



**THE CITY OF POUGHKEEPSIE  
NEW YORK**

**COMMON COUNCIL MEETING  
MINUTES**

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**Monday, August 19, 2013 6:30 p.m.**

**City Hall**

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**I. PLEDGE OF ALLEGIANCE:**

**ROLL CALL- 7 present, 1 absent (Councilmember Johnson)**

**II. REVIEW OF MINUTES:**

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

**ADD**

**VII. MOTIONS AND RESOLUTIONS:**

- 3. FROM CORPORATION COUNSEL ACKERMANN, Resolution R13-67, introducing Local Law LL-13-2 and providing for a public hearing regarding "The 2013 Zoning Map Amendment providing for a new Walkway-Gateway District (W-G)".**

**REMOVE**

**VIII. ORDINANCES AND LOCAL LAWS:**

- 1. FROM ASSISTANT CORPORATION COUNSEL BRADY, Ordinance O-13-7, a parking change on South Hamilton Street.**

**VIII. 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** – It’s been brought to my attention that a lot of people feel that I am in total support of the Ice House, along with the Mayor. I want to clear up that little misconception. A little over 2 years ago, the Ice House owners put in a humongous amount of money into that piece of property which is City-owned. I understand they pay low rent, but also understand they have a 5 year, maybe a 10 year lease and their rent will be going up one way or another. Another misconception is that they’re taking over our city park. If we can’t get a new reservoir up at College Hill Park without going through NYS Parking Commission, how would the people at the Ice House be able to take any more land at Waryas Park? It just cost the City to put in 60 feet of dock down there, because we gave to the Steamboat. We got sued and ended putting in extra dock. I support the Ice House for one reason. They came in, took over a piece of junk property that nobody else wanted, which sat vacant for years and invested their money in order to make it a successful business. Benny’s is paying \$30,000 a year and has been in business for 20 years. These people came in, put a lot of money in and I wish everybody would “cut them some slack,” so that they can recoup some of the money they put into it. It’s not favoritism. It’s a business and we need to support all our local businesses and stop trying to rip a business down that’s trying to make it. They put a lot of money into that waterfront.

**Curtis Forbes - 110 Mill Street, 2D** – Spoke about the water incident that occurred during the Fourth of July Weekend. I never received a phone call about this emergency and was wondering what is being done if such an emergency should happen in the future. He suggested some kind of advisory be given at the onset to let the public know to boil their water until the testing has been completed and until the water is declared safe to drink.

**Laura Downing - 25 Lincoln Avenue** – First, the water issue of the presence of e-coli and choliform bacteria, hasn’t gotten any updates on the towers/tanks. Wondering if anything will be forthcoming regarding the leakage and how long it may have been leaking. Secondly, has come across problems in her ward and they were not addressed in a timely manner. Called the Mayor and thanked him for his timely response in helping with her issues. Is concerned about a drainage problem in Stitzel Field. She realizes that finances in the City are hard, but this last rainstorm brought over 6 inches of water into her basement and into her yard...this has not happened in the 50 years she has lived there. She was devastated. This was because of the clogged storm drains. Stated she just wasted \$500 on a brand new water heater for no reason. If the storm drains were cleaned when they were supposed to be, she said she would not have that problem again and hasn’t seen anyone, including her Councilmember going through during these storms. Feels she should not have to contact the Mayor’s office in order to get help. Wants this looked into.

**Jacqueline Marone - 20 Fountain Place** – Is concerned that “they” are moving “criminals, or ex-criminals,” whatever you want to call them into 38 North Clinton Street. Doesn’t feel that the City of Poughkeepsie is an ideal environment for something like that to be added to our population. Doesn’t know what can be done about it; doesn’t know who is responsible

for moving them there after serving their time. Stated that we have some in our society who need to serve some time. Feels it's not a practical thing to do and that residence could be put to better use.

**Constantine Kazolias - 47 Noxon Street** – I want to follow up. Across the street they put release of prisoners in 50 Academy Street; two got shot, and one got killed, so watch out for this one here. Read from statements.

**Darrett Roberts - 148 Franklin Street** – Concerned about the City's youth. Some are hanging around his house, on porches, etc. They would be best served if they had places to go and things to do so they don't get into trouble. They have no jobs and feels that the City should put money into youth programs to save them and giving them a better future. Also concerned about the possibility that the playground at the Ice House might be renovated. There's talk about moving it closer to the water. Thinks it could be a tragedy in the making by placing children closer to the water's edge.

**Debra Thomison - 20 Thompson Street** – Has lived there since 1991. Is concerned about the condition of her block between North Hamilton and North Clinton Streets. Across the street from her home, there are tenants that are loitering 24 hrs./day, having "dog fights," it seems, although she hasn't witnessed anything. Police have been there many times. She and her neighbor are concerned about their property values. Has had a vacant apartment for one year there because no one wanted to live on the north side. Has spoken to Mr. Mallory a couple of times, although not recently. She would like the Common Council to give her some ideas so she can maintain her property value.

**Eddie Ramirez, Sr. – 11 Marino Road** – Is owner of R&M Entertainment Promotions. Puts community events together, and has been doing so in the City of Poughkeepsie for many years. Is also part owner of a bilingual newspaper. Concerned over the City's policy to fingerprint vendors and charge a vendor fee of \$35.00 for these festivals. As an organizer, we charge vendors a space fee for the festivals, which are free festivals...we don't charge admission. The Mayor is aware of this because he recognized one of the students last year...is to support the Hudson Valley Latino High School Scholarship Fund which has recognized 95 students since 1999. A lot of work goes into this and we depend on our vendors and their vendor fees to support this program. As of this date, this year we have lost eight vendors that cannot afford to pay the additional \$35.00 for a City of Poughkeepsie vendor permit fee. Wants the City to reconsider because he feels that the City will lose a lot of vendors associated with these types of events.

**Chairman Mallory:** Mr. Ramirez, could you wrap that up, please?

**Mr. Ramirez:** OK. I would hate to take this festival out of the City of Poughkeepsie. It supports the Latino High School Program, but I can't lose vendors. If I lose vendors because of the policy you have, it's going to hurt the event and force us out. The word that they're sending me is that they're voters. Seven of those vendors were from the City of Poughkeepsie that are not coming to the event.

**IX. MAYOR'S COMMENTS:**

**Mayor Tkazyik:** Yes, thank you Mr. Chairman. Good evening Councilmembers. I hope everyone had an enjoyable Summer vacation, and now we fall right back into things heading into the Fall and of course, the welcoming of the new school year. We had many different events taking place over the Summer and in fact, this past weekend, talking about events and Eddie Ramirez' will be coming up this weekend for the Latin American Festival. We look forward to that, but we have the Jazz in the Valley on Sunday down at Waryas Park and we had the First Annual Polish Festival at St. Joseph's Church at Lafayette Place which was a huge success. And of course, earlier in the Summer before we ended our meetings was our July Fourth Spectacular. I want to thank Elizabeth Waldstein and everyone at the Walkway, for working with us to make the Fireworks Spectacular a main event in the City as well. As we move into the Fall, we'll be making way for our 2014 Budget preparations as well as a Capital Projects Review Plan that will go before the Council this coming week, so they can review a lot of the proposed infrastructure improvements and how they're tied to either State, Federal or TIP grant funded initiatives as we move forward with improving and maintaining the infrastructure areas of the City. Before you tonight on your agenda, the Police Department along with the Administration will be having a presentation regarding the concept of parking meters to downtown. So we're going to look forward to that from the Police Department later on this evening. That concludes my comments this evening. One other thing, there's a rumor around about the playground being moved at Waryas Park and I just want to let everyone know that the playground at Waryas Park is there and will be there. I think some are getting mixed up with the orange snow fence that you see down by the whale, and that was an approved 2012 CDBG project to add and an additional playground space to our park on top of the one that was there. Two parks got additional playground equipment – one happened to be King Street Park and the other one was allotted for Waryas Park in the 3<sup>rd</sup> Ward. The one at King Street Park got done first last year and Waryas, because of the weather got delayed until this year. So that what you see is an addition to the recreational space that was already there. There's no other space being taken by the Ice House. I just want to clarify that; not to think that that orange snow fence is to create parking. It's to create additional recreational activity for our young people at Waryas Park as approved by the Common Council in the action plan. Okay? Thank you.

**X. CHAIRMAN'S COMMENTS AND PRESENTATIONS:**

**Chairman Mallory:** Briefly, as for my comments as Chairperson. As far as the woman that came and spoke beforehand, please contact me at 625-9854 and I'll be glad to talk to you about what's been happening in conversation in that area to address those needs. In regard to 38 North Clinton Street, I too, when I saw the article was concerned. But I do believe in opportunity and will be reaching out to the developer as well as the City in itself to talk further about that particular property in itself and development. Those are my Chairman's comments.

## VII. MOTIONS AND RESOLUTIONS:

### 1. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

**Corporation Counsel Ackermann:** Attached hereto please find a proposed SEQRA and sales resolution for 108 Smith Street authorizing the sale of the property to Jeffrey S. Johnson. Mr. Johnson proposes converting the property into a mixed use development with two commercial store fronts on the first floor and apartments on the second floor. He also intends to purchase a portion of the property adjacent to this property which would then be combined to create necessary parking. Mr. Johnson has offered \$10,000 for the purchase of this property. He owns several other properties in the area including his personal residence at 21 Harrison Street.

The property was obtained by the City of Poughkeepsie in 2011 for unpaid taxes. Since that time, the property has been actively marketed. It has appeared on the City's website, on material distributed and has had a "For Sale" sign on the building. The City did receive one other offer of \$12,000 from Domenick Diecidue, who is the owner of Main Street Pizza and Café.

Ultimately, the City gave weight to the fact that Mr. Johnson resides in the same neighborhood as the property and has significant ties to the City.

**Chairman Mallory,** whose ward the property resides, has indicated his support.

**Councilmember Boyd:** Can you tell me how many apartments they plan on putting on the second floor?

**Corporation Counsel Ackermann:** I don't know at this point. It's going to be minimal. Right now the building is permitted for a one floor commercial unit on the first floor and one apartment on the second floor. I don't believe he's going to add much square footage to the building because by obtaining the other buildings, it's my belief it's his intention to create parking, so I'd say there's probably just going to be one residential unit above the commercial space.

**Councilmember Boyd:** Also, in the resolution here, if the gentleman should default, does the property go back to the City? If so, I don't see where it states that in the resolution.

**Corporation Counsel Ackermann:** If you look on the sales resolution, the second page...that it's going to be sold, the commands of title will include (B) Purchaser shall obtain a building permit for the proposed redevelopment within six (6) months of the date of closing of title and he has ninety (90) days to close and then from the issuance of the

building permit he has one year. Those will be conditions in the deed. If he does not comply with those, it will revert back to the City.

**Councilmember Boyd:** But, should that be said in the resolution, that it will revert back to the City?

**Corporation Counsel Ackermann:** The Counsel resolution is selling it subject to these conditions. So, those conditions will carry forward.

**Councilmember Boyd:** Also, what kind of commercial storefront is he planning on having on the first floor...do you know?

**Corporation Counsel Ackermann:** I believe that it's his intention to have a dry cleaning business as well as a fast food pizza (pizzeria).

**Councilmember Boyd:** So an eatery and a dry cleaning?

**Chairman Mallory:** Just for Council to know before we continue with questions, I had reached out to Mr. Johnson. He was unable to attend.

**Councilmember Solomon:** I noticed that he says he's self-financing, and yet, I don't know how much of this I should disclose, but he has noted where he is borrowing the money from.

**Corporation Counsel Ackermann:** Yes, I spoke to him about that, and the "X" should be after that, but he will be receiving financing and I've spoken to his attorney and he does have financing that is available for the project. I should say that the City has owned the property since 2011. It is in deplorable condition. It's obviously vacant and it's in the best interest of the City to strike the property from our books.

**Chairman Mallory:** I'd just like to share that this particular piece of property is in the 3<sup>rd</sup> Ward and my relationship with Mr. Johnson is long, and his properties on Harrison Street and what's listed in the packet speaks for itself. He's well-connected in the neighborhood. He's grounded and I think this is an opportunity. One, what this Council's always asked for – a fair and honest proposal for property. Someone connected. Someone to still keep the business within the community in itself. I'll be voting favorably for it and hope my Councilmembers will, as well.

**NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW  
ACT (SEQRA) RESOLUTION REGARDING A SALE OF  
CERTAIN CITY OWNED PROPERTIES  
(R-13-63)**

**INTRODUCED BY COUNCILMEMBER SOLOMON**

**WHEREAS**, the Common Council of the City of Poughkeepsie is considering the sale of certain properties now owned by the City of Poughkeepsie known as 108 Smith Street (Tax Map No.: 6162-71-374147); and

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

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

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

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

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

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

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

**SECONDED BY COUNCILMEMBER BOYD**

R13-63			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

**R E S O L U T I O N**

**(R-13-64)**

**INTRODUCED BY COUNCILMEMBER SOLOMON**

**WHEREAS**, the City of Poughkeepsie has previously taken title to real property located at 108 Smith Street, known as Tax Map No.: 6162-71-374174 in the City of Poughkeepsie by reason of unpaid taxes, all of which is hereinafter referred to as the “Property”; and

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

**WHEREAS**, an offer has been received to purchase the Property under certain circumstances from Jeffrey S. Johnson for the sum of \$10,000.00; and

**WHEREAS**, the Administration of the City of Poughkeepsie, after consideration of the City’s policy for the sale of City owned property, has recommended that the City of Poughkeepsie accept this offer; and

**WHEREAS**, the Common Council hereby finds that the offer from Jeffrey S. Johnson is the most favorable of the offers presented and that it is in the best interests of the City of Poughkeepsie to approve such offer;

**NOW, THEREFORE,**

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

**RESOLVED**, that the offer from Jeffrey S. Johnson to purchase the parcel located at 108 Smith Street in the City of Poughkeepsie known as Grid #(s) 6162-71-374174 for the sum of \$10,000.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

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

- A. the conveyance of title and the payment of the purchase price shall take place within ninety days of the date of this resolution, unless the Corporation Counsel shall grant such extension as he deems appropriate;**
- B. Purchaser shall obtain a building permit for the proposed redevelopment within six (6) months of the date of closing of title;**
- C. Purchaser shall obtain a valid Certificate of Occupancy for the Property within one (1) year after obtaining the building permit, unless the Corporation Counsel shall grant an extension as he/she deems appropriate;**
- D. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;**
- E. Purchaser shall accept such title to the real property as the City of Poughkeepsie is possessed of and agrees to accept such title by quitclaim deed subject to any defects or encumbrances as are of record;**
- F. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and**
- G. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law**

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

**SECONDED BY COUNCILMEMBER BOYD**

R13-64			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Corporation Counsel Ackermann:** Attached is a proposed SEQRA and Sale resolution for the sale of an unnumbered vacant lot located at the corner of Cottage Street and Morgan Avenue to Tron Melton. Mr. Melton has offered \$100 for the purchase of the property and has indicated he intends to build a single-family home which will be owner occupied. The resolution contains a recapture penalty in order to insure that Mr. Melton continuously owns and occupies the property his primary residence. This is in addition to the standard requirements.

In 2010 the city had approved the sale of this property for \$27,000 to Alphonse Clark who owns neighboring property. He failed to close and since that time, the City has never really actively marketed the property and we have not received any offers on the property.

The property resides in Councilwoman Perry’s Ward and it is my understanding that she supports the sale.

Councilmember Solomon made a motion to table R13-65 and R13-66 (SEQRA and property Sale for a property located on Cottage Street and Morgan Avenue) due to not enough information provided and the amount of the offer, Councilmember Boyd seconded the motion. (7-0)

**Councilmember Solomon** made a motion to table **R13-65** and **R13-66 (SEQRA and property Sale for a property located on Cottage Street and Morgan Avenue)** due to not enough information provided and the amount of the offer, **Councilmember Boyd** seconded the motion. (7-0)

3. **A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.**

**RESOLUTION INTRODUCING LOCAL LAW  
AND PROVIDING FOR PUBLIC  
NOTICE AND HEARING  
(R-13-67)**

**INTRODUCED BY COUNCILMEMBER SOLOMON**

**BE IT RESOLVED,** that an introductory Local Law, entitled “The 2013 Zoning Map Amendment providing for a new Walkway-Gateway District (W-G) of the City of Poughkeepsie

(L13-2)” and be and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

**BE IT FURTHER RESOLVED**, that the Common Council hereby appoints and declares its intent to be “Lead Agency” for purpose of SEQRA; and

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

**BE IT FURTHER RESOLVED** that the Council shall hold a public hearing on said proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:00 o’clock P.M., on September 3, 2013; and

**BE IT FURTHER RESOLVED**, that a copy of this introductory local law shall be forwarded by the Clerk to the Planning Board, Zoning Board of Appeals and the Dutchess County Planning Department for their comments; and

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

**SECONDED BY COUNCILMEMBER BOYD**

R13-67						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**VIII. ORDINANCES AND LOCAL LAWS:**

- 1. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.**

**Assistant Corporation Counsel Brady:** Thank you, Mr. Chairman, members of the Council. This ordinance was prepared at the request of Vice Chairwoman Solomon. The ordinance would add two (2) stop signs on Crescent Road - one going in the southwesterly direction; one going in the northeasterly direction, both at the corner of Barnard Avenue. There's now a stop sign on Barnard. At the intersection of Crescent, two more stop signs would make it a three-way intersection.

**Councilmember Solomon:** I bring this motion forward...I suggested this motion very reluctantly because I know that the City doesn't need any more stop signs. However, Crescent Road is a pathway from South Hamilton Street to Hooker Avenue, which is used daily by people who are in a hurry to get to work, to get to the hospital...to do something. Unfortunately, many, many children live on Crescent Road and their parents have been asking me for years to get a stop sign there so finally, we got an OK from all of the people who need to give an OK and I hope that you will vote for it.

O-13-8		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**

1. **A PRESENTATION** regarding the proposed parking meter project.
2. **FROM CARPAUL ENTERPRISES**, a notice of intent for 138 South Avenue to obtain a Liquor License. **Referred to Corporation Counsel**
3. **FROM WALLACE & WALLACE, LLP**, a notice of intent for Thirty-3, Inc., d/b/a Thirty-3 Nightclub to obtain a Liquor License. **Referred to Corporation Counsel**
4. **FROM PKNY PROPERTY GROUP**, a notice of intent for 24 Academy Street to obtain a Liquor License. **Referred to Corporation Counsel**
5. **FROM SANTINO MILANESE**, a notice of intent for Milanese Restaurant to obtain a Liquor License. **Referred to Corporation Counsel**
6. **FROM YHEISON BAUTISTA**, a notice or personal injury sustained on July 19, 2013. **Referred to Corporation Counsel**

7. **FROM QAYDISHA SHAKIR**, a notice of personal injury sustained on April 25, 2013. **Referred to Corporation Counsel**
8. **FROM DAPHNE BURTON BARRETT**, a notice of personal injury sustained on February 13, 2013. **Referred to Corporation Counsel**
9. **FROM COMMISSIONER OF FINANCE BRADY**, July financial reports.

**Commissioner of Finance Brady:** Began with the General Fund through July 13, 2013. Some of the revenue has been adjusted. Referred to the Adjusted Year-to-Date (YTD) Transactions column. Revenues for July is \$22,390,000. Below it, our Expenses for the month of July total \$22,428,000 giving us a deficit of \$38,457. Has a goal to end the year with either have a surplus condition or stop the deficit condition from growing. Feels that the Finance Department is on track to do that, although \$38,000 short of where we should be. Going forward through the remaining months of the year, we think our situation eases up a little bit in the sense that we actually have more sales tax revenue coming into the City from the County than we do have property taxes going to the County. We've accelerated our program to pay the County with our agreement with the County and the exchange of funds. We're better by about \$2.4 Million going into the months of September through December, so we feel that's a plus. Our payroll has been reduced recently. Each payroll has been a little bit less and the payroll from the General Fund the payroll was below \$900,000 – the first time it's been there for quite some time. So, we think things are getting better and that we're on target to meet our objective.

**Councilmember Rich:** Mr. Brady, you mentioned property taxes. Property taxes from the city residents or from the City of Poughkeepsie? I think it would be property taxes paid to the County by the city residents.

**Commissioner Brady:** We collect County taxes on your tax bills, a portion of County taxes we have to forward to the County.

**Councilmember Rich:** How much does the County give to us for its many buildings in the City? I don't think they pay any.

**Commissioner Brady:** That's correct.

**Councilmember Rich:** Don't you think it should?

**Commissioner Brady:** I don't think I have a say in that.

**Councilmember Rich:** Well, I just asked your opinion.

**Commissioner Brady:** It doesn't apply anywhere in New York State, that a government entity pays taxes to another government. I don't know how to answer that.

**Councilmember Rich:** The only thing I can mention that is true, is that the County managed to take away \$2.2 Million in sales tax revenue we were expecting before they decided to change the sales tax formula for the entire County. So if they're taking away \$2.2 Million, I was just wondering maybe, just maybe they could think about paying some pilots for all of their programs...rather all of their buildings. It just seems fair, because we've got to do all of the servicing of those buildings – Police, Fire and DPW. That's a lot that they get from us and they pay zero. That's what I'm saying and I hope that's clear to people. \$-0- but we have to maintain them and they take away \$2.2 Million of sales tax revenue because they need the money. If it wasn't for the \$2.2 Million, we wouldn't have had to go to the User Fee. They mistreated us. No one in the Executive wants to say that, but they mistreated us. Thank you.

**Councilmember Boyd:** How's our Sanitation Department doing with our recyclables and the User Fee? Can you explain that to me? I can see what it says here, but I find this Budget Performance Report very difficult to read.

**Commissioner Brady:** The basic problem with the sanitation fund is collection of the sanitation bills. I believe through July 15<sup>th</sup> we collected something like 58% of the amount billed for sanitation had been collected and it stayed that way roughly for the whole year thus far. That's the big problem.

**Councilmember Boyd:** So do you think it would be possible if we could put that on the tax bill so this way we wouldn't be "behind the eight ball?" Would that help the revenue at all?

**Commissioner Brady:** Putting it on the tax bill, I guess would enforce a higher percentage of payment.

**Councilmember Boyd:** The tax bill comes out quarterly, correct?

**Commissioner Brady:** The tax bill goes out annually, but you can pay it quarterly, yes.

**Councilmember Boyd:** OK, so then that user fee could possibly go on that tax bill so that we wouldn't be "behind the eight ball?"

**Deputy Commissioner Sorrell:** Then, at that point it wouldn't be a User Fee. Once it's actually on your tax bill, it would be considered taxes.

**Mayor Tkazyik:** That's being challenged in court right now in another municipality within the state, and as explained to you earlier, not all the same people pay the sanitation bill as the property tax bill, just like it is with the water bill.

**Councilmember Boyd:** One has nothing to do with the other. A user fee is a user fee and the taxes that...

**Mayor Tkazyik:** Putting it in the taxes does not make it a user fee. It makes it a tax and that's what's being argued in the courts right now.

**Councilmember Boyd:** Well, there's a lot of cities that do it, so I think that I'm going to have to do my homework regarding this and find out exactly what we can do to help the Sanitation Department collect this user fee so we're not "behind the eight ball," because I think it's really important.

**Mayor Tkazyik:** Mr. Ackermann shared with you that information in relation to the law on that information and, quite frankly...

**Councilmember Boyd:** Well, I believe you weren't there at the meeting, so...

**Mayor Tkazyik:** That is correct. I wasn't at the meeting, that is correct. I was away on vacation, Councilwoman Boyd.

**Councilmember Boyd:** He did share some information with me, but I also shared some information with him and I think both of us need to do our homework.

**Chairman Mallory:** And that's what was said. Corporation Counsel said for her to do her homework and present what she has.

**Councilmember Solomon:** I am always looking for actuals. What is Adjusted YTD Transaction, and what is YTD Adjustment?

**Commissioner Brady:** The Adjusted YTD transactions are the adjusted transactions taking some of the annual revenue amounts that appear in the YTD transactions pile and applying them – in this case 7/12's of the year, because we're through the month of July. Like the property tax revenue, it's really a once a year revenue because it's booked as a revenue when it's billed. The number \$10,337,000 is what applies to that period of January 1<sup>st</sup> to July 1<sup>st</sup>.

**Councilmember Solomon:** I know I'm incredibly repetitive, but I would prefer not to get adjusted bills; I would prefer to get actuals. We don't understand what this is. I can do 7/12's, 8/12's on my own. What I would like to know is how much money do we really get? How much money do we really spend, as of now?

**Commissioner Brady:** We've collected almost \$15 Million in property tax through the end of July.

**Councilmember Solomon:** Well, can we get that kind of information all the way down this revenue on the page of the General Fund? It would be so much clearer for us and we would understand. Then, I don't know what these other things are, but I would be able to follow if I had actuals and could compare them from month to month. In any case, that's what I would hope that we could have at some future date.

**Commissioner Brady:** The column that's labeled YTD Transactions is the actual. I guess the number you want adjusted is the revenue on the property tax number, which, instead of \$17,700,000 would be \$14,973,000.

**Councilmember Solomon:** What was that again...YTD Budget?

**Commissioner Brady:** No, YTD Transactions. Is that true, Karen? Is that the only one that changed? (confers with Deputy Commissioner Sorrell).

**Councilmember Solomon:** YTD Transactions...that would be 7/12's of the money that we've received...

**Commissioner Brady:** The real property transactions – the first line on there, YTD Transactions, fourth column from the right shows the amount of property taxes were billed. The actual amount collected thus far is \$14,973,328.

**Councilmember Solomon:** Where is that?

**Commissioner Brady:** It's not on that page because we've done an allocation of 7/12's of the \$17 Million in the Adjusted YTD Transactions.

**Councilmember Solomon:** But, that's not a number that means anything to us.

**Commissioner Brady:** When you get to the bottom, you see all zeros. State Aid for Transportation...we've also tried to reflect that those are annual numbers of what we receive primarily at the end of the year. It's an annual number we've tried to allocate that number also to give you a picture of where we might be in July.

**Commissioner Brady:** The one that we really need is the actuals so that we can all understand that some bills are paid by the State once a year or twice a year. We will never get a feeling of how the finances of the City work, unless we have actuals to deal with.

**Chairman Mallory:** Is that something that can be presented to us?

**Commissioner Brady:** It's what the system gives us. It's what the system unadjusted gives us. I don't object to giving you that.

**Deputy Commissioner Sorrell:** Like Commissioner Brady said, the revenue, when we do the tax warrant, it's all reflected right at the beginning of the year which is why you see the \$17,700,000...as opposed to...

**Chairman Mallory:** Of the YTD Transactions...excuse me.

**Deputy Commissioner Sorrell:** Right and we have the other report that shows what's been collected so far.

**Councilmember Boyd:** So, what's that \$14 Million figure that you have that we don't have?

**Commissioner Brady:** That's the actual tax collection of the City tax.

**Councilmember Boyd:** OK, so if that's an actual for the City tax, do we have actuals for every single line item here, like licenses and parking? Do we have an actual amount?

**Commissioner Brady:** Every number in the YTD Transactions column is the actual number. In accounting terms, revenue is booked when it's billed. It's not booked when it's collected. We don't do our books on a cash basis; we do our books on an accrual basis, which is what we're required to do, so we keep our books based on the accruals.

**Councilmember Boyd:** OK, but I think when we were audited from Sedore, I think we showed them the Budget of Organization Reports and I'm not saying that I'm blaming you. I know you just came into the City. You're new at this, but I just want to make sure that everybody's on the same page. They told us that this Budget Performance Report was not revenues, was not revenues vs. expenditures and they said it was not acceptable. It was very difficult for us to figure out where the money is, and where the City lies financially.

**Commissioner Brady:** This report is a summary report. If you got the actual report with all the detail, it's a rather lengthy report. It would be at least a 20 page report. I don't object to giving it to you.

**Chairman Mallory:** Just so that I'm clear and I'm hearing what you're sharing...the YTD Transaction is the actual number?

**Councilmember Solomon:** It's the billed number.

**Commissioner Brady:** It's the billed number in the case of real property taxes.

**Chairman Mallory:** OK, let me stick to that line for the General Fund. We've got Parking Revenues, going across from left to right. You add the Amended Budget \$1.39 Million...Adopted Budget, excuse me. Budget Amendments, Amended Budget, Current Monthly Transactions, YTD Encumbrances, YTD Transactions. What is that number...\$811,000?

**Commissioner Brady:** That's actually what we collected in parking revenues.

**City Administrator:** The only numbers that are adjusted on the YTD, are the ones that we call annualized revenues. So, the parking is exactly what you took in during July. That is not annualized, but your taxes are annualized because you get billed one time, and it's up to people when they want to pay it. Because that is the case, you have to divide it by the months because you are not sure when you're going to get that money. I'll give

you another example. The State Aid is only paid the last week of December – that’s \$4 Million. That is an annualized amount of money, so if you were going to apply it over the full year, had the State decided to pay it for a full year, you’ll divide it by 12 and multiply it by the month that you’re into. Unfortunately, if we were to follow that on the State Aid, it would be zeros all the way through and then suddenly, you’ll get \$4,200,000 in December.

**Councilmember Solomon:** That’s what we want.

**City Administrator Bunyi:** But that does not reflect...go to YTD Transactions. If you go to the bottom line, according to this, the City has a surplus of \$2,118,000. Do you really think that that’s true? No, the more accurate number is the Adjusted YTD where they worked hard to try to figure out when the money really came, and reflects a negative \$38,000.

**Councilmember Solomon:** Just one more thing. The Adjusted YTD Transactions are accruals. They do not deal in actual.

**Commissioner Brady:** Some of them are. The annualized numbers are an average; basically, 7/12’s of the year. It’s the top number and the bottom 8 numbers from Inter-fund Revenues on down to the bottom, and it’s the very top number. I think the rest of them are all actuals.

**Councilmember Solomon:** I would hope that at some point, we could get actual numbers, instead of adjusted numbers...

**Commissioner Brady:** If you want...

**Councilmember Solomon:** ...because I believe if you had the month by month, we would learn the financial rhythm of the City and we have no idea of that.

**Commissioner Brady:** If you look at the YTD Transactions column, that gives you that information. If you want that information, it’s on this report as well.

**Councilmember Rich:** Are you saying adjusted?

**Commissioner Brady:** No, I’m saying YTD Transactions number is the actuals. We haven’t received any of the State Aid revenue...those are zero.

**Councilmember Rich:** What is the Budget YTD Transactions compared to the Adjusted YTD Transactions?

**Commissioner Brady:** It’s the money to go in the year. Look at the second line down – Real Property Tax Items Revenue...\$1,070,500. The YTD actual number is \$819,332. The Budget YTD Transactions is the difference between the two. You have \$251,000 to

collect to reach your annual budget, and you've achieved 77% of your annual budget to this point. I would agree to you that that's more meaningful.

**Councilmember Solomon:** It is.

**Commissioner Brady:** It's there. It's all on the page. It's a matter of which column you read.

**Councilmember Solomon:** But the \$14 Million is not there.

**Commissioner Brady:** Because it's not revenue. The revenue is \$17 Million. The difference between the \$14 Million that we've collected and the \$17 Million that's billed is a receivable. It doesn't appear on a revenue expense report - sorry.

**Councilmember Rich:** This is very tricky for people.

**Commissioner Brady:** I understand.

**Councilmember Rich:** I was a treasurer of a very large union and I had a book – revenue expenditures. That's how most people, I think in the City of Poughkeepsie would like to know. Are we going to be overbudget again? Are we going to have expenditures more than revenue? Are we going to have revenue more than expenditures? Because our habit, according to the Comptroller's office, is that we always spend more than we bring in. They don't like that.

**Commissioner Brady:** They also don't like you to account for things on cash basis.

**Councilmember Rich:** Every time they tell us our revenues don't match our expenditures by quite a bit and as you go up, you're getting a deficit that you have to pay off some day and as of 2011, it's almost \$12 Million. We don't have the '12 Sedore Report, but I'll bet it's going to go up, so we need to know how we're doing because the Comptroller's office said, "How are you doing this year?" If I show him this, he'd be able to figure it out?

**Commissioner Brady:** You could figure it out. It's a summary report. If you look at the bottom line; let's look at the revenue line. Revenue totals on page 1 of 2. It's \$25,827,866.35, fourth column from the right: Total Revenues. That's your actual Total Revenues. Given that the property tax is a billed number.

**Councilmember Rich:** That's on page 1?

**Commissioner Brady:** On page 1, YTD Transactions.

**Councilmember Rich:** Budget YTD Transactions...

**Commissioner Brady:** No, no. YTD Transactions.

**Councilmember Rich:** You see how tricky that is? You have YTD Transactions and then YTD Budget Transactions. What's the difference between those two numbers? Do I have to go to college to figure it out? I'm a Social Studies teacher. Therefore, I'm asked to make sure our budget's doing well, I need numbers I can deal with.

**Mayor Tkazyik:** I think that the Council has asked good questions and are getting good responses. I think however, some more one-on-one information with Finance staff with Commissioner Brady regarding your questions on how this is read, and what you may want to see or not see, I think getting it prior to this and sitting down in the office and any taxpayer who wants to do that (this is all available to them as well), I think would be a little more fruitful than going back and forth like this at every meeting.

**Councilmember Rich:** Well, you might want to consider defining these lines, so you'll have a definition of what you're talking about. If I see YTD Transactions, define it...now I have YTD Budget Transactions, define that so I know what definitions I'm working with. Once I have definitions...

**Commissioner Brady:** That's a valid criticism.

**Councilmember Rich:** ...but right now I don't know what the definitions of them are, and for someone that is not an accountant, I shouldn't be able to know that.

**Commissioner Brady:** OK. The current month transactions, the columns...you understand Adopted Budget, right?

**Councilmember Rich:** Right.

**Commissioner Brady:** You understand Amended Budget is basically the same number?

**Councilmember Rich:** The same numbers, right.

**Commissioner Brady:** The Current Month Transactions are actual expenses incurred in the month of July. The YTD Encumbrances – there's nothing in that category.

**Councilmember Rich:** What does encumbrances mean?

**Commissioner Brady:** It's money (maybe on a Purchase Order) that's not spent. We plan on spending \$10,000 on...

**Councilmember Rich:** If I had a definition sheet, I could figure these out without scratching my head.

**Commissioner Brady:** YTD Transactions are actual YTD Expenses. The Budget YTD Transactions should read: Balance to Go for the Rest of the Year (to meet the budget objective).

**Councilmember Rich:** If I had a definition sheet I wouldn't have to keep asking you questions at every meeting.

**Commissioner Brady:** We can do better.

**Councilmember Rich:** I think definitions would help. I don't know about the rest of you...so if you could do that, it'd be great.

**Commissioner Brady:** OK.

**Chairman Mallory:** So we could change the title of it so we can move forward?

**Commissioner Brady:** If we change the title of the column headings, it would help.

**Chairman Mallory:** I concur with Councilmember Boyd. I appreciate your effort on that one. Thank you very much.

**Councilmember Rich:** It is my feeling by looking at the numbers, that things are quite different this year than in the last couple of years because our General Fund is down several million dollars in terms of what we say we're going to expend. Our revenues therefore, balance that out, I assume.

**Commissioner Brady:** I think we're doing better.

**Councilmember Rich:** Because we're down several million that we're down by went to the user fee. So, we're doing good in the General Fund. The user fee helps the General Fund look good. People then ask what is the user fee, and what's that got to do with how much I pay the City? I think the General Fund looks good because we moved \$2 Million out of it.

**Commissioner Brady:** The General Fund is still struggling, but I think we'll be in balance by the end of the year. We have curtailed spending and the payroll has been reduced a little bit.

**Councilmember Rich:** Expressed concerns of what would happen if we can't meet our payroll.

**Commissioner Brady:** We don't foresee that happening. We see things getting a little bit better in the 4<sup>th</sup> Quarter.

**Councilmember Rich:** I can then tell people what you just said, but I also have to caution them that the user fee is the reason that is making things much better in the General Fund because we've taken out all of the sanitation cost and put it over to the user fee fund.

**Commissioner Brady:** I would agree with you if the people were paying the user fee. In the end, if we can't meet payroll, the General Fund backs up the sanitation fund.

**Councilmember Rich:** I see that as a problem, but I've talked to Mr. Ackermann and others and they believe that the user fee revenues will equal out the user fee expenditures for garbage pickup. But, right now, we're always going to be behind that until the bitter end, if you will, then everything comes on at the end...

**Mayor Tkazyik:** That's not in the same fiscal year. That's the problem. That tax lien does not get collected.

**Councilmember Rich:** But it eventually does.

**Mayor Tkazyik:** But that doesn't help us to make the payroll for the sanitation workers.

**Commissioner Brady:** That doesn't help meet payroll in August, 2013 if you're not going to collect that money until sometime a year and a half to two years later.

**Councilmember Rich:** As I understand it, the General Fund is going to have to, if the user fee runs short, it's going to have to pay the payroll for the sanitation and then that money will eventually come back to the General Fund, because right now we've got almost \$12 Million in debt.

**City Administrator Bunyi:** If I remember clearly, when the sanitation fund was established, it was very clearly stated that there was a concern that money will be flowing out of the sanitation fund to support the General Fund. I remember that very clearly to this day.

**Councilmember Rich:** You mean the other way around?

**City Administrator Bunyi:** No, no, no. The sanitation fund was going to be such a surplus, that the concern of some Council members was that the money was going to be taken by the General Fund to support it.

**Councilmember Rich:** Mr. Bunyi, you may have said it, but I don't recall you saying that...

**City Administrator Bunyi:** I did not say that. It was the Council's position that we need to make this sanitation fund so insulated, that the General Fund cannot take money from the sanitation fund. Here it is in July – it is \$179,000 short. These are actual numbers, not numbers on the accrual basis.

**Councilmember Rich:** Mr. Bunyi, I am the Council Finance Chair. I can tell you that when we did the sanitation fund we had to create a Local Law. We thought we had to be revenue and expenditure equal, and if we're not, we have to put that into the next budget deficit for the folks the next year. If we have a surplus, more revenue, then we have to,

by law, put it into the next year and the rates of sanitation pickup go down. So they're going to go up and down depending on how good we do. The secret to being good is by doing more recycling and that's what we were told and voted for this 8-0 and the Mayor voted for this...everyone was online. We knew what we were voting for.

**City Administrator Bunyi:** I'll give you an example. We budgeted \$300,000 for Workers' Comp. Right now, what is in the books of the Workers' Comp. office that would have to be paid this year, or SLU's is already up to \$350,000.

**Councilmember Rich:** For which fund?

**City Administrator Bunyi:** For the sanitation fund. Now, what do we do?

**Councilmember Rich:** We've got the same problem every year in the General Fund that we have in the sanitation fund and that is the revenues do not meet our expenditures. We knew that was the case in the sanitation fund and that it would go up and down year by year. But the problem that the Comptroller told us, when they audited us, is not the sanitation fund -- it didn't exist when they audited us...it was the General Fund that was so out of balance and that we were \$12 Million in the hole and that's only January 1, 2012. That's what they told us. They didn't mention and critique the sanitation fund.

**City Administrator Bunyi:** Mr. Rich, we are just talking about our report for July of 2013. We're not talking about anything past or future. I'm pointing out to you that the sanitation fund are actual numbers. You got copies of it. It shows \$179,000 short. The question is, "Where do you think that \$179,000 is coming from to pay for the payroll, health insurance or Workers' Compensation to pay for the retirement?"

**Councilmember Rich:** I got to ask that of Mr. Brady. Where does the \$179,000 come from?

**Commissioner Brady:** It comes from the General Fund.

**Councilmember Rich:** I knew that answer. That's the way it is. Then when we bring it in from the sanitation fund and we get it, we've got to give it back. So it goes back and forth between the two funds.

**Commissioner Brady:** You're right, but it creates a problem with the cash flow problem. Your question originally was, "Do we have difficulty meeting payroll?"

**Councilmember Rich:** I know we have cash flow, because for six years we've come in with way over expenditure from revenue and we've got \$12 Million in debt in the General Fund as of January 1, 2012. I don't have the Sedore Report, but I'm guessing we've got more debt coming on that one. You follow me? That's going to happen.

**Commissioner Brady:** I do follow you.

**Councilmember Rich:** You've got to see that this last budget...we were thinking about revenue and expenditures and that we had to be in balance and did everything in our power to make sure it was. The user fee is new and we hoped it could pay for itself without having to take from the General Fund. We knew we would be late with these payments because of the nature of the user fee. The thing we need to think about is how good are we doing compared to other years. Are we doing much better, or are we doing the same, which is bad?

**Commissioner Brady:** We're doing better.

**Councilmember Perry:** Did I understand you to say that there's nowhere in the state that one government takes money to pay the other? Did you say that?

**Commissioner Brady:** I said that. I'm not sure if that's entirely true. Generally speaking, government entities are tax exempt and do not pay property taxes to other government entities.

**Councilmember Perry:** OK.

**Commissioner Brady:** The County does not pay property tax to the City. The City has property. It does not pay a County tax to the County.

**Councilmember Rich:** But we pay property taxes...

**Chairman Mallory:** Excuse me, Councilman Rich? Could you just let her finish for a minute?

**Councilmember Rich:** Sorry, I get...

**Councilmember Perry:** Thank you, Mr. Chairman. I understand what Councilmember Rich spoke about a few minutes ago, that the County took \$2 Million and that was from the City's sales tax. So, would you say if they were to give that back to us, the City's finances would be better?

**Commissioner Brady:** Yes. If we had \$2 Million more, we'd be better.

**Councilmember Perry:** So, even though the user fees are not being paid, if we got that \$2 Million back from the County, we would be able to keep the Sanitation Department going?

**Commissioner Brady:** I'd have to think about that. It's not that we'd keep the Sanitation Department going, it's whether or not the Sanitation Department would be financially viable in its current state.

**Councilmember Perry:** Well, that's what it takes to keep them going. Being able to have the finances to pay them.

**Commissioner Brady:** It's set up in a different fund now. It's set up as an enterprise fund. An enterprise fund starts the year with no money in its treasury. You send out bills, collect the bills and hopefully your bills balance your expenses. What you collect balances your expenses. The budget is set up because revenue is booked when it's billed, so we book revenue in the sanitation fund when we send out the bills. The problem that it creates is that, when 58% of the people are the only ones who pay the bills, 42% of the people are not paying their sanitation bills. We don't take that money in. So your budget may be balanced because your revenues equal your expenses, but your cash position is bad because you're not collecting those revenues. Ideally, you'd start with \$0, you would bill \$100, you would spend \$100, and you would end the year with a \$0 balance (fictitious amounts). What's happening to us, is we're billing \$100, we're spending \$100, we're only collecting \$58 and we're \$42 in the hole. Does that make sense; does that help?

**Councilmember Perry:** I understand clearly what you're saying, sir.

**Commissioner Brady:** The General Fund then, because there's only \$42 in the treasury doesn't cover the expense and the General Fund has to advance money to the Sanitation Fund.

**Councilmember Perry:** So you're saying that the user fee is not being successful because it's not being paid.

**Commissioner Brady:** 100% of the people need to pay their bills in order for it to be successful.

**Councilmember Perry:** Thank you, Mr. Chairman.

Chairman Mallory had taken Item #9 (FROM COMMISSIONER OF FINANCE BRADY, July7 financial reports) ahead of Item #1 (A PRESENTATION regarding the proposed parking meter project) under IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS and the presentation regarding the proposed parking meter project commenced. Chief Knapp, would you like to make the introductions?

**Police Chief Knapp:** Basically, at the beginning of the Summer, the City Administrator asked us to work with this particular vendor on a pilot project; the possibility of doing one in the City of Poughkeepsie. This is Bill Garrity, from Digital Payment Technologies. This is about using multi-space metering for parking in the City of Poughkeepsie. We've been working on the pilot of the project which involves changing ordinances that exist and having a capital expense at the same time. The advantage of a pilot project would be that it would be at no cost to the City while entering into a temporary 90 day agreement with the vendor. We would then be able to understand how it worked and what the revenues would generate from it to determine if it was worthwhile

and see if it could possibly be expanded to other areas. The purpose tonight is not to vote on anything; it is to just educate the Council and Community about this particular pilot project and get feedback from it to see if it's feasible, moving forward. We are looking to start the 90 days in the Fall. The intent of this project is to eventually go to an RFP. A digital payment would be a vendor who would probably participate in that, but it would be an RFP project. If the pilot is successful, the City could probably then rent their units while the RFP process is going on. The pilot project would take place on Market Street and the revenues coming from the project will be the City's as well as any tickets generated from parking overtime, etc.

Mr. Garrity gave his presentation of the company and the technological advantages of using these parking meters. Cited different municipalities throughout the country where these meters have been successful. They tie in to the enforcement system. He gave an example of how the meters work when someone tries to break into them by signaling law enforcement to go to that specific meter. They can advertise specific events in the City if desired and he discussed the customization options.

A question and answer period ensued.

**Chairman Mallory:** For the rest of the Presentation of Petitions and Communications, one thing before I refer it to Corporation Counsel is Item #4 should be 24 Academy Street, not 17 Academy Street.

**Councilmember Boyd:** 17 is a vacant building.

**Chairman Mallory:** Yes, 17 is a vacant building; 24 is where the property is located. I'd like to motion for Line Item #'s 2, 3, 4, 5, 6, 7 and 8 be referred to Corporation Counsel. Can I get a second?

**Councilmember Boyd** seconded the motion.

## **X. UNFINISHED BUSINESS:**

**Councilmember Boyd:** Asked for a list of people who are contained in the last packet under Contracted Services and how much money the City is paying out to them. Particularly, a company who was contracted to paint the stripes in the parking garage. She stated if that's the case, maybe we wouldn't be so much in the hole. Also, the weekend of May 4 and May 5, we have minutes on that for July 3, 2013 that the Fire Department had put a rig out of service, and she had asked how safe was that for the City and got no response. Now it is August 19...?

**Mayor Tkazyik:** Are you looking for a response now from the City Administrator?

**Councilmember Boyd:** From somebody.

**Mayor Tkazyik:** I think the Chief responded by email, but we'll follow up on that, but I believe I saw that. We'll check with Chief Johnson; I believe a communication was prepared.

**Councilmember Herman:** I'd like to know if there's a list for the sweeper, because I think I've seen it twice all year. We just spent \$280,000 on a vac-all, and every time I stop up there, it's sitting there. I'd like a list from AI on what streets they're doing, what streets they're going to do, and what their finding was from each street, because with all of the flooding that we had, I was out there cleaning drains again by myself. It's pretty ridiculous that you found all that money to buy heavy duty equipment and it's sitting like a blacktop beauty. So, I want a response from the Water and Sewer on what they're maintaining and what streets they're concentrating on, because if I see it up there again, it's not going to be pretty.

**Chairman Mallory:** If I could add, before you continue, please, Councilman Herman...that my constituents have expressed that they're moving their cars to the side of the streets they're supposed to, and don't see the street sweeper at all, so thank you for bringing that up.

**Councilmember Herman:** You're welcome.

**Councilmember Rich: Thank you, Mr. Chairman.** This is old business. The Proposed Budget comes out October 15<sup>th</sup> and the audit from Sedore comes out, in many cases after the budget. We're getting close to October 15<sup>th</sup>...will we have time to look over this 2012 Report and meet with Sedore prior to the budget? Not during and not after. That's what the Comptroller told us we must do and it doesn't look as if that will happen.

**City Administrator Bunyi:** Mr. Chairman, I think Commissioner Brady had a conversation with you and assured you that by the end of the month, the audit will be in your hands.

**Councilmember Rich:** But, you realize that I'd been told it's going to be very soon, since June. I had assurances it would be June, July and August.

**City Administrator Bunyi:** I will put my two cents in and tell you that it will be in your hands by the end of August.

**Councilmember Rich:** But, you realize that I'd been told it's going to be very soon, since June.

**Mayor Tkazyik:** This will be the earliest Council's ever gotten it.

**Councilmember Rich:** That's what the Comptroller said. Don't be doing it the old-fashioned way because it doesn't help you.

**Mayor Tkazyik:** We're not doing it the old-fashioned way. We're working with a third party auditor, who is providing a service.

**Councilmember Rich:** Well, if it can't provide the service in a timely manner, maybe we've got to get a new auditor.

**Mayor Tkazyik:** We'll look at that for the New Year, but right now I am under working with them.

**Councilmember Rich:** Alright, I'm just saying we need to do this.

**Mayor Tkazyik:** I hear you.

**Chairman Mallory:** Thank you, at the end of the month.

**Councilmember Perry:** The old business I've always brought up is 117 North Hamilton Street, up the road from me. It's torn down and I was told it would be gone by last week. I'm still waiting. Another old business which I've already discussed with Mr. Brady this evening is the removal of the vending machine at the corner of Pershing Avenue.

**Chairman Mallory:** Yes, and he responded to me as well.

**Councilmember Parise:** He called me, too.

**Councilmember Perry:** Thank you, Mr. Brady. I know you had a lot of calls and thank you for looking into it for me and the people in the neighborhood.

**Assistant Corporation Counsel Brady:** No problem. It's being dealt with.

**City Administrator Bunyi:** Mr. Chairman, I just want to respond to the 117 North Hamilton Street [issue]. I realize that we said that we were going to do it last week, but between Building Inspector, Gary Beck, we've been trying to work with the contractor's schedule that did the demolition. Hopefully, we can get them to come back this coming week to remove the debris. We had asked them to knock it down as an emergency request and to move so the people next door could back out of the garage. We're having a hard time getting them to come back and finish the job, but they will.

**Councilmember Perry:** Mr. Chairman, my neighbors are quite upset that this debris is still there. They have been inconvenienced by having their driveway blocked for about 5 – 6 weeks now and I feel very upset that I wasn't able to help them better than I did. So, whatever you can do to help, I would really appreciate it and I'm sure my neighbors would be too. Thank you, sir.

**Councilmember Rich: Thank you, Mr. Chairman.** I got a call on my answering machine from a person who was not a constituent of mine. I didn't return the call. They

complained about a vending machine in King Street Park. What can I do about it? They're afraid that the City is giving them free electricity, so I don't know.

**Assistant Corporation Counsel Brady:** Initially, when I went out there when I first heard about it from Councilwoman Perry. Gary Beck and I drove out there and viewed the machine. It was a zoning violation. The problem with a zoning violation is that, once the City cites them, we have to give them per the codes, 60 days to abate the violation. So it's held in suspense and after 60 days we can bring them to court. A lot of times we can go to the door and talk to the individual to get it out of there a lot quicker. I wasn't there, but when Gary spoke to the person, they had agreed on 30 days. Based upon the amount of complaints this machine has caused, we went back out there today and noticed that there was actually electric running from the building to the machine and in the morning we could cite them for a Chapter 6, which is a Building Code violation and get them into court a lot quicker, and the fines are tremendous. It is my understanding that it should be gone tomorrow. If not, they'll be going to court.

**Councilmember Perry:** Having a vending machine by the sidewalk – is that something that requires a permit or...what is the story on that? What are the legalities for that?

**Assistant Corporation Counsel Brady:** If it's on City property, it's a problem. No one could put a vending machine on City property. If it's on private property, it needs Site Plan approval. So, it would have to at least get Site Plan approval by the Planning Board. I think Mr. Vicuna had a question about the Ice Machine in his building. He wouldn't need approvals for that, but if it's on the exterior of the building, he would need Site Plan approval for that. It wasn't in a park – this was on about maybe 3 inches onto the sidewalk...maybe 4 inches on the sidewalk on Pershing.

**Councilmember Perry:** So it shouldn't be at all on the sidewalk?

**Assistant Corporation Counsel Brady:** No, it shouldn't be there.

**Councilmember Perry:** How wide should the sidewalk be before the City of Poughkeepsie? Is it varied in areas of different widths?

**Assistant Corporation Counsel Brady:** Yes, for instance, Main Street is very wide.

**Councilmember Perry:** This is an important question. How would I know how wide the streets in my ward should be?

**Assistant Corporation Counsel Brady:** I think Engineering could give you a better answer than I could now.

**Councilmember Perry:** Because I need to know how much space the residents have to walk.

**Assistant Corporation Counsel Brady:** Six feet is the minimum.

**Councilmember Perry:** Oh, really? So, all the people that have their hedges hanging over the sidewalk for beauty (in their opinion), but are disturbing the people who are walking by...how do we deal with that?

**Assistant Corporation Counsel Brady:** It's cited through the Sanitation Department. The Sanitation Inspector would go out, see that and see that it's a violation and will issue a citation. It could be a Building Department issue, but the easiest way is through the Sanitation Department.

**Corporation Counsel Ackermann:** Bushes according to the code cannot protrude over the sidewalk, regardless of the width of the sidewalk.

**Councilmember Perry:** I think in various places on the street in the 5<sup>th</sup> Ward, there's lots of bushes hanging over the sidewalk. I can show you lots of places. In my opinion, it doesn't do anything for the quality of life for the people in the 5<sup>th</sup> Ward. It's an Industrial-Residential area. It looks bad enough. We don't want weeds hanging all over the sidewalks to make the neighborhood look worse, so I would like to...if you want to use the stipend that you give for all these parties and block parties to clean up the 5<sup>th</sup> Ward, I would like to see that so that we can walk through and see some beauty. Right now it looks miserable. It needs some attention. I'm tired of seeing it look the way it does. That's why I'm speaking out this evening. Everyone thinks I'm quiet. I'm not as quiet as everyone thinks. I can speak out when it's necessary. And, at this time, I am speaking out. The 5<sup>th</sup> Ward looks terrible. Walk or drive through it. It looks worse than any other ward in the City of Poughkeepsie. It's wrong, wrong, wrong. I don't care if I win another election. It doesn't matter. I was elected for this term, and I would like to see some changes made in the 5<sup>th</sup> Ward while I'm here for the next few months. If I win or not, it doesn't matter. For the time I'm serving, I want to see something done. I hope everyone from the 5<sup>th</sup> Ward is paying attention right now. I mean every word I say and I'm appealing to you fine gentlemen over there...including you, Mr. Mayor.

**Mayor Tkazyik:** Mr. Chairman, Councilwoman Perry, if you can get a list of those addresses we will tell the Sanitation Inspector, regarding specific areas of the 5<sup>th</sup> Ward. But if you have specific addresses where these properties have the brush overgrown, we will then make sure the proper citations are given, but we will inform him of your concern for the entire neighborhoods within the ward to look for this overgrown shrubbery and bushes onto the public right-of-way.

**Councilmember Perry:** Mr. Chairman, I want the 5<sup>th</sup> Ward to look nice like everywhere else. One of the reasons why...I can't even tell you this is many of the houses have no numbers. The empty lots have no markings. I can give street names, but the numbers are something that has not been enforced. That's another thing I'd like to see in the 5<sup>th</sup> Ward. Numbers displayed so Police and other emergency personnel can see it.

**Mayor Tkazyik:** Just give us a list of blocks and we will make sure the Nuisance Committee will take action where you feel this blight and unattended addresses are being

marked are evident. You can let us know that and we will forward that to the Nuisance Committee.

**Councilmember Perry:** I will do the best that I can, Mr. Mayor. Suppose we do one street at a time; street by street, start with mine on North Hamilton? Then we can see that something was done. If you could do that, I'd really appreciate that. We all want clean streets, all of us.

**Mayor Tkazyik:** Yes, I agree. It is a process. There's actions that need to be taken. We do send violations in reference to these issues in which you're talking. Then it falls on the City's back when the property owner or the landlord does not follow the abatement process and on top of the 300 vacant and abandoned properties, this then becomes the City's responsibility to then go out and maintain - - on top of sanitation and cleanliness - - on top of our parks and recreation. Regular duties get put aside the majority of the time to deal with some of these vacant issues you speak of, so please get me the blocks; you can bring them to my office tomorrow, and we will get it to the Nuisance Committee.

**Councilmember Perry:** Thank you, Mr. Mayor. Thank you, Mr. Chairman.

**Assistant Corporation Counsel Brady:** Just so you know, Councilwoman Perry, since you and I had that discussion about the numbers and the homes initially going back a couple of months, I've asked the Building Department, when they go to a house to cite the house for other violations...if there's no number on the house, they cite them for that too. I think that the past 4 or 5 code violations I brought to court has that as a count in the criminal information. So we're trying to do that more and more as we get to those houses.

**Councilmember Perry:** Thank you, Mr. Brady. Thank you very much.

**Councilmember Parise:** Yes, in regards to Councilwoman Perry, the process does work. I turned in two violations last week. I'm happy to report that this morning, Scott Johnson and his crew were there at those locations with their lawnmowers and hedge cutters and the properties are in good shape.

**Councilmember Perry:** Thank you.

**Councilmember Parise:** I'd like to report that the 1<sup>st</sup> Ward is looking pretty good. Thank you.

**Councilmember Perry:** Mr. Chairman, I just want to mention Mr. Johnson was very instrumental in going around the ward with me last week looking at lots of places and I just want to extend my gratitude to him right now. Thank you for bringing that up because I wanted to mention his name.

**XI. NEW BUSINESS:**

**Councilmember Boyd:** Do we have a schedule for asphalt?

**City Administrator Bunyi:** Yes we do. I will ask Commissioner Du Pilka to send it out to you. There is a schedule for the asphalt that they are following.

**Councilmember Boyd:** OK. Number two: I got a call on 33 Thornwood...apparently Verizon came and marked up her front lawn and marked it with flags. Is there any way to contact Verizon? If they're going on taxpayers' property, shouldn't they have gotten in touch with them; tell them what's going on?

**Corporation Counsel Ackermann:** More than likely, Verizon, Central Hudson have easements on private properties. If there are utility lines running to that property, gas lines running to that property, there is more likely an easement that they're working under.

**Councilmember Boyd:** Shouldn't they tell the taxpayer? Shouldn't they leave a note on the door or something?

**Mayor Tkazyik:** Leave a note, or something... We have no authority over that.

**Corporation Counsel Ackermann:** Generally speaking...

**Councilmember Boyd:** I got a call before 8 o'clock in the morning about this.

**Corporation Counsel Ackermann:** A lot of people don't do this - when you purchase your home, you'll see that there are beneficial easements that run with the property and more than likely, if there are Central Hudson lines or gas lines, there are easements that run with that property.

**Councilmember Boyd:** OK, and 6 Yates Blvd. – the gentleman just had a hip replacement. He was fined \$50 for two plastic bags of garbage. He was not told, he was not warned. They just slapped him a \$50 fine.

**Corporation Counsel Ackermann:** That's not true.

**Councilmember Boyd:** That is true.

**Corporation Counsel Ackermann:** The Council, back in 2011 adopted an ordinance requiring that all garbage put out at the curb, be in receptacles and it was illegal to put garbage bags out at the curb. There's not a procedure to warn and...

**Councilmember Boyd:** Oh, I thought there was...we actually warn them first before we gave them a citation.

**Corporation Counsel Ackermann:** It's a \$25 fine, pursuant to the ordinance. What they can do, if they feel it was issued improperly, there's an appeal process. There's a form that's sent with the Notice of Violation that they need to fill out and return to the Sanitation Inspector, who then schedules a hearing. If he feels that, for some reason this is improperly done there is that appeal process.

**Councilmember Boyd:** So, the reason he got a fine was because although he used plastic garbage bags, he didn't put the bags in the can?

**Corporation Counsel Ackermann:** That's correct. More than likely. I would assume that's the violation.

**Councilmember Boyd:** Well, is there anybody that can find out about 6 Yates for me?

**Corporation Counsel Ackermann:** We can pull up the violation and see exactly what it was.

**Councilmember Boyd:** I would appreciate it.

**Corporation Counsel Ackermann:** Yes, and I'm sure there's a photographic documentation of it also we can provide.

**Councilmember Boyd:** I'd like to find out because he contacted me too, as well.

**Councilmember Herman:** Councilmember Boyd, friends of mine live on that street and I called Cy a couple of times for the rehab because he puts the bags out and the next week, he puts the bags out again, so call up Cy at DPW. There's photos of it. He's done it more than one time, so follow it up with Scott or Cy. Not to overstep your bounds, but they called me and I called up Cy and I said...even the garbage men won't pick up the bags because they're in violation, so...

**Councilmember Boyd:** I understand that...

**Councilmember Herman:** There is a record of that, so just contact Cy...

**Councilmember Boyd:** ...I just feel bad for the gentleman that lives there because he's been very sick; he's had hip replacement and knee replacement, and he just hasn't been feeling very well, so that's why I inquired about it.

**Councilmember Herman:** You should just give Cy a call tomorrow. He can explain it.

**Councilmember Boyd:** Thank you.

**Councilmember Herman:** You're welcome.

**Chairman Mallory:** I'd just like to say that on this Saturday, August 24, I'm having my annual block party. It's free, entertainment for kids, food and everything else. Everyone's welcome. I always see the Administration there. My colleagues are welcome for entertainment and all for those listening and even in the audience.

**Councilmember Solomon:** 4<sup>th</sup> Annual?

**Chairman Mallory:** Oh, I should say that, shouldn't I? 4<sup>th</sup> Annual Party, Earline Patrice Park, from 12:00 to 5:00 p.m. Rain date is for that Sunday, the 25<sup>th</sup>.

**Councilmember Parise:** They're going to cut that tree down?

**Chairman Mallory:** They trimmed the tree...yes, they did. I know I was happy on that one. Seriously, yes they did.

## **XII. ADJOURNMENT:**

A motion was made by Chairman Mallory and Vice Chair Solomon to adjourn the meeting at 9:25 p.m.

**Dated: September 23, 2013**

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, August 19, 2013 at 6:30 p.m.

**Respectfully submitted,**

**City Chamberlain**



## **COMMON COUNCIL MEETING**

Common Council Chambers

Monday, August 19, 2013

6:30 p.m.

### **I. PLEDGE OF ALLEGIANCE:**

#### **ROLL CALL**

### **III. REVIEW OF MINUTES:**

**Common Council Meeting June 3, 2013**

**Common Council Meeting of June 17, 2013**

**Common Council Meeting of July 1, 2013**

### **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 CORPORATION COUNSEL ACKERMANN, SEQRA Resolution R13-63 and Sale Resolution R13-64, for 108 Smith Street.**

2. **FROM CORPORATION COUNSEL ACKERMANN** , SEQRA Resolution R13-65 and Sale Resolution R13-66, for a property located on Cottage Avenue and Morgan Avenue

**IX. ORDINANCES AND LOCAL LAWS:**

2. **FROM ASSISTANT CORPORATION COUNSEL BRADY**, Ordinance O-13-7, a parking change on South Hamilton Street.
3. **FROM ASSISTANT CORPORATION COUNSEL BRADY**, Ordinance O-13-8, adding a Stop Sign on Crescent Road.

**X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**

10. **A PRESENTATION** regarding the proposed parking meter project.
11. **FROM CARPAUL ENTERPRISES**, a notice of intent for 138 South Avenue to obtain a Liquor License.
12. **FROM WALLACE & WALLACE, LLP**, a notice of intent for Thirty-3, Inc., d/b/a Thirty-3 Nightclub to obtain a Liquor License.
13. **FROM PKNY PROPERTY GROUP**, a notice of intent for 17 Academy Street to obtain a Liquor License.
14. **FROM SANTINO MILANESE**, a notice of intent for Milanese Restaurant to obtain a Liquor License.
15. **FROM YHEISON BAUTISTA**, a notice or personal injury sustained on July 19, 2013.
16. **FROM QAYDISHA SHAKIR**, a notice or personal injury sustained on April 25, 2013
17. **FROM DAPHNE BURTON BARRETT**, a notice of personal injury sustained on February 13, 2013.
18. **FROM COMMISSIONER OF FINANCE BRADY**, July financial reports.

**XIII. UNFINISHED BUSINESS:**

**XIV. NEW BUSINESS:**

**XV. ADJOURNMENT:**

