**WHEREAS,** in accordance with City Charter §2.09, the Common Council of the City of Poughkeepsie is authorized appoint four (4) individuals to serve as the City of Poughkeepsie Redistricting Commission.~~

~~**NOW, THEREFORE,**~~

~~**BE IT RESOLVED,** that the Common Council of the City of Poughkeepsie hereby appoints the following individuals to the City of Poughkeepsie Redistricting Commission:~~

~~Deanne Flynn~~
~~Stan Merritt~~
~~Elizabeth O'Raffity~~
~~Laurie Sandow~~

~~**SECONDED BY** _____.~~

A motion was made by Councilmember L. Johnson and seconded by Councilmember Long to amend Resolution R-22-28 to vote on each individual appointment and separate the original Resolution into:

- **R-22-28**
- **R-22-29**
- **R-22-30**
- **R-22-31**

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

R E S O L U T I O N
(R-22-28)

INTRODUCED BY _____**:**

WHEREAS, in accordance with City Charter §2.09, the Common Council of the City of Poughkeepsie is authorized appoint four (4) individuals to serve as the City of Poughkeepsie Redistricting Commission.

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following individuals to the City of Poughkeepsie Redistricting Commission:

Deanne Flynn

SECONDED BY _____.

R-22-28						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Defeated ☐ Tabled	Councilmember Long	Voter	☑	☐	☐	☐
	Councilmember Thompson	Voter	☑	☐	☐	☐
	Councilmember Shook	Voter	☑	☐	☐	☐
	Councilmember Deichler	Voter	☐	☐	☐	☑
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Menist	Voter	☑	☐	☐	☐
	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Cherry	Voter	☑	☐	☐	☐
	Chair Salem	Voter	☑	☐	☐	☐

A motion was made by Councilmember Cherry and seconded by Councilmember Long to receive and print.

RESOLUTION
(R-22-29)

INTRODUCED BY CHAIR SALEM:

WHEREAS, in accordance with City Charter §2.09, the Common Council of the City of Poughkeepsie is authorized appoint four (4) individuals to serve as the City of Poughkeepsie Redistricting Commission.

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following individual to the City of Poughkeepsie Redistricting Commission:

Stan Merritt

SECONDED BY _____.

R-22-29						
			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Long	Voter	☑	☐	☐	☐
	Councilmember Thompson	Voter	☑	☐	☐	☐
	Councilmember Shook	Voter	☑	☐	☐	☐
☑ Accepted	Councilmember Deichler	Voter	☐	☐	☐	☑
☐ Defeated	Councilmember Flowers	Voter	☑	☐	☐	☐
☐ Tabled	Councilmember Menist	Voter	☑	☐	☐	☐
	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Cherry	Voter	☑	☐	☐	☐
	Chair Salem	Voter	☑	☐	☐	☐

A motion was made by Councilmember Cherry and seconded by Councilmember Long to receive and print.

RESOLUTION
(R-22-30)

INTRODUCED BY CHAIR SALEM:

WHEREAS, in accordance with City Charter §2.09, the Common Council of the City of Poughkeepsie is authorized appoint four (4) individuals to serve as the City of Poughkeepsie Redistricting Commission.

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following individual to the City of Poughkeepsie Redistricting Commission:

Elizabeth O'Raffity

SECONDED BY _____.

R-22-30						
			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Long	Voter	☑	☐	☐	☐
	Councilmember Thompson	Voter	☑	☐	☐	☐
	Councilmember Shook	Voter	☑	☐	☐	☐
☑ Accepted	Councilmember Deichler	Voter	☐	☐	☐	☑
☐ Defeated	Councilmember Flowers	Voter	☑	☐	☐	☐
☐ Tabled	Councilmember Menist	Voter	☑	☐	☐	☐
	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Cherry	Voter	☑	☐	☐	☐
	Chair Salem	Voter	☑	☐	☐	☐

A motion was made by Councilmember Cherry and seconded by Councilmember Long to receive and print.

RESOLUTION
(R-22-31)

INTRODUCED BY CHAIR SALEM:

WHEREAS, in accordance with City Charter §2.09, the Common Council of the City of Poughkeepsie is authorized appoint four (4) individuals to serve as the City of Poughkeepsie Redistricting Commission.

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the following individual to the City of Poughkeepsie Redistricting Commission:

Laurie Sandow

SECONDED BY _____.

R-22-31						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Defeated ☐ Tabled	Councilmember Long	Voter	☑	☐	☐	☐
	Councilmember Thompson	Voter	☑	☐	☐	☐
	Councilmember Shook	Voter	☑	☐	☐	☐
	Councilmember Deichler	Voter	☐	☐	☐	☑
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Menist	Voter	☑	☐	☐	☐
	Councilmember Johnson	Voter	☐	☑	☐	☐
	Councilmember Cherry	Voter	☑	☐	☐	☐
	Chair Salem	Voter	☐	☑	☐	☐

XII. ORDINANCES AND LOCAL LAWS:

XIII. PRESENTATIONS OF PETITIONS AND COMMUNICATIONS:

~~**1. FROM PATTERN FOR PROGRESS,** a presentation of the 2022 Housing Needs Assessment.~~

A motion was made by Councilmember Menist and seconded by Councilmember Long to defer the remaining petition to Corporation Counsel.

2. **FROM CONNIE WRIGHT,** a notice of personal injury sustained on December 30, 2021.

3. **FROM ALEXIS BENITEZ,** a notice of personal injury sustained on January 18, 2022.

4. **FROM KAMAL STEWART,** a notice of property damage sustained on January 28, 2022.

5. **FROM EHR ENTERPRISES, INC.,** a notice of property damage sustained on February 4, 2022.

6. **FROM JUSTIN ANGOT,** a notice of personal injury sustained on February 10, 2022.

7. **FROM TAKIYAH INGRAM,** a notice of personal injury sustained on February 10, 2022.

8. **FROM GALE TRONCILLITO,** a notice of property damage sustained on March 8, 2022.

XIV. ANNOUNCEMENTS:

XV. ADJOURNMENT:

A motion was made by Councilmember Cherry and seconded by Councilmember Thompson to adjourn the meeting at 8:30pm.

Dated: April 11, 2022.

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 4, 2022.

Respectfully submitted,

Jasmin Nicole Davis
City Chamberlain