



THE CITY OF POUGHKEEPSIE NEW YORK

COMMON COUNCIL MEETING MINUTES

Monday, April 18, 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 18, 2022, and the time is 6:33 pm.

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

Let's all recite the pledge of allegiance.

I. ROLL CALL: (8 present, 1 absent: Councilmember Deichler absent)

II. REVIEW OF MINUTES:

Special Informational Meeting – April 4, 2022

Common Council Meeting – April 4, 2022

Motion to accept the minutes: Councilmember Cherry

2nd: Councilmember Menist

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

-NONE-

IV. PUBLIC PARTICIPATION

- 1. Brenda Blasini & Talbot Johnson**
- 2. Peter Van Aken – Wilbur Blvd.**
- 3. John Rath**
- 4. Laurie Sandow – S. Grand Ave. (submitted in writing)**

I'll start by noting that two weeks ago the Council finally voted four people as members of the City's Redistricting Commission yet, to date, not one of us has received necessary instruction to proceed.

But mostly tonight, I'd like to talk about rampant lawbreaking, collusion and fake news within the ranks of City Administration and electeds. I'll start by highlighting Corporation Counsel Valk's defense for secretly closing the sale of Wheaton Park to Pelton Partners LLC based on a years-long process riddled with fiduciary breaches, including a concocted sales price based on a 2008 appraisal, despite RFP(s) for the parcel not even being issued until 2014; failure to formally record or produce attendees, minutes and alternate bids from the RFP selection process; and the sale not closed until 2022. In justifying the sale, Valk willfully turned a blind eye to both the history and documented infractions behind former Mayor Tkazyik's poison-pen RFPs. Ms. Valk and this Administration continue to avoid mention and acknowledgement of the illegalities whose stink permeates the issuance of the RFPS, the winning bid selection process, and the Common Council vote on the contract.

I wonder, is there anyone else in the City who's able to buy a property based on an appraisal made six years prior to their offer, and 14 years prior to purchase, for which neither purchase order nor current appraisal exists? Are buyers normally granted ownership of part of the streets and roads abutting their purchase? Is it normal practice for this City to write purchase contracts granting the buyer the right to waive land use approvals? Or for the purchaser to fail any other aspect(s) of their contract and still be granted the absolute right to purchase? Why is the City—having modified the contract through their secret closing agreement—still refusing to release that document, despite a Freedom of Information request submitted more than two weeks ago? Let me suggest two possibilities: 1) that the agreement is being withheld because it most likely enables the City to rob Peter—that is, we, the public—in order to pay Paul (the Bonura and the Delaval settlement); and 2) the agreement embarrasses or indicts the Administration in other ways.

Let me also read into the record part of a recent Email from Corp Counsel Valk, in response to two different Ethics complaints I filed. Both complaints had impeccable documentation—one of Sarah Salem’s evidence-tampering in order to circulate false and defamatory statements; the second documenting Salem’s clear violation of the City Charter. Instead of taking up the cudgel against official misconduct by a City of Poughkeepsie elected, Ms. Valk spun and blew off the complaints as if she’d been asked for private representation. Quoting Ms. Valk: “there is no remedy under the law that this department may take on behalf of a private citizen against the elected City officials.”

It’ll be interesting to find whether Ms. Valk will spin lawbreaking behind closed doors at tonight’s Executive Session regarding the Ice House lease termination, with Kevin Lund in receipt of a July 8, 2021 termination notice, clearly preceding the Flores Taqueria buildout. Will the Mayor, City Administrator or Ms. Valk break their silence on Dutchess County’s stated intent to relocate those currently sheltered in the PODS into another City of Poughkeepsie site, a so-called “Emergency Housing Facility for single adults” plunked down at 26 Oakley, right in the middle of the Fifth Ward, just one block from College Hill Park. Or will those be spun, too, just the latest examples of this City’s welcome mat for lawbreaking and secret deals.

Lastly, I’ll close by noting that, par for the course, no surprise, I’m still waiting for replies from various parties to the majority of questions I submitted at the April 4, 2022, Informational Meeting. Questions were specifically addressed to Chamberlain Davis, Planning Director Natalie Quinn and City Administrator Marc Nelson, as well as Sarah Salem and Corporation Counsel Valk. Ms. Valk replied to some questions, while finding a way to evade and dismiss other matters by saying they were not written as questions. Ms. Valk’s reply to my questions follows on the next three pages:

On Tue, Apr 12, 2022 at 4:31 PM Valk, Rebecca A. <RValk@cityofpoughkeepsie.com> wrote:

Ms. Sandow: Please in *bold/italics* are my responses to your written questions.

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.

There is no question posed in the paragraph above.

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.”

There is no question posed in the paragraph above.

What should I understand when even the c/PK’s own Corporation Counsel is non-compliant with NY State’s Freedom of Information law?

I responded to this FOIL upon being made aware of it. If it was transmitted to my office earlier, I will see if there was a communication error to prevent the same from happening again. If you feel you have been denied rights under FOIL, there are legal remedies available under the law.

And/or sends instructions for which there appears to be no basis in law?

I’m not sure there is a question here but to the extent there is one I reiterate there is a basis in the law. Simply because something is not prohibited in the law does not mean that it is also required by law.

On Tue, Apr 12, 2022 at 4:31 PM Valk, Rebecca A. <RValk@cityofpoughkeepsie.com> wrote
(continued):

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.” Nothing in the Charter requires anything additional. I have no objection if the Chamberlain should choose to add more to her minutes and she has graciously provided with you three days to email comments that are typed and read verbatim on the day of the meeting. My verbal instruction that I shared with you in email was that the Chamberlain did not need to amend minutes already prepared when a resident decides many, many days later to send in the written version of their comments.

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.”

There is no question posed in the paragraph above.

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?

On Tue, Apr 12, 2022 at 4:31 PM Valk, Rebecca A. <RValk@cityofpoughkeepsie.com> wrote
(continued):

Resolution 15-93 of the Common Council directs the Mayor, City Administrator and Corporation Counsel to complete the sale of the property and that resolution remains in full force and effect. Your question makes many incorrect assumptions, including that my legal opinion would change based upon the individual/department requesting. My analysis is always guided by the documents/contract/resolution under review, and not the person or entity seeking the legal opinion. The decision if/when to close was the administration's – not the law department. Throughout the process, and whenever one of the several branches of government seeks legal advice, I am bound by the attorney client privilege, which can only be waived by the client. Once a decision was made by the Mayor, I advised the Common Council with the consent of the Mayor to share the legal opinion rendered to the Administration.

—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?

If the requestor does not identify the relevant department, it will be for the records access officer to determine which departments might have documents in response to a FOIL. To obtain the identities of the departments circulated to and a response, a FOIL may be submitted.

REBECCA A. VALK

Corporation Counsel

City of Poughkeepsie

62 Civic Center Plaza, 3rd Floor

Poughkeepsie, NY 12601

Telephone: 845-451-4065

rvalk@cityofpoughkeepsie.com

5. Sean Hammerle
6. Naomi Brooks – S. Grand Ave.
7. Jeff Koschmacher
8. Ken Stier – Verrazano Blvd.
9. Andrew O'Grady – CEO of Mental Health Association of Dutchess County
10. Erma Garmen – Beekman St.
11. Carrie Decker – Academy St.

V. CHAIRPERSON'S COMMENTS AND PRESENTATIONS

I don't have a lot of comments today. I want to remind folks that we moved our Pattern for Progress presentation on the recent housing assessment to May 2nd. And then I did want to address the 36 North Clover comments as far as I could. I, you know, we have been talking about as a council this issue in caucus. We weren't aware of the sale prior to the sale occurring. We are in pending litigation with those developers on the decisioning of the historic commission in the decisioning about on the appeal by the council right now. So there's not too much we can say in that area.

However, I can assure you we are talking about this in caucus and hearing these comments helps to lend to our decisioning and us figuring out what steps we can take moving forward. So you're heard, I hear you and you know, I hope, I hope that, you know, in our next caucus, we'll have a little bit more time to take this on as a discussion because it's not just folks coming out and commenting at the council meeting, it's people getting phone calls and emails. And you know, and to, you know, Brenda, I want to thank you for coming in and bringing Mr. Sorry, your name completely. Thank you. I really appreciate it.

And you know, I think the situation that you've been dealing with, I remember you coming in to us prior and I'd been kind of peeping along Liberty Street and checking out and seeing how your space was, and I noticed you weren't there anymore. So, you know, I think all of us care about the situation that we see up and down Main and throughout the rest of the city. And we know it's a complex issue and we're going to take all of that as it comes. I think there are a lot of things that have to happen in order to come to a solution. And as you said, there's no easy solution.

But I actually appreciate you kind of taking it on your own to kind of bring folks in who wouldn't traditionally have an opportunity to lend a voice to this discussion. It's good for all of us. I know I feel I learned a little bit more tonight, so I thank you for that. And that concludes my comment. So we'll move to Mayor's comments.

VI. MAYOR'S COMMENTS

Thank you, chair. I'm happy to report that the work has started at Pershing Park. This has been an ongoing project that started two years ago with the Urban Farm, with new City Park, scenic Hudson and the Pershing Park partnership. Nubian Directions is also involved with other community partners, so the construction is started.

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The Park Farm will continue to be open and accessible throughout the project. This is a \$1.3 million park improvement project at Pershing should be hopefully finished in the fall of 2022. And then, as we've spoken here on several occasions, is that once the Pershing Avenue project is done, then Malcolm X will start.

We had a really I know I said this before, but I just want to give a follow up to the council, we had a really good response where youth grant application process, where the 30 organizations have applied for the grants, we've been looking at them and also to obviously with 30 applications, and there could be a couple more, a little bit less.

The original grant funding is one hundred and forty thousand dollars, and as we start to see what the requests are, also what the scope of the programs are, we'll be talking obviously to the council because if we want to and I know we will, we've spoken about this through the formulation of the budget that ARPA funding is eligible for programs for youth, and we would have to come obviously and discuss with the council about the use of ARPA Funds for Youth Program, which we all know is a priority for all of us.

And one of those lines, one of the things that's important that we spend a lot of time in discussing with you here, with the partners within the community school district specifically and other nonprofit organizations is how we get the greatest impact for the moneys that we have based on data and outcomes.

And we had a conversation and a visit in October from Geoffrey Canada, who was the president and founder of the Harlem Children's Zone, which has transformed Harlem into a different place when it came to the delivery of services to families and children. And we were excited that Mr. Canada came here.

It was essentially an all day visit where we were in the city of Poughkeepsie. We were talking to Nubian directions. We were down at the former Y site where you park were at the library. We had a meeting with Jeffrey and his team at Quiet Cove with the county and the school district, and I can tell you that that was a really exciting time in October to have Mr. Canada here, who certainly is an unbelievable individual and the work that the children zone has done. One of the things that was spoken about at the October get together was that the Children's Zone and their Institute for Funding is looking at opportunities throughout the country now, both in smaller cities like the city of Poughkeepsie and actually rural areas where Mr. Canada is right now, I believe in Kentucky talking to a school district and county out there on the issues that affect children, families, poor rural communities.

The good news is that we have agreed along with the county in the zone to form a partnership and we're signing. We signed and we formalized a memorandum of opportunity with them. We're going to be traveling, I believe, to Harlem at some point in time and obviously everybody know. But this is a really this is a really good thing for the city.

Poughkeepsie to have the zone, the Harlem Children's Zone and their expertise to

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come to Poughkeepsie to help advise on certain things with that data is so important. And they're also going to be working on the youth project as well as that moves forward. So I want to brief everyone on that that really just came up last week. We had a meeting with Jeffrey and his team on Wednesday. I'll be participating.

And you know, this was a meeting from last week that was postponed on gun violence at Newburgh Armory at 2:15, and the head of D.C.J.S. will be there Rossana Risotto and this is a roundtable discussion on gun violence tonight.

Chief Pape and the command staff are here to update us on issues revolving, involving the police reform efforts and crime and public safety here in the city of Poughkeepsie and look forward to that because a lot of work has been done since this council and community leaders helped craft that executive order 203, and we have made a lot of progress in that area.

Finally, I want to address a topic that obviously everyone is concerned about, including myself and the administration of the city, and that's 26 Oakley Street in the proposal for a 24 hour emergency shelter there. I attended the presentation at the county legislature at their committee day meetings and heard from the individuals from Hackensack and the Bergen County model know that we're working on a site visit to that location within the next two weeks. I want to say this is that they asked the county of for more time for the city, for the Council for Community Leaders to do more due diligence on this project. It also asked to understand how the site selection went. What areas were looked at. The reasons that they were not selected based on various components of being able to deliver services to our individuals who have housing challenges and other types of challenges. We heard from Andrew O'Grady for Mental Health America, who was partner not only within that system, but also a party partner in our mental health outreach, which we'll hear tonight from the command staff of what we've done to deliver services to individuals who are in crisis, individuals who have challenges in housing.

And I'll end with this is that we all have a responsibility to help one another. That's undeniable how that happens and where it happens is something that we're going to discuss. But the one thing I just want to make clear is that we need to treat everyone with dignity, whether they have a roof over their head, whether they have substance abuse, mental health issues, alcohol addiction challenges.

That and I know that people in this room and the members of this council are not walking around these folks. They're concerned about these folks, and that's why this city has done a lot more than other communities in this state, especially for cities our size in and we just been asked to present to the Conference of Mayors with the City of Albany and our model because our model is being recognized as something that it does make a difference. Do we need more? Yes, we do.

Do we need a place for folks? That is the right place with the right environment to change people's lives? Absolutely. Now how we get there is something that we're going to work on together. But I just want to make sure that individuals understand this, that this is not we're not rubber stamping anything, that there are

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genuine concerns both within our community, within the legislative bodies, both here at the City Council and the county legislature.

What I want to everyone know that we're partners in this. We're not sitting on the sidelines. And I think because at the end of this process, it's about helping people and they are here. They are here. These are our friends. These are these are family members, these are people that we don't even know that we care about and we have to make sure that they feel that they're not just being pushed aside.

Thank you, chair.

VII. NEW & UNFINISHED BUSINESS

Councilmember Menist walked on Resolution R-22-34.

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

**RESOLUTION
(R-22-34)**

INTRODUCED BY MAJORITY LEADER MENIST, CHAIRPERSON SALEM, VICE CHAIR CHERRY, COUNCILMEMBER LONG, COUNCILMEMBER SHOOK, COUNCILMEMBER FLOWERS, COUNCILMEMBER THOMPSON:

WHEREAS, Dutchess County has proposed the construction of a campus complex, at 26 Oakley St, proposing to serve hundreds of unhoused and high risk populations, in both a residential setting of 100 beds as well as on site services for the mentally ill, as well as active and recovering persons with substance use disorders; and,

WHEREAS, Dutchess County Executive Marc Molinaro has proposed to use federal American Rescue Plan funds to pay for the construction of this complex; and,

WHEREAS, Dutchess County has not identified the source or scope of funding for related services associated with this complex, including but not limited to a failure to quantify a fiscal impact on the City of Poughkeepsie, such as diversion of municipal resources both financial and municipal staff; and,

WHEREAS, Dutchess County has referred to Bergen County, NJ, as a successful model for similar single campus provider of services to unhoused, high risk, and/or substance-dependent populations; and,

WHEREAS, Bergen County, NJ has a population in excess of 900,000 residents, served by a 90 bed single campus, and Dutchess County proposes a 100 bed single campus to serve a population of less than 300,000 Dutchess County residents; and,

WHEREAS, the City of Poughkeepsie, and in particular the historically-Black "Northside" neighborhood of the City, have been disproportionately affected by discriminatory government policies at all levels for over a century, including but not limited to the policy of "redlining", the demolition of over 400 buildings and separation of neighborhoods during the "Urban Renewal" program, the "warehousing of poverty" through high-concentrations of low-income public

housing developments, the continuous struggles with the “war on drugs” and subsequent system of mass incarceration, and racially-segregated and under-invested public schools; and, **WHEREAS**, the City of Poughkeepsie, and in particular the historically-Black “Northside” neighborhood of the City, are already overburdened by the disproportionate externalities of Dutchess County facilities including but not limited to an exponential expansion of the Dutchess County Jail, as well as the creation and placement of a temporary shelter for the unhoused population referred to as the “PODS”, which have led to the aggregation of persons in need of services and encouraged the creation of encampments of unhoused persons across the Northside, as well as an increase in reports of persons struggling with mental illness defecating and using intravenous and other substances on the properties of nearby residents; and, **WHEREAS**, the Common Council are clients of the City of Poughkeepsie Corporation Counsel, pursuant to the Corporate Charter and the Code of the City of Poughkeepsie; and, **WHEREAS**, The Common Council, upon information and belief that Dutchess County is imminently prepared to undertake the plans provided by Dutchess County regarding the campus proposed for 26 Oakley St, wish to reserve all legal remedies and rights in order to remediate any possible disparate impacts to residents of the City of Poughkeepsie from actions taken by Dutchess County; and, **WHEREAS**, The Common Council understands that time is of the essence, and the office of the Corporation Counsel lacks the necessary human resources to devote the time necessary to handle the work required of this case in a timely manner;

NOW THEREFORE, BE IT RESOLVED

1. The Common Council, in reviewing the information and plans provided by Dutchess County regarding the campus proposed for 26 Oakley St, have identified an immediate need for extensive legal research; litigation planning, discovery and other legal services; in preparation for possible adversarial proceedings against Dutchess County and one or more John Doe parties, including but not limited to both litigation and regulatory proceedings; as well as an immediate need for related reports to the Common Council, regarding, but not limited to the following issues:

- Civil rights
- SEQRA
- False Claims Act concerns regarding social services contractors and best practices
- Breach of contract by current social services contractors
- Environmental Justice
- ARP spending requirements
- Legal relevance of Bergen County, NJ data, given the different population numbers and composition, median incomes, per capita number of homeless in Dutchess and Bergen County
- General Municipal Law of New York State,
- Government Contractor proceedings and qualifications, state, municipal and federal
- Fiduciary responsibilities and gross negligence as affecting qualified immunity from proceedings for officials, as well as contractors

2. The Corporation Counsel shall advise the Common Council forthwith, in no more than 5 business days, whether the Corporation Counsel will be able to act on behalf of the Common Council, and the Corporation Counsel will make every reasonable attempt to provide a written

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waiver by the Mayor of any objections to the Common Council's retention of Counsel, either the Corporation Counsel or outside counsel.

If the Corporation Counsel determines that they can act on behalf of the Common Council, because the Mayor has indicated no objection to the Common Council's objectives, views, decisions and interests as a client, then, the Corporation Counsel will provide a detailed preliminary outline of the scope of legal services required by the findings in this Resolution, and with the approval of the Chair of the Common Council, contract outside legal counsel which is appropriately equipped to handle this matter to provide all necessary assistance to Corporation Counsel. The Corporation Counsel is subsequently directed to execute a contract with outside legal counsel to address the aforementioned scope of extensive legal research; litigation planning, discovery and other legal services.

If the Corporation Counsel determines that they are unable to act for the Common Council, they are directed to provide a written explanation of their determination within 5 business days and to assist the Chair of the Common Council in identifying outside legal counsel which is appropriately equipped to handle this matter independently on behalf of the Common Council. The Chair of the Common Council is empowered to execute a contract with outside legal counsel to address the aforementioned scope of extensive legal research; litigation planning, discovery and other legal services.

SECONDED BY COUNCILMEMBER _____.

R-22-34						
			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	☒	☐	☐	☐

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

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 _____.

R-22-32						
			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 Thompson to receive and print.

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

**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 _____.

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R-22-33						
☒ Accepted ☐ Defeated ☐ Tabled			Yes/Aye	No/Nay	Abstain	Absent
	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:

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**

A motion to suspend the rules was made by Councilmember Menist and seconded by Councilmember Johnson to allow Central Hudson employees Maggie Matson, Kwame Hayle & Brian Finn to address the Council regarding the Gas Regulator Easement Request.

A motion was made by Councilmember Cherry to resume the rules.

- 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.**

A motion was made to defer the below communication to Corporation Counsel by Councilmember Menist and seconded by Councilmember Thompson.

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

A motion was made to enter into Executive Session by Councilmember Long and seconded by Councilmember Menist.

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

A motion was made by Councilmember Menist and seconded by Councilmember Long to end the Executive Session and to resume the regular meeting.

XV. ANNOUNCEMENTS:

XVI. ADJOURNMENT:

A motion was made by Councilmember Thompson and seconded by Councilmember Menist to adjourn the meeting at 10:19pm.

Dated: April 26, 2022

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 18, 2022.

Respectfully submitted,

**Jasmin Nicole Davis
City Chamberlain**

