

COMMON COUNCIL MEETING MINUTES

Monday, August 30, 2010 6:30 pm City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All present

- 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 ASSISTANT CORPORATION COUNSEL ACKERMANN,** Resolution R10-105, setting a public hearing for proposed amendments to Chapter 18 of the City Code, amending the Taxi Ordinance.
- **4. FROM ASSISTANT CORPORATION COUNSEL ACKERMANN,** Resolution R10-106, scheduling a workshop for the new zoning code.
- IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Ken Stickle Catherine Street: I have a quick question: We are on our sixth homicide for the year. We are one murder behind Newburg, which is not an impressive fact. I though Poughkeepsie was a little bit safer than Newburg, but I am beginning to have doubts. Maybe I would like to know, has anybody contacted or sent a letter to Schumer or Christine Schulebrand to find out if they

are willing to walk through the City of Poughkeepsie, like they did down in Newburg. Are they willing to go to Washington and get us some extra cash for not so much for extra police force but for the extra cameras. It would be nice to know, also I would like to know why we do not have things listed in the Poughkeepsie Journal. I had a friend that was mugged down by Mahoney's on a Saturday night just recently. His jaw was broken, and so on and so forth. And also I understand the Brown Derby had a little instance and so and so forth. But we had nothing listed in the Poughkeepsie Journal about these incidents happening. This is not what the City of Poughkeepsie residents should be expecting when we go out to spend money in these local restaurants and also to go out to these bars in these areas. We should be able to feel that we are safe to wait for a taxi or to get into our cars. We are not finding out facts that are happening, crime wise, but I would really like to know, why have we not had Senator Schumer here in the Poughkeepsie area like he did in Newburg, funding our cops with more money towards our cameras at least. And I am not saying only for lower Main Street, I am talking about upper Main Street. We need to do something with our weak judicial system. We have had a Spanish gentleman that was released, and he was an illegal immigrant, he was released from the Dutchess County jail for serving almost a year, he came out, he got stoned high or whatever, and ended up throwing a prostitute out of a third story window. He should have been sent back to Mexico after that point. We have had a lot of crimes and we need to look at actually why we are having these crimes and what is going to cut back on these crimes. So I am hoping somebody can give me an answer about Senator Schumer, and I am hoping that we are going to be seeing some funding coming into the city because we deeply need it quickly. Because six murders in a city with 30,000 people is a lot.

Mark Pasterich- Livingston Street: I am going back to this here O'Neal thing, Duncan O'Neal. I know the piece of property, I know it very well. It is like ripping a flower out, that it is irreplaceable, and there is just one thing that Roosevelt said, it was Pearl Harbor, it was a day of infamy. I think it is going to be the same thing. The day you pass it, whether it is a big building, a medium building, 40 feet, 60 feet, 80 feet, it does not matter. You have killed the waterfront, and once you do it, it is gone. It is not a perennial, it will not grow again. You have a beautiful piece of land that is a symbol. I think that we should use every talent we have and I am willing to donate money and be part of it to preserve it. And that would be the beauty of the city going on. And the County Seat, to give it away for some income or something is belittling to all of us. And once you do it, it is gone. Well, yeah we really want the 300 apartments, but we are going to say 500 so when you cut us back, it will look good and you would like that you won. If you build on the waterfront housing, more than you have already, you have not won. It is like you cut an artery right in the center of it. And the beauty of the whaling, and the history and the pottery disappears. You should be very careful, I do not think that the city should give up its control for any kind of housing. Also, I do not know, in all kinds of cities, like the waterfront in Florida, they are building, they are empty, they are foreclosed, they do not know

if they are building them at all. It used to be that people would go put down the \$10,000 down payment on the idea that they could sell it. This past week they had on the front page of the New York Times, if your house is no longer rising in investment, it is a place you live. It is like the shell of a turtle. Yes, it is valuable, it is a tortoise shell, but without it the turtle does not live. This is the thing of the City of Poughkeepsie. You can give away the waterfront, you could make the street water, you could do this you could do that. But ultimately you destroy the value and the integrity of the entire city. Forget the fact that you have to do water and sewer and everything else. It has to be really rethought and not given away. And I think the city should control it ultimately. I have no axe to grind except I have been up here, I came here when they mauled over Main Street, then it became a city again, and you could park. And now you can only park one hour. If I park for an hour and five minutes, I pay \$20, and that is it and I am glad. Because the city has got blood and life in it and now it is going to get killed if you give away the waterfront. Anything you get for it is not comparable to what you have given away. So I feel that it has got to be developed with the city and no or very little housing to destroy the view of these.

Constantine Kazolias-47 Noxon Street: It bothers me that with the univalve, with the cleanup, I always thought that with the people that could pollute it that if there was still a business that you could backcharge them. That is what I thought with the univale and the Meyer and Family, or whatever it is, and I am surprised that we cannot backcharge them for cleaning up. But something came up interesting in the Public Hearing regarding the Dutton. That woman here, when she talked about the sewer, years ago there used to be a manufactory that just sent the pipe out there and sent the stuff out. In the meantime here, this woman here, they were letting the sewer out in the river and now they have a pump and all like that. My question is, who is going to do that amenities, is it going to be the city's responsibility or the contractor's responsibility? It is a question. I do not think that the city should be responsible for, if they go ahead with this project, which to me they should scale it back and all like that. The contractor, it should not cost the city one penny to put this thing on the board. And one other thing, I want to say something here so people know that right now in the city school district there is restructuring. And I will say this because I have been bugging a certain individual on the school board about making Moore school into a music and art center. I talked to the person who said, get Marcellus up here and it is about time that we put Poughkeepsie on the map, and that would be a step in the right direction. And by the way, thanks to Paulie over here, he straightened with the hospital, I know some of it is south of Providence some is not south of Providence, but I am glad to see we have such a fine young gentleman. I have to give him credit.

V. MAYOR'S COMMENTS:

Mayor Tkazyik Good news for the city, after six months of long awaiting, the groundbreaking for the Hoffman Street Bridge reconstruction will begin Monday, September 13. We are going to have a groundbreaking ceremony at 10 am down

at Hoffman Street Bridge on the beginning of Kitterage Place (someone always wonders about the name of that street). So if you could meet us there at 10 am, and remember as I always say, this is the number one stimulus project in the region being funded here in the Hudson Valley. Everyone is all signed up. I really want to commend Commission of Public Works DuPilka (sp?) for his efforts in bringing about all the agencies, Central Hudson, Verizon, MTA, the unions. A lot of organizing has gone into this, a lot of questions and without Rich at the helm making this happen, I do not know if we would be starting this project six months late. But we are committed to it. This will be for the overall improvement to the infrastructure and safety of our residents, our bridges and our roadways.

Also this weekend, we will have the annual John Flowers Picnic in the Park, celebrating god. About 18 different denominations and churches come together. They had over 3,000 visitors last year. That will take place in Earline Patrice Park at Mansion Square at 8 am to about 4 pm in the afternoon. We invite everyone to come out and participate.

Also before you tonight is the adoption of the 2011-2015 Capital Plan. Again, I would like to thank City Administrator Long, Commissioner of Finance Bunyi and Commissioner of Public Works DuPilka for all their efforts in putting together this servitive plan in relation to improving the city's infrastructure and planning for our investment to the future on many of the projects of that you see. The most important part is that we are not taking on any additional long-term debt with this plan and we are containing costs in the entire planning of this process. It is key because as you want to try to accomplish everything, you just cannot do it all in one shot. When you are at certain limits, sometimes you have to be able to curtail the amount of spending that has gone on here over the years. I would like to thank them, what is before you I would ask the Council for their support. We made some changes as was explained to you earlier, and I feel that there is a real investment being made into the city and park improvement program. I believe in working with the members of the Council, the Commissioner of Public Works will be able to establish a realistic goal for the improvements to our parks, and again to setting priorities to how each of those projects can be accomplished. Thank you.

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairman Klein Chairman: First, Council extends its condolences to Mr. Mallory who lost a dear friend in the last several days. Secondly, we are having at the next meeting on September 7 a presentation from Middle-Main Revitalization, and that should prove to very interesting and enlightening. On October 18 we are scheduled to have the Shea Tree Commission make a presentation as well, so I again refer to Mr. Mallory since it was his suggestion to have these elements of our city government volunteer to otherwise make presentations to Council so we are following through on that, and are looking forward to these presentations.

VII. MOTIONS AND RESOLUTIONS:

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

Assistant Corporation Counsel Ackermann as part of the site plan application for the improvements for Vassar Brothers Medical Center, the planning board required that Vassar install at their own expense at 20" forced storm sewer main. The planning board also required that Vassar grant a perpetual easement to the City of Poughkeepsie for purposes of access in order to maintain service and inspect the main

RESOLUTION (R-10-103)

INTRODUCED BY COUNCILMEMBER HERMAN

WHEREAS, The City of Poughkeepsie Planning Board has granted certain land use approvals to Vassar Brothers Medical Center for development known as "Vassar Brothers Medical Center Improvement Plan"; and

WHEREAS, as a condition of the project being approved, Vassar Brothers Medical Center is required to grant to the City of Poughkeepsie a twenty (20) foot wide Storm Sewer Easement for the City's access; and

WHEREAS, the easement shall be permanent and run with the land; and

WHEREAS, the City shall have the right to access the property for the installation, maintenance, operation, management, repair and replacement of facilities necessary for the storm sewer easement; 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, and

NOW, THEREFORE,

BE IT RESOLVED, The Common Council of the City of Poughkeepsie, New York does hereby accept the easement from Vassar Brothers Medical Center, in form and substance as attached hereto, and authorizes the Mayor, City Administrator and/or Corporation Counsel to execute any and all documents necessary to effectuate the intent of this Resolution.

SECONDED BY COUNCILMEMBER PARISE

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

City Administrator Long informed the Council that there were 2 changes from what was distributed at the last meeting the majority of the projects in the Capital Plan are grant driven.

RESOLUTION (R-10-104)

INTRODUCED BY COUNCILMEMBER HERMAN

WHEREAS, in accordance with Section 5.02 of the Charter of the City of Poughkeepsie, the City Administrator has presented the 2011-2015 Capital Projects Program to the Common Council; and

WHEREAS, the Common Council held its public hearing concerning the 2011-2015 Capital Projects Program on September 30, 2010; and

WHEREAS, the Capital Projects Program is considered a planning document for the City's anticipated Capital Projects needs for the ensuing five-year period, and as such, the Program may be amended from time to time before a particular Capital Project is implemented and final project approval will be made as sources of funds are identified; 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 the 2011-2015 Capital Projects Program budget annexed hereto is hereby approved by the Common Council subject to such amendments as may be deemed necessary and/or advisable, and also subject to such further approvals as may be required by law.

SECONDED BY COUNCILMEMBER PARISE

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

Assistant Corporation Counsel Ackermann informed the Council that this resolution is to set a public hearing for the proposed changes to the taxi ordinance. These changes have been worked on by Corporation Counsel's Office, Councilmember Mallory, Councilmember Herman, City Chamberlain Flynn, Sergeant Mel Clauson from the Police Department and the Town of Poughkeepsie who appears will adopt the same ordinance that the City will adopt for a unified ordinance which will make it more efficient for the drivers, companies and the municipalities.

R-E-S-O-L-U-T-I-O-N (R-10-105)

INTRODUCED BY COUNCILMEMBER COATES:

WHEREAS, the Faith Assembly of God Church began over 75 years ago in the City of Poughkeepsie and despite having moved to the Town of Poughkeepsie the church continues to strive to improve the quality of life in the City of Poughkeepsie; and

WHEREAS, the Church brought 35-40 church congregants to Kaal Rock Park this summer, where Youth Pastor, Dan Dedrick and his wife, Kelly, as well as several young people along with Pastor Jeff Behnke and a large number of adults swept, scraped, painted, trimmed tree branches and brush, pulled weeds and vines, and picked up litter to get the park in shape for residents to use; and

WHEREAS, two additional cleanups were held at College Hill Park, the first to clean up debris, litter, leaves, and brush from around the basketball court, the playground and the picnic/sitting areas and a second to pick up litter from the monument area at the top of College Hill; and

WHEREAS, Faith Assembly is eager to continue a good working relationship with the leadership and citizens of the City of Poughkeepsie; and

WHEREAS, the Common Council wishes to express its appreciation and gratitude for the dedicated service to the City of Poughkeepsie and the desire to improve the quality of life for all the residence; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie and the Mayor join together to recognize and honor the Faith Assembly of God Church for their recent clean-up efforts as part of their mission to the community at-large of the City of Poughkeepsie.

SECONDED BY COUNCILMEMBER HERMAN

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

R- E- S- O- L- U- T- I- O- N (R-10-106)

INRODUCED BY COUNCILMEMBER_HERMAN

WHEREAS, the City of Poughkeepsie has proposed amendments to Chapter 19 of the Code of Ordinances entitled, Zoning and Land Use; and

WHEREAS, the proposed updated zoning code has been presented to the Common Council for their consideration; and

WHEREAS, the Director of Development has recommended the Common Council solicit as much public participation and possible prior to the necessary formal State Environmental Quality Review Act; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council shall hold a public workshop to solicit input regarding the proposed zoning code update on September 13, 2010 at 6:00 p.m. in the Common Council Chambers, 62 Civic Center Plaza, Poughkeepsie, New York; and

BE IT FURTHER RESOLVED that the Clerk shall notify the public and press of the scheduled workshop.

SECONDED BY COUNCILMEMBER PARISE

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. FROM ALI M.M AL SAIDI, a notice of intent to renew its Liquor License. Referred to Corporation Counsel

X. UNFINISHED BUSINESS:

Official Minutes of the Common Council Meeting of August 30, 2010

Councilmember Johnson agrees with Mr. Stickle's assertions about crime reporting and the lack of reporting on the Citizen Observer regarding muggings and burglaries.

Councilmember Flowers had a question about the listing and pricing of the sidewalks. She wanted to find out the amount to pay for their wards and major repairs within their wards.

Councilmember Johnson requested asphalt and street repair funding.

Chairman Klein wanted information regarding the special informational meeting.

XI. NEW BUSINESS:

City Administrator Long brought up the management plan revisions to clarify issues regarding allocation of funds.

XII. ADJOURNMENT:

A motion was made by Chairman Klein and Councilmember Herman moved to adjourn meeting at 8:34 p.m.

Dated: March 23, 2011

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

Respectfully submitted,

Deanne L. Flynn City Chamberlain



Monday, August 30, 2010

6:30 p.m.

5:30 p.m. Public hearing regarding 2011-2015 Capital Plan 6:00 Public Hearing regarding Dutton O'Neil

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

- II. REVIEW OF MINUTES:
- III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.
- IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.
- V. MAYOR'S COMMENTS:
- VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:
- VII. MOTIONS AND RESOLUTIONS:
 - 1. FROM ASSISTANT CORPORATION COUNSEL GILDARD, Resolution R10-103, granting of an easement to Vassar Brothers Medical Center for sewer maintenance.
 - **2. FROM CITY ADMINISTRATOR LONG,** Resolution R10-104, adopting the 2011-2014 Capital Plan.
 - **3. FROM ASSISTANT CORPORATION COUNSEL ACKERMAN,** Resolution R10-105 setting a public hearing for proposed amendments to chapter 18 of the City Code, amending the Taxi Ordinance
 - **4. FROM ASSISTANT CORPORATION COUNSEL ACKERMAN,** Resolution R10-106, setting a public workshop for the new zoning code

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