THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, June 20, 2011 6:30 p.m. **City Hall**

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

Councilman Herman made a motion and seconded by Councilman Parise to accept the minutes of October 18th 2010.

CCM 10-18-10						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coates	Voter	☑	☐	☐	☐
	Councilmember Mallory	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

Councilman Herman made a motion and seconded by Councilman Parise to accept the minutes of December 20th 2010.

CCM 12-20-10						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coates	Voter	☑	☐	☐	☐
	Councilmem er Mallory	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

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

None

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

Ken Stickle 118 Catherine Street – Would like to know if the city can do anything with the ambulance company. They pull out of the garage on Upper Cottage Street, from the time they leave heading to College and Catherine and past the highway the sirens are above the point where it can damage hearing. On top of that every do in the neighborhood are barking and it is annoying. It doesn't happen at 2pm but at 2am. The company is inconsiderate, and they are like a little boy on a big rig getting ready to blow the big horn. He would also like to challenge the Common Council, the Mayor and Corp. Counsel to come out and help clean up the City of Poughkeepsie, just bring a broom, a rake, anything. He is asking for one day a month to show support for the City of Poughkeepsie for the 3 months of the summer.

Constantine Kazolias 47 Noxon Street – The County is considering taking the Washington Street property where the computer is off the tax rolls. We can't afford to take any property off the tax roll. Also he is in favor of developing the Hoffman Street property. Also is impressed that the Democratic Party is endorsing a Republican. Further inquires where the suit from the division that owns all those properties, is it in the courts, or can you not comment? In any case, the guy the Democrats are putting up is heading the suit, and that is a laugh.

V. MAYOR'S COMMENTS:

Mayor Tkazyik – The Mayor extends a welcome to all present. And announced that this past weekend was the Father's Day Parade and it was a spectacular event. And he wishes to thank John Flowers and all his elves and elected officials both city and county wide, also members of the school district. Officially the new city Fire Chief

will be Mr. Mark Johnson; he has served as acting Chief since last December. He will be an asset to the city and looks forward to working with him and the entire city Fire Department. Tomorrow congressman Hinche will be here, a press conference will be held at the Gulf Station at 339 Hooker Ave. for a new anti-oil-speculation bill which will help to reduce gas prices in New York, they mayor will join him at 11am, and encourages everyone to come out and participate. The Mayor tells the council that councilman Coates has been elected to the City of Poughkeepsie School Board and has chosen to represent the residents and students of this city as an elected member of that body. Recognizes all Councilman Coates has done for the city, serving with distinction and professionalism. Councilman Coates will always have his heart in the City of Poughkeepsie, and presents him a plaque of recognition from the council. Additionally, for the agenda wishes to support the historic designation of 103 S. Hamilton St. as a historic structure, and will add to the historic district.

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairman Klein – Was proud to attend the Father's Day Parade with everyone. Also the block party on Wilson Blvd. which showed just how much our neighbors can and do enjoy each other. Also the swearing in of the Fire Chief and two new Captains, it was an honor to attend and all in the Fire Department are real heroes. Wishes to convey the feelings of himself and the other council members that Mr. Coates has demonstrated an exemplary devotion and commitment to his ward, the city, and its youth. Wishes Mr. Coates well in his new endeavor and thanks him for his service and fellowship.

VII. MOTIONS AND RESOLUTIONS:

1. **A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

Councilwoman Solomon makes a motion to amend the resolution 07.11.8666.7469 CD06037A (Scattered Sidewalk Project) **should read** 07.11.8666.7469 CC10037A (Scattered Sidewalk Project) **and is seconded by Councilman Mallory. All are in favor.**

Director MacIsaac – $325,000 was allocated in 2010 to the Hudson avenue water pressure project, the bids came in much lower than we anticipated to the tune of setting aside $150,000. Therefore asking that the remaining $175,000 be allocated to scattered sidewalks.

RESOLUTION
(R-11-61)

INTRODUCED BY COUNCILMEMBER HERMAN

WHEREAS, in accordance with CFR 24 Part 91, Consolidated Submission for Community Planning and Development Programs, the City of Poughkeepsie submitted a one year Action Plan in 2010 which outlined the proposed uses of Community Development Block Grant (CDBG) funds for this year; and

WHEREAS, the Social Development Director has identified one project in which the cost to complete the project is less than the allocated amount; and

WHEREAS, the Social Development Director has recommended the reallocation of $175,000 from the Hudson/Fallkill Avenue Water Project to Scattered Sidewalk Project; and

WHEREAS, the Common Council of the City of Poughkeepsie desires to amend the 2010 Community Development Block Grant Action Plan as approved by the U.S. Department of Housing and Urban Development and in accordance with the Social Development Director's recommendation; and

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Poughkeepsie hereby approves the amendment of the 2010 Consolidated Action Plan to reallocate $175,000 from 07.11.8662.7469 CC10HWFI (Hudson/Fallkill Avenue Water Project) to 07.11.8666.7469 CC106037A (Scattered Sidewalk Project); and be it further

RESOLVED, that the Common Council of the City of Poughkeepsie hereby authorizes the submission of the amendment to the U. S. Department of Housing and Urban Development.

SECONDED BY COUNCILMEMBER PARISE

R11-61						
			Yes/Aye	**No/Nay**	**Abstain**	**Absent**
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coa es	Voter	☑	☐	☐	☐
	Councilmember Mallory	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

2. **A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

Asst. Corp. Counsel Ackermann – Introduces the resolution as designating 103 S. Hamilton St. a local historical district site under section 19-4.5(3) of the code of ordinances. The commission has approved it, now it is before the council. A public hearing was held tonight and closed tonight; it is now before the council for vote and designation.

R- E- S- O- L- U- T- I- O- N
(R-11-62)

INRODUCED BY COUNCILMEMBER HERMAN

WHEREAS, an application for historic designation pursuant to Section 19-4.5(3) of the Code of Ordinances has been received by the Historic District and Landmark Preservation Commission for the property known as 103 South Hamilton Street; and

WHEREAS, on April 27, 2011 the Historic District and Landmarks Preservation Commission duly convened and voted to recommend the Common Council approve the application and designate 103 South Hamilton Street as a local historic site; and

WHEREAS, that pursuant to Section 19-4.5(e) of the Code of Ordinances, the Common Council duly set a public hearing within thirty (30) days of the decision of the Historic District and Landmark Preservation Commission which was held on June 20, 2011; and

WHEREAS, the Common Council of the City of Poughkeepsie has determined that this resolution constitutes a Type II action as defined by the New York State Environmental Quality Review Act and 6 NYCRR Part 617,

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Section 19-4.5(f) of the Code of Ordinances, the Council hereby approves the designation of 103 South Hamilton Street as a local landmark site; and

BE IT FURTHER RESOLVED the Building Inspector shall immediately cause such property to be so designated on the Landmark and Historic District Map and the Zoning Map of the City of Poughkeepsie.

SECONDED BY COUNCILMEMBER PARISE

R11-62						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coates	Voter	☑	☐	☐	☐
	Councilmember Mallo	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

3. **A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

Asst. Corp. Counsel Ackermann – Introduces the resolution that the council entertains yearly for funds that come from NYS office of children and family services, which are administered through the Dutchess County Youth Board. This resolution is just accepting those funds.

R E S O L U T I O N
(R-11-63)

INTRODUCED BY COUNCILMEMBER HERMAN

WHEREAS, the City of Poughkeepsie has received notification that its applications for 2011 youth recreation (YDDP) funds, respectively for its recreation program (Code No.13587), in the amount of $5,840 and its police juvenile division program (Code No. 13547) in the amount of $6,193 have been approved by the Dutchess County Youth Bureau and has been included in Dutchess County's Resource Allocation Plan (RAP) by the New York State Office of Children & Family Services (OCFS); and

WHEREAS, it is the intent of the Common Council to accept these funds on behalf of the City; and

WHEREAS, the Common Council has determined that this resolution constitutes a Type II action as defined by the New York State Environmental Quality Review Act and 6 NYCRR Park 617,

NOW, THEREFORE, BE IT

RESOLVED, that the grants of 2011 YDDP funds for its recreation program (Code No. 13587), in the amount of $5,840, and its police juvenile division program (Code No. 13547), in the amount of $6,193, are hereby accepted; and be it further

RESOLVED, that the Mayor is authorized to take all steps necessary to process and receive such grants.

SECONDED BY COUNCILMEMBER PARISE

R11-63						
			Yes/Aye	**No/Nay**	**Abstain**	**Absent**
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☑	☐	☐	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coates	Voter	☑	☐	☐	☐
	Councilmember Mallory	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

VIII. ORDINANCES AND LOCAL LAWS:

1. **A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

Asst. Corp. Counsel Ackermann – Introduces the resolution as installing a traffic control device. Originally was proposed a no left hand turn, but the resolution is being amended to prohibit such left turn between 7am and 6pm Monday through Friday. This is the most cost effective approach at the moment.

ORDINANCE AMENDING §13-177(b) OF THE CITY OF POUGHKEEPSIE CODE OF ORDINANCES ENTITLED "LEFT TURNS PROHIBITED FOR ALL VEHICLES" (O-11-16)

INTRODUCED BY COUNCILMEMBER HERMAN

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

SECTION 1: Section 13-177(c) of the City of Poughkeepsie Code of Ordinances entitled **"Left turns prohibited 7:00 a.m. to 6:00 p.m."** is amended by the following **ADDITION and Deletions**:

Left turns prohibited 7:00 a.m. to 6:00 p.m. **Monday through Friday**. When appropriate signs giving notice thereof are erected, left turns shall be prohibited at the following locations between the hours of 7:00 a.m. and 6:00 p.m. on **Monday through Friday**:

[~~From the Financial Plaza parking deck to the south onto Civic Center Plaza~~]

From Parker Avenue to the south on Washington Street

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

SECONDED BY COUNCILMEMBER PARISE

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

O-11-16						
			Yes/Aye	No/Nay	Abstain	Absent
☑ Accepted ☐ Accepted as Amended ☐ Tabled	Councilmember Johnson	Voter	☐	☐	☑	☐
	Councilmember Solomon	Voter	☑	☐	☐	☐
	Councilmember Flowers	Voter	☑	☐	☐	☐
	Councilmember Coates	Voter	☑	☐	☐	☐
	Councilmember Mallory	Voter	☑	☐	☐	☐
	Councilmember Parise	Voter	☑	☐	☐	☐
	Councilmember Herman	Voter	☑	☐	☐	☐
	Councilmember Klein	Voter	☑	☐	☐	☐

VII. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1) **FROM ARMANIS, INC.,** a notice of intent to renew its Liquor License. **Referred to Corporation Counsel.**

2) **FROM GLEN F. KUBISTA & ASSOCIATES,** a notice of intent for the Poughkee4psie Tennis Club to renew its Liquor License. **Referred to Corporation Counsel.**

3) **FROM MARCIA SCHLOSSBERG,** a notice of property damage sustained on May 27, 2011. **Referred to Corporation Counsel.**

X. UNFINISHED BUSINESS:

Councilman Coates – Sometime last year the council voted to give city property to one of the homeowners on Noxon Street. He did not support that resolution, there was also Mr. Whitter, opened his building to the community. I have been told the property has not been transferred over. The homeowner is not interested anymore and would like to see the council vote to give this to Mr. Whitter.

Councilwoman Solomon - There was a transit oriented presentation last week. Hopes that there will be more presentations on the TOD because many missed since it was the first day of allowable petitioning. She is answered by Mayor Tkazyik that Councilman Praise was the only member able to attend. But in speaking to acom and metro north they will be presenting for the common council shortly.

Councilwoman Flowers – Wishes councilman Coates well as he moves onto the school board. Wants to thank the city for meeting with the neighborhood group CoST, capable of standing together. Thanks the PD for going over to Winnikee and assessing that situation over there with the shootings.

Mayor Tkazyik – Before the council is the Preliminary FEIS for 1 Dutchess Ave., the old Dutton lumber site. This application has provided responses to all comments that were received during the drafting and is in accordance with SEQR and will see this has a significantly revised plan. We would ask the council as lead agency to review what has been submitted to you and at the July 5th common council meeting there will be a presentation.

Councilman Mallory – On the issue of road repair, was curious on the roads of North Clinton Street and Garden Street. He is answered by the Mayor that the city did receive $360,000 worth of NYS funds for street paving and repair. The administrator will provide a list of the projects that DPW deems necessary. The city is not borrowing any money to make sure these projects happen it is all done through state and federal funding.

Councilwoman Johnson – In the past each ward was given money for their ward, and then according to what was needed in the ward the priority took place. Now the city wants to prioritize across the entire city and not by within the wards. The Mayor answers that the days of operating in the past is behind us, and it is for that reason that the city had borrowed into oblivion. When we walked in here we faced a $1.85 Million deficit because of the failed practices of the past that cannot and will not continue. Also that since a great job was done in the 5th ward she is hoping the police are dealing with South Grand. Additionally, has not received notification from citizen observer concerning the shootings last Friday.

Councilwoman Flowers - If Mobile Life took over the property on Persian Avenue, yet. She is answered that they have not, but they will close very shortly.

Chairman Klein – There had been a draft of the Historic Preservation ordinance that had been disseminated to the council for comment. And perhaps it could be voted on July 11th, after another public hearing is set. Secondly, would like to remind the council that on June 29th there will be a special meeting at 6pm for the election of a replacement for Mr. Coates.

XI. NEW BUSINESS:

Councilman Mallory – wants to make a motion to amend the 2010 CDBG action plan of reallocate $175,000 to scattered sidewalks but instead to do $165,000 towards that and the other $10,000 to do a feasibility study on the armory to be our youth center, which would go to an architectural and engineer study to produce a current state of the building.
Councilman Mallory makes a motion to allocate $10,000 from the CDBG action plan to do a feasibility study on the Armory and is seconded by Councilwoman Mallory.
The goal being the armory could be used with our youth program. He is advised by the Mayor that this action would be irresponsible he city doesn't even own or have a take on if we would own the property, only a letter of interest has been filed.
Councilman Mallory withdraws his motion.

Councilwoman Flowers – On Saturday June 25th from 12pm to 4pm there will be a block party on Barkley Street. They recently formed a neighborhood watch. Also on Friday June 10th awarded 12 students most improved academic awards at Warren School.

Councilman Coates – Would like to thank the Council and the Mayor for their kind words this evening, it has been a pleasure serving. Would like to thank all city staff who were helpful. It has been a good ride and is looking forward to serve the school board; a better Poughkeepsie School district will make for a better City of Poughkeepsie. The second ward for giving me this opportunity and the city at large to give me the opportunity to serve on the school board starting July 1st.

Councilwoman Johnson – Thanks her husband for working with Project Thunder at Vassar College, they had another great year, the free mentoring program for children. Also for democrat of the year for the city of Poughkeepsie.

XII. ADJOURNMENT:

A motion was made by Chairman Klein and seconded by Councilmember Herman moved to adjourn meeting at 7:54 p.m.

Dated:

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, June 20, 2011 at 6:30 p.m.

Respectfully submitted,

Deputy City Chamberlain

COMMON COUNCIL MEETING

Common Council Chambers
Monday, June 20, 2011
6:30 p.m.

6:00 Public Hearing regarding the designation of 103 South Hamilton Street as an historic structure
6:15 Presentation by Bill Rhode, ZBA President

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

III. REVIEW OF MINUTES:

Common Council Meeting of October 18, 2010
Common Council Meeting of December 20, 2010

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

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

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

1) **FROM COMMUNITY DEVELOPMENT DIRECTOR MACISAAC,** Resolution R11-61, amending the 2010 CDBG Action Plan.

2) **FROM ASSISTANT CORPORATION COUNSEL ACKERMANN** Resolution R11-62, approving the designation of 103 South Hamilton Street as an historic structure.

3) **FROM ASSISTANT CORPORATION COUNSEL ACKERMANN,** Resolution R11-63, accepting the 2011 Youth Development Delinquency Prevention funding from New York State Officers of Children and Family Services for recreation programs.

IX. ORDINANCES AND LOCAL LAWS:

1) **FROM ASSISTANT CORPORATION COUNSEL ACKERMANN,** Ordinance O-11-16, amending Section 13-177 (c) entitled "Motor Vehicles & Traffic" to provide for no left-hand turn from Parker Avenue to Washington Street.

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1) **FROM ARMANIS, INC.,** a notice of intent to renew its Liquor License.

2) **FROM GLEN F. KUBISTA & ASSOCIATES,** a notice of intent for the Poughkee4psie Tennis Club to renew its Liquor License.

3) **FROM MARCIA SCHLOSSBERG,** a notice of property damage sustained on May 27, 2011.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT: