



City of Kingston Common Council Caucus
Meeting Agenda
Monday, October 5, 2020
7:00 PM

This meeting will be live-streamed on the City of Kingston Youtube Channel.
VIRTUAL:

You can also dial in using your phone.
(For supported devices, tap a one-touch number below to join instantly.)

United States (Toll Free): 1 877 309 2073
- One-touch: tel:+18773092073,,503265685#

United States: +1 (646) 749-3129
- One-touch: tel:+16467493129,,503265685#

Access Code: 503-265-685

CONFERENCE ROOM 1, CITY HALL, 420 BROADWAY, KINGSTON, NY

DISCUSSION OF PROPOSED LEGISLATION

Proposed Legislation
[20201002083941.pdf](#)

Common Council Caucus Agenda Item Report

Meeting Date: October 5, 2020

Submitted by: Elisa Tinti

Submitting Department: Common Council

Item Type: Informational Purposes

Agenda Section:

Subject:

Proposed Legislation

Suggested Action:

Attachments:

[20201002083941.pdf](#)

LEGISLATION LIST-OCTOBER 2020

RESOLUTION 147-A BUDGETARY TRANSFER IN THE ENGINEERING DEPARTMENT IN THE AMOUNT OF \$3,000.00

RESOLUTION 148- AN INTERDEPARTMENTAL TRANSFER IN THE WASTE WATER TREATMENT PLANT IN THE AMOUNT OF \$10,150.00

RESOLUTION 149- AN INTERDEPARTMENTAL TRANSFER IN THE WASTE WATER TREATMENT PLANT IN THE AMOUNT OF \$11,000.00

RESOLUTION 150- AN ORDINANCE AMENDING AN ORDINANCE ADDING A “STOP” SIGN AT THE INTERSECTION OF WEST PIERPONT STREET AND MCENTEE STREET

RESOLUTION 151- A TRANSFER IN THE DPW BUDGET IN THE AMOUNT OF \$12,561.00

RESOLUTION 152-GRANTING CONSENT FOR THE SALE OF 104 MCENTEE STREET

RESOLUTION 153- REFERRING THE REQUEST FOR REZONING OF MULTIPLE PROPERTIES AT GOLDEN HILL AND LAWTON PARK TO THE CITY OF KINGSTON PLANNING BOARD AND THE ULSTER COUNTY PLANNING BOARD

RESOLUTION 154- AUTHORIZING THE DEDICATION OF A PORTION OF THE KINGSTON RAIL TRAIL TO SERGEANT CHARLES W. JOHNSON

RESOLUTION 155- ALLOCATING \$550,000.00 OF CDBG FUNDING FOR ASBESTOS REMOVAL AND DEMOLITION OF PLANET WINGS AND ENGINEER STUDIES, DESIGN WORK AND SEWER REPAIR IN MIDTOWN

RESOLUTION 156- APPROVING THE TRANSFER OF LANDLOCKED PROPERTY ON ELMENDORF STREET TO THE COUNTY OF ULSTER

RESOLUTION 157- IN SUPPORT OF A “GREEN AMENDMENT” TO THE NEW YORK STATE CONSTITUTION

RESOLUTION 147 OF 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A BUDGETARY TRANSFER IN THE ENGINEERING DEPARTMENT IN THE AMOUNT OF \$3,000.00 TO COVER THE EXPENSE OF ANTICIPATED OVERTIME

Sponsored By: Sponsored by: Finance/Audit Committee: Alderman
Koop, Scott-Childress, Davis, Schabot, Hirsch

WHEREAS, the Engineering Department has requested a budgetary transfer in the amount of \$3,000.00 to pay the expense of anticipated overtime.

WHEREAS, the finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

FROM: 1440.5101 Regular Pay \$3,000.00

TO: 1440.5103 Overtime Pay \$3,000.00

Submitted to the Mayor this ____ day of

_____, 2020

Approved by the Mayor this ____ day of

_____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

(Fin.)

CITY OF KINGSTON
Office of the City Engineer
jschultheis@kingston-ny.gov

John M. Schultheis, P.E., City Engineer



Steven T. Noble, Mayor

September 27, 2019

Hon. Andrea Shaut
Alderman-At-Large
President of the Common Council
Kingston City Hall
420 Broadway
Kingston, New York 12401

RE: Budget Transfer Request

Dear President Shaut:

On Oct. 2, 2020, our Engineering Technician will retire from his position after 34 years of faithful service to the City.

Due to the workload of the department for projects under construction and under design, as well as ongoing tasks of the department, we anticipate working extra hours through the remainder of 2020 to meet our obligations. We will utilize compensatory time to the extent possible, but anticipate that some overtime pay for Engineering staff will also be needed.

Since there is no overtime in the Engineering budget for 2020, I am requesting a budget transfer to allow overtime.

- Transfer \$3,000.00 from 1440.5101 – Regular Pay
- Transfer \$3,000.00 to 1440.5103 – Overtime Pay

Please refer this item to the Finance Committee for further discussion. Should you have any questions concerning this request, do not hesitate to contact me.

Respectfully,

John M. Schultheis, P.E.
City Engineer

RESOLUTION 148 OF 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING AN INTERDEPARTMENTAL TRANSFER IN THE WASTE WATER TREATMENT PLANT IN THE AMOUNT OF \$10,150.00 TO COVER SHORTFALLS AND ANTICIPATED EXPENSES

Sponsored By: Sponsored by: Finance/Audit Committee: Alderman
Koop, Scott-Childress, Davis, Schabot, Hirsch

WHEREAS, the Waste Water Treatment Plant has requested a budgetary transfer in the amount of \$10,150.00 to cover the expense of shortfalls and anticipated expenses.

WHEREAS, the finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

FROM:	G1.8121.11.5101	Pump Stations Reg. Pay	\$10,000.00
	G1.8121.14.5472	Pump Stations Cont. Serv.	\$150.00
TO:	G1.8130.14.5411	Waste Water Consultants	\$10,000.00
	G1.8130.14.5479	Waste Water Minor Equipment	\$150.00

Submitted to the Mayor this ____ day of
_____, 2020

Approved by the Mayor this ____ day of
_____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

FINANCE AND ECONOMIC DEVELOPMENT

COMMITTEE REPORT

Internal Transfer	<u>XX</u>	Contingency Transfer	<u> </u>
Transfer	<u> </u>	Authorization	<u> </u>
Budget Modification	<u> </u>	Bonding Request	<u> </u>
Reimbursements	<u>Zoning</u>	Other	<u> </u>

Department: PUBLIC WORKS - WWTP	Date: July 15, 2020
G1	G1
8130	Transfer From:
30 14 5411	Transfer To:
<i>Waste Water Consultants</i>	<i>8121 11 5101 Pump Stations Reg Pay</i>
10,000.00	10,000.00
over current and future legal fees associated with Aslan	
8130	
30 14 5479	8121 14 5472
<i>Waste Water Minor Equipment</i>	<i>Pump Stations Cont Serv</i>
150.00	150.00
TOTAL	TOTAL
10,150.00	10,150.00
	10,150.00

TOTAL TRANSFER FROM

Estimated Financial Impact _____ Signature _____

Initiated By _____

Reviewed By _____

Revision Required _____

QRA Decision:

See I Action _____

See II Action _____

Unlisted Action _____

Qualitative Declaration of Environmental Significance _____

Unconditional Negative Declaration _____

Check Lead Agency Status _____

Qualitative Declaration of Environmental Significance _____

Committee Vote	Yes	No
Douglas Koop, Ward 2 Chairman		
Reynolds Scott-Childress, Ward 3		
Tony Davis, Ward 6		
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8		

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CITY OF KINGSTON
Department of Public Works
publicworks@kingston-ny.gov

Edward Norman, Superintendent



Steven T. Noble, Mayor

July 14, 2020

Hon. Andrea Shaut, President
Common Council
420 Broadway
Kingston, NY 12401

Dear President Shaut;

Attached please find an interdepartmental transfer for the Waste Water Treatment Plant. This transfer will cover shortfalls in accounts and to increase funding for anticipated future needs. We respectfully request this communication be submitted to the Council for review.

Your assistance in this matter is greatly appreciated.

Sincerely,

Allen Winchell
Senior Plant Operator

Cc: Comptroller John Tuey
City Clerk Elisa Tinti

Enc.

RESOLUTION 149 OF 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING AN INTERDEPARTMENTAL TRANSFER IN THE WASTE WATER TREATMENT PLANT IN THE AMOUNT OF \$11,000.00 TO COVER SHORTFALLS AND ANTICIPATED EXPENSES.

Sponsored By: Sponsored by: Finance/Audit Committee: Alderman
Koop, Scott-Childress, Davis, Schabot, Hirsch

WHEREAS, the Waste Water Treatment Plant has requested a budgetary transfer in the amount of \$11,000.00 to cover the expense of shortfalls and anticipated expenses.

WHEREAS, the finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

FROM:	G1.8121.11.5101	Pump Stations Reg. Pay	\$10,000.00
	G1. 8121.14.5472	Pump Stations Cont. Serv.	\$1,000.00
TO:	G1.8130.14.5411	Waste Water Consultants	\$10,000.00
	G1.8130.14.5479	Waste Water Minor Equipment	\$1,000.00

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND ECONOMIC DEVELOPMENT

COMMITTEE REPORT

Internal Transfer	XX	Contingency Transfer	
Transfer		Authorization	
Budget Modification		Bonding Request	
Claims	Zoning	Other	
Department: <i>PUBLIC WORKS - WWTP</i>		Date: <i>September 2, 2020</i>	
G1	Transfer To:	G1	Transfer From:
8130 14 5411	<i>Waste Water Consultants</i> 10,000.00	8121 11 5101	<i>Pump Stations Reg Pay</i> 10,000.00
Cover current and future legal fees associated with Aslan			
8130 14 5479	<i>Waste Water Minor Equipment</i> 1,000.00	8121 14 5472	<i>Pump Stations Cont Serv</i> 1,000.00
Cover account shortfalls			
	<i>TOTAL</i> 11,000.00		<i>TOTAL</i> 11,000.00
 TOTAL TRANSFER FROM			
Estimated Financial Impact _____		Signature _____	

Motion By _____

Seconded By _____

Action Required _____

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance _____

Conditioned Negative Declaration _____

Seek Lead Agency Status _____

Positive Declaration of Environmental Significance _____

Committee Vote	Yes	No
Douglas Koop, Ward 2 Chairman		
Reynolds Scott-Childress, Ward 3		
Tony Davis, Ward 6		
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8		

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CITY OF KINGSTON
Department of Public Works
publicworks@kingston-ny.gov

Edward Norman, Superintendent



Steven T. Noble, Mayor

September 4, 2020

Hon. Andrea Shaut, President
Common Council
420 Broadway
Kingston, NY 12401

Dear President Shaut;

Attached please find an interdepartmental transfer for the Waste Water Treatment Plant. This transfer will cover shortfalls in accounts and to increase funding for anticipated future needs. We respectfully request this communication be submitted to the Council for review.

Your assistance in this matter is greatly appreciated.

Sincerely,

Allen Winchell
Senior Plant Operator

Cc: Comptroller John Tuey
City Clerk Elisa Tinti

Enc.

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AMENDING SECTION 390.92 SCHEDULE IX, STOP INTERSECTIONS
OF THE KINGSTON CITY CODE ADDING A “STOP” SIGN AT THE
INTERSECTION OF WEST PIERPONT STREET AND MCENTEE STREET**

Sponsored By: Sponsored by: Public Safety/General Government
Committee: Alderman Davis, O'Reilly, Scott-
Childress, Ventura Morell, Hirsch

WHEREAS, in the interest of safety and the needs of residents, a request has been made to add a stop sign.

WHEREAS, it is in the best interest of the City to amend Section 390.92 Schedule IX Stop Intersection by adding a stop sign at the intersection of West Pierpont Street and McEntee Street, eastbound.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION 1. That the Common Council of the City of Kingston authorizes the amendment of Section 390.92, Schedule IX, Stop Intersections, by adding the “STOP” sign to the intersection of West Pierpont Street and McEntee Street, Eastbound.

SECTION 2. All ordinances and parts thereof, inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect immediately after the passage, approval and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

THE CITY OF KINGSTON COMMON COUNCIL
PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT: Engineer/DPW

DATE: 9/23/20

Description:

Reuse the Code Chapter 390 Vehicles + Traffic

Add to 390.92 Schedule 1X Stop Intersections:

- West Pierpont St. west bound @ McIntee St.
- West Pierpont St. east bound

Signature:

Motion by

RSC

Seconded by

MA

Action Required:

SEOPA Decision:

Type I Action

Type II Action

Unlisted Action

Negative Declaration of Environmental Significance:

Conditioned Negative Declaration:

Seek Lead Agency Status:

Committee Vote

YES

NO

Tony Davis, Chairman

Patrick O'Reilly, Ward 7

Rennie Scott-Childress, Ward 3

Jeffrey Ventum Morell, Ward 1

Tinti, Elisa

PS+GG-

From: Davis, Tony
Sent: Thursday, August 27, 2020 7:00 PM
To: Shaut, Andrea; Tinti, Elisa; Schultheis, John
Subject: FW: West Pierpont at McEntee

Hello,

Could this communication be placed on next month's Public Safety committee meeting's agenda.

To installed a stop sign at the intersection of W. Pierpont at McEntee.

Thanks

Tony

Sent via the Samsung Galaxy S7, an AT&T 4G LTE smartphone

----- Original message -----

From: "Schultheis, John" <jschultheis@kingston-ny.gov>
Date: 8/27/20 12:37 PM (GMT-05:00)
To: "Davis, Tony" <tdavis@kingston-ny.gov>
Subject: West Pierpont at McEntee

Tony, is there still an active request regarding changing the stop signs at this location?

I think it was just a verbal request from you so not sure if I need to respond at this time or not.

Thank you,

John M. Schultheis, P.E.
City Engineer
City of Kingston
Engineering Department
City Hall
420 Broadway
Kingston, New York 12401
m) 845-416-0026 (no texts to this number please)
o) 845-334-3967

jschultheis@kingston-ny.gov

RESOLUTION 151 OF 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A TRANSFER IN THE DEPARTMENT OF PUBLIC WORKS BUDGET IN THE AMOUNT OF \$12,561.00

Sponsored By: Sponsored by: Finance/Audit Committee: Alderman
Koop, Scott-Childress, Davis, Schabot, Hirsch

WHEREAS, the Department of Public Works has requested a budgetary transfer in the amount of \$12,561.00 to pay the expense of various pieces of equipment.

WHEREAS, the finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

FROM:	A1.5110.11.5101	Streets Reg. pay	\$9,911.00
	A1.8140.14.5472	Storm Sewer Vehicle Main.	\$150.00
	A1.8170.14.5444	Street Cleaning Vehicle Main.	\$2,500.00
TO:	A1.5110.11.5105	Streets Retirement	\$9,911.00
	A1.8140.14.5472	Storm Sewer	\$150.00
	A1.8164.14.5444	Recycling Vehicle Main	\$2,500.00

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND ECONOMIC DEVELOPMENT

COMMITTEE REPORT

Internal Transfer	<u>XX</u>	Contingency Transfer	
Transfer		Authorization	
Budget Modification		Bonding Request	
Claims	<u>Zoning</u>	Other	
Department: PUBLIC WORKS		Date: July 15, 2020	
A1	Transfer To:	A1	Transfer From:
5110 11 5105	Streets Retirement - R. Perry	9,911.00	5110 11 5101 Streets Regular Pay
8140 14 5472	Storm Sewer - Prosser Agree.	150.00	8140 14 5472 Storm Sewer Vehicle Main
8164 14 5444	Recycling Vehicle Main	2,500.00	8170 14 5444 Street Cleaning Vehicle Main
TOTAL		12,561.00	TOTAL 12,561.00
TOTAL TRANSFER FROM			
Estimated Financial Impact _____		Signature _____	

Motion By SS

Seconded By RJC

Action Required _____

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance _____

Conditioned Negative Declaration _____

Seek Lead Agency Status _____

Positive Declaration of Environmental Significance _____

Committee Vote	Yes	No
<u>Douglas Koop</u> , Ward 2 Chairman Douglas Koop (Aug 31, 2020 16:18 EDT)	☒	
<u>Reynolds Scott-Childress</u> , Ward 3 Reynolds Scott-Childress (Aug 31, 2020 16:54 EDT)	☒	
<u>Tony Davis</u> , Ward 6 Tony Davis (Aug 31, 2020 16:54 EDT)	☐	
<u>Steven Schabot</u> , Ward 8 Steven Schabot (Aug 25, 2020 17:10 EDT)	☒	
<u>Michelle Hirsch</u> , Ward 9 Michelle Hirsch (Aug 22, 2020 13:01 EDT)	☒	

RESOLUTION 152 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, GRANTING CONSENT FOR THE SALE OF 104 MC ENTEE STREET

Sponsored By: Laws & Rules Committee: Alderman: Ventura
Morell, O'Reilly, Scott-Childress, Tallerman,
Worthington

WHEREAS, the deed to the property at 104 McEntee Street contained a reverter clause and a restriction that the property could not be sold in the future without the consent of the Common Council

WHEREAS, a release of the reverter clause in said deed, A through K was released pursuant to a Release of Reverter granted on August 3, 2020; and

WHEREAS, Nancy Reyes desires to sell 104 McEntee Street and requests that the Common Council release the restriction requiring that the property cannot be sold in the future without the consent of the Common Council.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby grants consent for the sale of 104 McEntee Street.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES
COMMITTEE REPORT

DEPARTMENT: Common Council DATE: 9-16-20

Description: Resolution to grant consent for the sale of 104 Mantee Street as per the conditions on the property's deed as per attached.

Signature: _____

Motion by RSC

Seconded by P O'R

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<u>Jeffrey Ventura Morell, Chairman</u>	☒	☐
<u>Patrick O'Reilly Ward 7</u>	☒	☐
<u>Rennie Scott-Childress, Ward 3</u>	☒	☐
<u>Don Tallerman, Ward 5</u>	☐	☐
<u>Rita Worthington, Ward 4</u>	☒	☐

L+R

August 4, 2020

To Whom it May Concern,

This is in regards to the property 104 McEntee Street Kingston, New York who is currently owned by Nancy Reyes. I purchased the property in 2005 from the city due to failure to pay taxes from the previous owner. According to the deed property address: subject L states " That 104 McEntee Street cannot be sold at any time in the future by Nancy Reyes without prior written consent of the common council of the City of Kingston, which consent shall not be arbitrarily withheld upon compliance with the provisions of A-K". All of the provisions have been met. I respectfully ask for a release from this property to sell as soon as September 1st, due to having a potential buyer.

Since completion of renovation the property has remained on tax roll and taxes are paid up to date. The property has also passed inspections throughout the years.

Respectfully



Nancy A.Reyes

RESOLUTION 153 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REFERRING REQUEST FOR REZONING OF MULTIPLE PROPERTIES AT GOLDEN HILL AND LAWTON PARK TO THE CITY OF KINGSTON PLANNING BOARD AND THE ULSTER COUNTY PLANNING BOARD AND DECLARING SAME AS AN UNLISTED ACTION

Sponsored By: Laws & Rules Committee: Alderman: Ventura
Morell, O'Reilly, Scott-Childress, Tallerman,
Worthington

WHEREAS, a request has been made for rezoning of multiple properties located at Golden Hill and Lawton Park, as annexed hereto, from RRR (single residence) to R-6 (multiple residence) to be referred by the Common Council of the City of Kingston to the City of Kingston Planning Board and the Ulster County Planning Board for associated review pursuant to Section 405-73 of the City of Kingston Zoning Ordinance and Section 239-m of the General Municipal Law of the State of New York; and

WHEREAS, declaring same as an Unlisted Action pursuant to NYCRR Part 617.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby refers the rezoning of Golden Hill and Lawton Park, as annexed hereto, from RRR (single residence) to R-6 (multiple residence) to the City of Kingston Planning Board and the Ulster County Planning Board for associated review pursuant to Section 405-73 of the City of Kingston Zoning Ordinances and Section 239-m of the General Municipal Law of the State of New York.

SECTION 2. That same is declared an Unlisted Action pursuant to NYCRR Part 617.

SECTION 3. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

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THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES
COMMITTEE REPORT

DEPARTMENT: Common Council DATE: 9-16-20

Description: Resolution to declare unlisted action and refer to the Ulster County Planning Board and the City of Kingston Planning Board the re-zoning petition of multiple properties as per attached and pursuant to the City Code.

Signature: _____

Motion by R SC

Seconded by DT

Action Required: _____

SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action ✓

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seck Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<u>Jeffrey Ventura Morell</u> Jeffrey Ventura Morell, Chairman	☒	☐
<u>Patrick O'Reilly</u> Patrick O'Reilly Ward 7	☒	☐
<u>Rennie Scott-Childress</u> Rennie Scott-Childress, Ward 3	☒	☐
<u>Don Tallerman</u> Don Tallerman (Sep 18, 2020 11:21 EDT)	☐	☐
<u>Rita Worthington</u> Rita Worthington (Sep 18, 2020 18:21 EDT)	☒	☐

Pursuant to the provisions of Article 10 of the City Code, Sections 405.70-405.75, please consider this letter as notice of my intention to present a motion to rezone the following properties from their current RRR zone (single residence) to R-6 (multiple residence).

Golden Hill

56.40-1-10.100
56.40-1-19.300
56.48-1-18,100
56.40-1-20.2
56.40-1-20.11
56.40-1-20.131
56.48-1-12
56.48-1-11
56.48, 1-10
56.48-1-1

Lawton Park

56.40-2-26.110
56.40-2-31.200
56.40-2-26.120
56.40-2-26.130
56.32-6-30.100
56.40-2-6
56.40-2-28
56.40-2-31.3
56.40-2-23

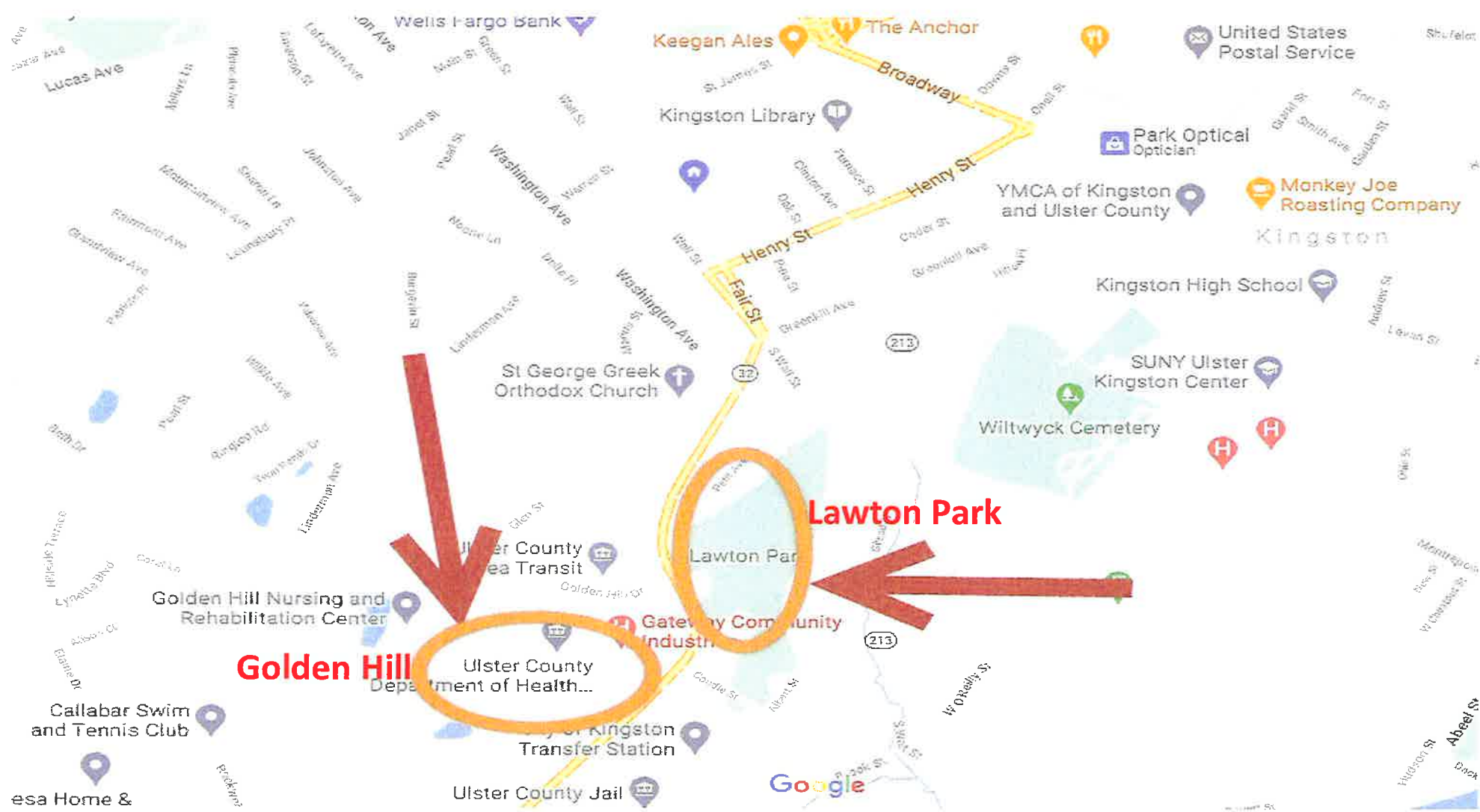
It is my belief that this rezoning is appropriate in that the present zone is not suitable for the parcels in that is overly restrictive and discourages development and that it is in the best interests of the City to change the zone as suggested.

Please forward this communication to Laws and Rules for consideration. By copy of this communication, I am requesting that the rezoning request be forwarded to all appropriate Boards and Commissions, including, but not limited to the County of Ulster, the Ulster County Planning Board and the City of Kingston Planning Board.

I am also requesting that the Office of Corporation Counsel and the Planning Office review the request and determine whether other referrals are necessary for this matter to move forward and to make those referrals in anticipation of discussion of the proposal by the Common Council.

I thank you in advance for your assistance with this matter.

cc: Mayor Steve Noble
Office of Corporation Counsel
Suzanne Cahill, Director, City of Kingston Planning Department
Dennis Doyle, Director, County of Ulster Planning Department



RESOLUTION 154 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE DEDICATION OF A PORTION OF THE KINGSTON RAIL TRAIL TO SERGEANT CHARLES W. JOHNSON

Sponsored By: Public Safety/General Government Committee:
Alderman: Davis, Koop, Scott-Childress, Ventura
Morell

WHEREAS, a request has been made to dedicate a portion of the Kingston Rail Trail that runs between Delaware Avenue, alongside Murray Street and in front of Rondout Gardens Street to Sergeant Charles W. Johnson; and

WHEREAS, Charles W. Johnson grew up on Murray Street and was a varsity athlete in both basketball and football at Kingston High School; and

WHEREAS, Charles W. Johnson paid the ultimate sacrifice while serving in the Vietnam War.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby authorizes the dedication of a portion of the Kingston Rail Trail that runs between Delaware Avenue, alongside Murray Street and in front of Rondout Gardens Street to Sergeant Charles W. Johnson by adding a sign with his name to said portion of the Kingston Rail Trail

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

Higgins, Janet

From: Timbrouck, Lynsey
Sent: Thursday, October 01, 2020 11:49 AM
To: Higgins, Janet
Subject: FW: [EXTERNAL EMAIL] Rail Trail Dedication Approval

Hi Janet,

Please see Maureen's e-mail to Tony Davis, regarding the Commission's approval for the rail trail dedication.

-Lynsey

Lynsey Timbrouck
Director of Recreation
Parks and Recreation
467 Broadway
Kingston, N.Y. 12401
(p) 845-481-7333

-----Original Message-----

From: Maureen Byrd Blue [<mailto:mobbllu@gmail.com>]
Sent: Sunday, September 20, 2020 4:57 PM
To: Davis, Tony <tdavis@kingston-ny.gov>
Cc: Timbrouck, Lynsey <ltimbrouck@kingston-ny.gov>; Schabot, Steven <sschabot@kingston-ny.gov>
Subject: [EXTERNAL EMAIL] Rail Trail Dedication Approval

Sent from my iPhone

Alderman Tony Davis:

The City of Kingston Parks and Recreation Commission, unanimously, supports and approves the dedication of a portion of the Kingston Rail Trail, in honor of United States Army Staff Sergeant Charles William Johnson.

We believe this honor is befitting of his distinguished military career. We strongly agree with the, City of Kingston Common Council's, decision to enact legislation to accomplish this action. This memorial will serve as a constant reminder of the brave and unselfish devotion of our soldiers.

Respectfully,

Maureen Byrd-Blue
Commission Chairperson

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.



KEVIN A. CAHILL
Assemblymember 103rd District

CHAIR
Assembly Insurance Committee

THE ASSEMBLY
STATE OF NEW YORK
ALBANY

PS/66
COMMITTEES
Ways and Means

Economic Development, Job Creation,
Commerce & Industry

Health

Higher Education

July 29, 2020

Hon. Andrea Shaut, Alderwoman-at-Large
City of Kingston Common Council
420 Broadway
Kingston, New York 12401

Dear Alderwoman Shaut and Members of the Common Council:

I write regarding United States Army Staff Sergeant Charles William Johnson, a local man of honor who paid the ultimate sacrifice while serving in the Vietnam War. Sergeant Johnson grew up on Murray Street in the City of Kingston and was a varsity athlete in both basketball and football at Kingston High School. His family instilled in him a strong belief in military duty, as he followed the path of his older brother and enlisted in the Army. After twelve years of distinguished service, Sergeant Johnson had the grave misfortune of being the first casualty in Vietnam from Kingston on January 12, 1967.

We believe a suitable memorial for Sergeant Johnson and his family to honorarily name the segment of the Kingston Linear Park that runs between Delaware Avenue, alongside Murray Street and in front of Rondout Gardens Street in tribute of this fine man, and I respectfully request the Common Council formally act upon this proposal. Similar actions have been taken by this legislative body in the past to recognize the loss of other residents who fought and died for our country. It is time, if not long overdue, to do the same for Sergeant Johnson.

Thank you for your consideration in extending this honor to a hometown hero. I ask that you keep my office apprised throughout this process, and as such, please feel free to forward any questions or information to my staff.

Sincerely,

Kevin A. Cahill
Member of Assembly

KAC:mt

CITY OF KINGSTON
Office of Corporation Counsel
kbryant@kingston-ny.gov

Steven T. Noble, Mayor



Kevin R. Bryant, Corporation Counsel
Daniel Gartenstein, Asst. Corporation Counsel

To: Steven T. Noble, Mayor
Andrea Shaut, Council President
Aldermen: Jeffrey Ventura Morell, Douglas Koop, Reynolds Scott-Childress, Rita Worthington,
Donald Tallerman, Tony Davis, Patrick O'Reilly, Steven Schabot, Michele Hirsch
Lynsey Timbrouck, Director, Parks and Recreation

From: Kevin R. Bryant, Corporation Counsel *KB*

Re: Resolution to Dedicate Portion Rail Trail to
Staff Sergeant Charles W. Johnson

Date: August 27, 2020

It has come to our attention that at the Public Safety meeting last evening approval was given to dedicate a portion of the City Rail Trail to Staff Sergeant Charles W. Johnson.

Attached please find the City's policy with respect to re-naming of City property. Given that the policy was not followed, we recommend that the matter be tabled and referred to the Parks and Recreation Commission.

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING A POLICY FOR NAMING OF CITY PROPERTY

Sponsored By: Public Safety/General Government Committee: Alderman Carey, Dunn, Noble, Ball, Mills

WHEREAS, the Common Council of the City of Kingston is responsible for the naming of City property, such as public streets, including boulevards, avenues, drives, pedestrian and other public and private rights-of-ways, and walkways, buildings and rooms; and

WHEREAS, a policy setting forth the criteria and process by which a commemorative is added to a street or other property owned by the City needs to be approved; and

WHEREAS, it is in the best interests of the City to approve the policy; and

WHEREAS, the action is categorized under 6 NYCRR, Part 617.5 (c) (20) as Type II.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION-1. That the Common Council hereby approves the policy as presented addressing the issue of naming of City Property, as attached hereto.

SECTION-2. That a negative declaration of environmental significance is not needed pursuant to 6 NYCRR, Part 617.5 (c) (20), Type II.

SECTION-3. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2013

Approved by the Mayor this _____ day of _____, 2013

Carly Williams, City Clerk

Shayne R. Gallo, Mayor

Adopted by Council on _____, 2013

146

Positive Declaration of Environmental Significance: _____

12
29

The Common Council of the City of Kingston is responsible for the naming of City property, such as public streets, including boulevards, avenues, drives, pedestrian and other public and private rights-of-ways, and walkways, buildings, and rooms. Naming and renaming City property is often a serious, complicated, and costly matter. The purpose of the policy is to set forward appropriate criteria and a process by which a commemorative name is added to a street or other property owned by the City.

Criteria

1. It should be determined that the person being memorialized or honored meet one or more of the following criteria:
 - a. Has a long- standing local or community identification with City residents.
 - b. Made substantial contributions to the advancement or to the betterment of a specific area of the City or the city as a whole.
 - c. Is associated to an economic development or redevelopment activity in an area that benefits the city.
 - d. Had a positive impact on the lives of the City's residents.
 - e. Served in the military.
 - f. Volunteered for ten (10) or more years of service to the community.
2. The person or persons must have been deceased at least 6 months before an application is made. Only in rare circumstances and upon a showing of good cause may be waived
3. The location and/or building should receive broad community support and should be in an appropriate setting.
4. A written request must be provided to the Mayor. The written request shall include the requested commemorative name, the reason justifying the commemoration, the existing street number and/or name, and the location of the commemorative signage, and any information regarding requested signage, plaques, or memorial. Written permission to use the name shall be provided by family members, if they are living.
5. In the case of a commemorative name for a street:
 - a. the City will provide a commemorative name to a street that does not result in a street name change;

- b. because of the potential for confusion and quantity of signs throughout the City, and the City's desire to keep additional signage to a maximum of two locations should be identified for the commemorative sign instead of adding signage along the entire length of the street; and
 - c. it is encouraged that a written request be accompanied by a petition signed by recorded property owners who own structures on the street proposed for the commemoration.
- 6. A request for a commemorative name must be accompanied by a fee in an amount established by the Common Council. At the discretion of the Mayor, the fee may be waived or reduced.
- 7. The Mayor shall first review and approve the applicant's written request. If the Mayor approves the written request, then the Mayor shall submit a letter of support to the President of the Council for the Council's consideration.
- 8. The Council or the Mayor may require a public hearing to determine if the commemorative name is appropriate and consistent with the interests of the general public.
- 9. Any requests for plaques, memorials, or any City property not covered by this policy will be subject to individual consideration or addressed by any policy that is currently in place, such as the "Policy for Monuments, Memorials and Plaques in Public Spaces".

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE RE-NAMING OF CITY PARKS OR AREAS, AS WELL AS MEMORIAM ITEMS SUCH AS PARK BENCHES, TREES AND PLAQUES

Sponsored By: Laws & Rules Committee: Alderman DiBella, Madsen, Cahill

WHEREAS, the Parks and Recreation Commission has produced a policy which addresses the re-naming of City parks or area, as well as memoriam items such as park benches, trees and plaques; and

WHEREAS, the Parks and Recreation Commission is seeking approval of such policy; and

WHEREAS, it is in the best interests of the City to approve the policy of the Parks and Recreation Commission; and

WHEREAS, the action is categorized under 6 NYCRR, Part 617.5 (c) (20) as Type II.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION-1. That the Common Council hereby approves the policy of the Parks and Recreation Commission as presented addressing the issue of re-naming City parks or areas, as well as memoriam items such as park benches, trees and plaques.

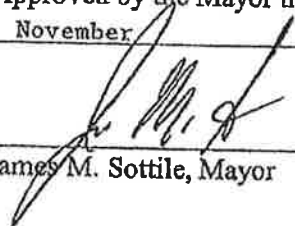
SECTION-2. That a negative declaration of environmental significance is not needed pursuant to 6 NYCRR, Part 617.5 (c) (20), Type II.

SECTION-3. This resolution shall take effect immediately.

Submitted to the Mayor this 11th day of
November, 2007

Approved by the Mayor this 19 day of
November, 2007


Kathy Janeczek, City Clerk


James M. Sottile, Mayor

Adopted by Council on November 14, 2007.

**Policy for Monuments, Memorials and Plaques For Public Spaces
Including Parks and Buildings Under the Jurisdiction of the
City of Kingston Parks and Recreation Commission**

Whereas, the Parks and Recreation Commission hereinafter ("Commission") finds it necessary to enact a policy with respect to those situations where a requests are being made with respect to the re-naming of monuments, memorials, plaques, parks, and buildings which fall under the control of the Commission; and

Whereas, the Commission has researched this issue and wishes to formulate a policy which is in the best interests of the citizens of the City of Kingston and recognizing that any applications which requests name changes of these items hereinbefore mentioned are a serious matter and one that should be undertaken after serious deliberation before the Commission can decide to agree to any such request.

Now, therefore, it is hereby agreed as follows:

1. The proposed person, event or organization which is being memorialized or honored should be deemed significant enough to merit such an honor.
2. For the purpose of re-naming monuments, memorials, plaques, parks, and buildings for an individual said person should have been deceased for at least one year and should have made important and meaningful contributions to the item which is sought to be named or re-named. With respect to an organization likewise said organization must have provided an important and meaningful contribution to the City of Kingston and the Parks and Recreation in the City.
3. Any memorial proposed to be created or to be re-named must represent broad community interests and values and must be supported by the community or the family members the memorial honors. In addition, it should have significant importance to future generations in the City of Kingston.
4. Any location being considered for a memorial must be in the opinion of the Commission a suitable location considering the area in which it will be located within said park or location.
5. The memorial must be designed by an individual who has considerable experience in designing the same so that it is aesthetically pleasing and consistent with the pre-existing park, building, etc.
6. Any name change to be considered will be reserved for persons or organizations who through example and substantial effort has made a lasting and important contribution to the item sought to be named or re-named. In connection with any such

application written and verifiable background information must be provided by the applicant regarding their proposed honorees. Written permission from family members must be provided which provides proof that the family is in accord with any such application.

7. The proposal must be written and the applicant must utilize the application provided by the Commission, if any, and must detail the application as requested. The proposal shall further outline in detail the specific purpose and concept related to the proposal. It shall further provide details as to the design of the memorial including design, concept, size, wording, sketches or models and a long term maintenance plan.

8. The written proposal must also include the proposed costs related to the design, manufacturing, insulation, site preparation and all other relevant concerns.

9. The applicant must submit a plan which outlines how the memorial or plaque, etc. shall be funded as well as any other requested information related to the matter.

10. Following the review of the completed application, the Commission shall make a recommendation in writing to the Mayor setting forth whether any such application is either accepted or denied. The Commission shall have full authority to require that all applicants supply such additional information as from time to time may be necessary to act on any such application. Implicit is the right of the Commission to make suggestions to the applicant with respect to any proposal which in the opinion of the Commission would be more suitable.

11. The Commission or the Mayor may require a public hearing to assist in determining if the application is appropriate and consistent with the best interests of the City of Kingston.

12. No park or facility currently named after an individual may be changed.

13. The Commission agrees that if they intend to amend this policy in any significant way, they are obligated to make application to the Common Council of the City of Kingston.

14. It is understood that it shall be necessary for Common Council to approve any application made in accordance with this policy.

Respectfully Submitted

Parks and Recreation Commission
City of Kingston
November 14, 2007

RESOLUTION 155 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, ALLOCATING \$550,000 OF CDBG FUNDING FOR ASBESTOS REMOVAL AND DEMOLITION OF PLANET WINGS AND ENGINEER STUDIES, DESIGN WORK AND SEWER REPAIR IN MIDTOWN KINGSTON, INCLUDING PROSPECT STREET

Sponsored By: Community Development Committee: Alderman:
Schabot, Ventura Morell, Scott-Childress,
Worthington, Tallerman

WHEREAS, a request has been made to allocate moneys from CDBG for two projects as follows: \$50,000 for asbestos removal and demolition of the Planet Wings property for the Broadway and Grand Street project and \$500,000 for engineer studies, design work, and sewer repair for streets in Midtown Kingston, including Prospect Street.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby grants consent for the allocation of CDBG moneys as follows:

a. \$50,000 for the removal of asbestos and demolition of the Planet Wings property for the Broadway and Grand Street project

b. \$500,000 for engineer studies, design work and sewer repair for streets in Midtown Kingston including Prospect Street

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

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THE CITY OF KINGSTON COMMON COUNCIL

COMMUNITY DEVELOPMENT
COMMITTEE REPORT

DEPARTMENT: Community Development

DATE: 9/22/2020

Description: A resolution to allocate \$550,000 of CDBG funding.

1. \$50,000 for asbestos removal and demolition of the Planet Wings property for the Broadway and Grand St. project.
2. \$500,000 for engineer studies, design work, and sewer repair for streets in Midtown including Prospect St.

Signature: Imad Pitukon

Motion by _____

Seconded by _____

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
Steve Schabot, Chairman		
Jeffrey Ventura-Morell, Ward 1		
Doug Koop, Ward 2 Rennie Scott-Childress, Ward 3		
Rita Worthington, Ward 4		
Don Tallerman, Ward 5		

RESOLUTION 156 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING THE TRANSFER OF LANDLOCKED PROPERTY ON ELMENDORF STREET TO THE COUNTY OF ULSTER

Sponsored By: Finance and Audit Committee: Alderman: Koop,
Scott-Childress, Davis, Hirsch, Schabot

WHEREAS, a request has been made by the County of Ulster for transfer of a certain landlocked parcel owned by the City of Kingston consisting of approximately 10,491 square feet located on Elmendorf Street, SBL Number 48.80-1-31.111 for the purposes of expanding non-motorized transportation alternatives.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby approves the transfer of a certain landlocked parcel owned by the City of Kingston consisting of approximately 10,491 square feet located on Elmendorf Street, SBL Number 48.80-1-31.111 to the County of Ulster for the purposes of expanding non-motorized transportation alternatives and authorizing the Mayor to execute any and all documents necessary for said transfer.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

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THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

<u>REQUEST DESCRIPTION</u>		
INTERNAL TRANSFER _____	CONTINGENCY TRANSFER _____	TRANSFER _____
AUTHORIZATION _____	BUDGET MODIFICATION _____	BONDING REQUEST _____
CLAIMS _____	ZONING _____	OTHER _____

DEPARTMENT: Mayor DATE: September 2020

Description: Approve the transfer to the County of Ulster of a certain landlocked parcel of land owned by the City of Kingston consisting of approximately 10,491 square feet located on Elmendorf Street, SBL Number 48.80-1-31.111 for the purposes of expanding non-motorized transportation alternatives

Estimated Financial Impact: \$ _____ Signature _____

Motion by _____

Seconded by _____

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
Douglas Koop, Chairman		
Reynolds Scott-Childress Ward 3		
Anthony Davis, Ward 6		
Michele Hirsch, Ward 9		
Steven Schabot, Ward 8		

CITY OF KINGSTON
Office of the Mayor
mayor@kingston-ny.gov

Fin.

Steven T. Noble
Mayor



August 28th, 2020

Honorable Andrea Shaut
President
Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: Finance Meeting Discussion Item

Dear President Shaut,

I would like to add an item for discussion to the next Finance Meeting agenda. In connection with the Midtown Linear Park project, the County would like to acquire a parcel of land owned by the City of Kingston by Eminent Domain for the purposes of expanding non-motorized transportation alternatives. The parcel in question is landlocked and roughly 10,000 square feet. The lot has a minimal value.

Along with this communication, I have attached a map of the site (Exhibit L) and an appraisal (Exhibit M).

I appreciate your assistance in this matter.

Sincerely,

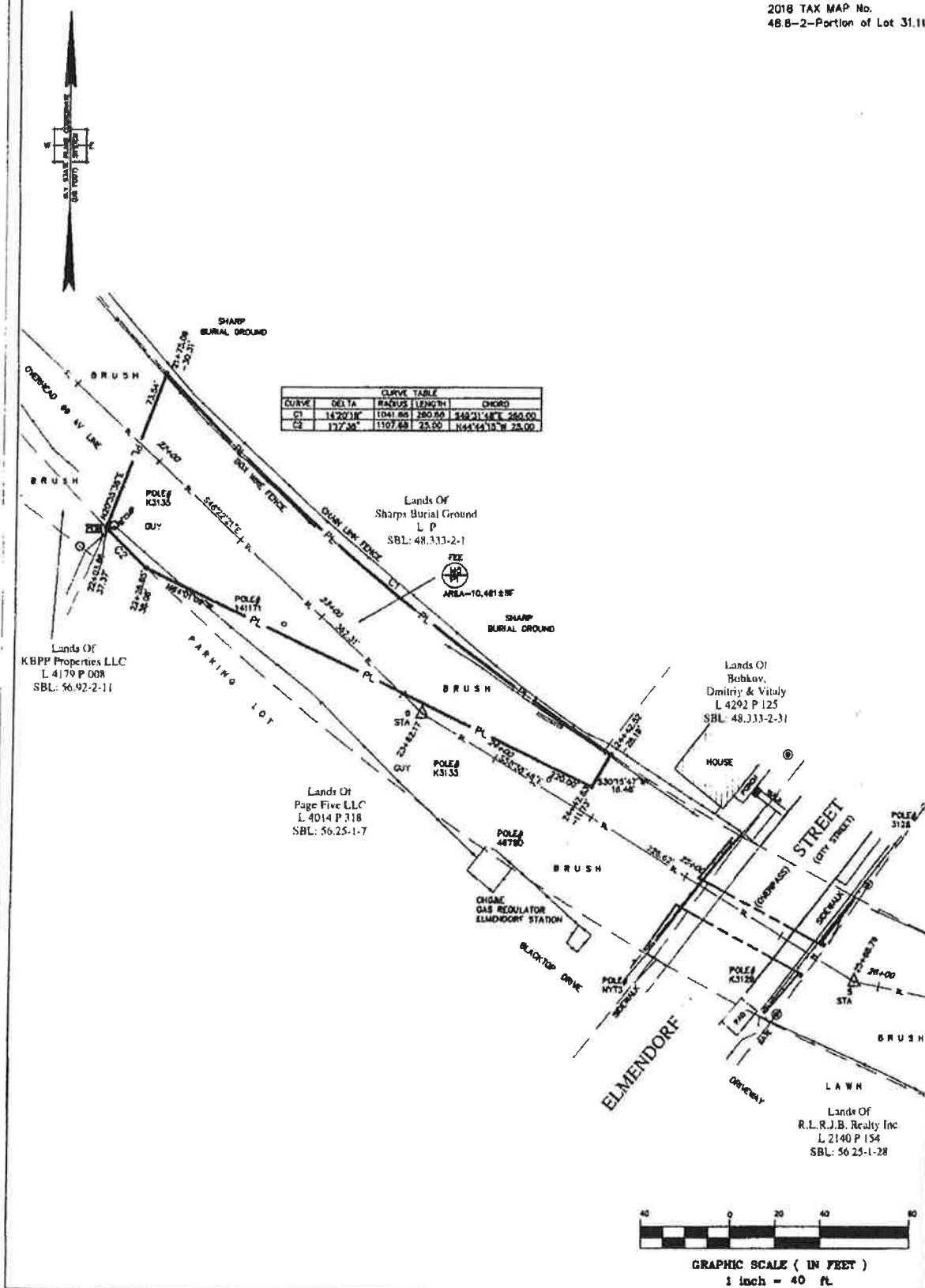
Steven T. Noble
Mayor

PIN 8761.82

MAP NO. 5
PARCEL NO. 1
SHEET 1 OF 2

PARCEL SUMMARY
Type: FEE

CITY OF KINGSTON
COUNTY OF ULSTER
STATE OF NEW YORK
2018 TAX MAP No.
48.B-2-Portion of Lot 31.110

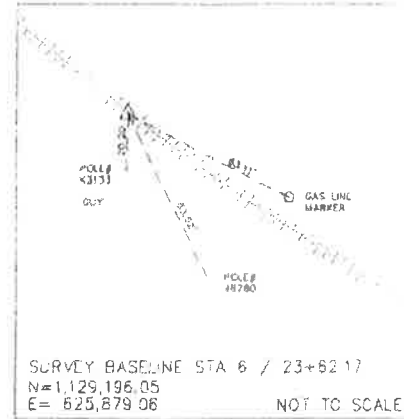
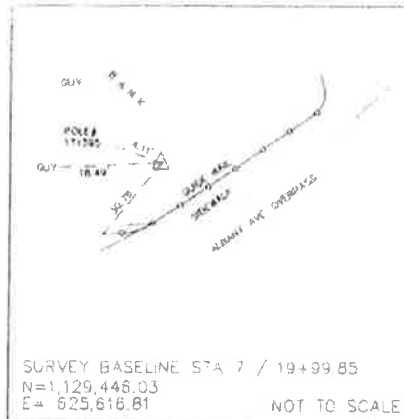


PROJ#8193-98, DWG#8193-98ROW

COUNTY OF ULSTER ACQUISITION MAP

PIN 8761.82

MAP NO. 5
PARCEL NO. 1
SHEET 2 OF 2



All that piece or parcel of land herein designated as Parcel No. 1 situate in the City of Kingston, County of Ulster, State of New York to be acquired in fee as shown on the accompanying map and described as follows:

BEGINNING at a point on the division line of lands now or formerly of Page Five, LLC as described in Liber 4014 of deeds at page 318 said point of beginning being 37.37 feet distant southerly, measured at right angles, from station 22+03.86 of the hereinafter described 2017 Survey baseline for the construction of the Ulster MidTown Linear Park; thence through lands of the County of Ulster North 20°35'36" East 73.54 feet to a point in the southerly boundary of lands now or formerly of Sharps Burial Ground, said point being 30.31 feet northerly, measured at right angles, from station 21+75.09 of said baseline; thence along said land on a non-tangent curve concave Northeasterly having a radius of 1,041.68 feet, a central angle of 14°20'18" an arc distance of 260.68 feet, a chord of South 49°31'48" East 260.00 feet to a point being 28.19 feet distant northerly, measured at right angles, from station 24+42.52 of said baseline; thence through lands of the County of Ulster South 30°15'47" West 16.46 feet to a point, said point being 11.73 feet distant northerly, measured at right angles, from station 24+42.83 of said baseline; thence through lands of the County of Ulster North 64°01'09" West 220.00 feet to a point on the division line of lands now or formerly of Page Five, LLC as described in Liber 4014 of deeds at page 318 said point being 38.08 feet distant southerly, measured at right angles, from station 22+28.85 of the hereinafter described 2017 Survey baseline, thence along a non-tangent curve concave Northeasterly having a radius of 1,107.68 feet, a central angle of 01°17'35" an arc distance of 25.00 feet, a chord of North 44°44'15" West 25.00 feet to the point of beginning. Containing 10,491 Square Feet or 0.241 Acres of land more or less.

SUBJECT to overhead and underground utility line easements as they now exist

SUBJECT to all legally enforceable covenants, easements, restrictions, conditions and agreements of record

SUBJECT to any rights the County of Ulster may have as described in Liber 1414 Page 933

The above-mentioned survey baseline is a portion of the 2017 Survey baseline for the construction of the Ulster MidTown Linear Park. Coordinate Values are tied to NAD83SPC-NY East Zone, US Survey Foot. Said baseline is shown on the accompanying map and described as follows:

Beginning at Station 19+99.85; thence South 46° 22' 21" East to station 23+62.17, thence South 58° 38' 48" East to station 25+88.79

I hereby certify that the property described and mapped above is necessary for this project and the acquisition thereof is recommended.

Date June 12, 2020



ULSTER COUNTY

I hereby certify that this is an accurate description and map made from an accurate survey, prepared under my direction.

Date March 19, 2020



RICHARD BROOKS, L.S.
BROOKS & BROOKS LAND SURVEYORS, P.C.
N.Y.S. LICENSE NO. 49600

REVISED: 18 March, 2020 - deed reference

RESOLUTION 157 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, IN SUPPORT OF A “GREEN AMENDMENT” TO THE NEW YORK STATE CONSTITUTION

Sponsored By: Public Safety/General Government Committee:
Alderman: Davis, O'Reilly, Scott-Childress, Ventura
Morell, Hirsch

WHEREAS, the right of New Yorkers to clean water, air and a healthy environment is not given any protection in the State of New York's Constitution; and

WHEREAS, clean water, air, a stable climate and healthy environment are fundamental to sustaining healthy lives and a healthy economy; and

WHEREAS, New York State has a long history of environmental protection and leadership to protect the New Yorker's health and environment; and

WHEREAS, while environmental laws are designed to manage pollution, clean up and remediate contamination, and conserve natural resources, these laws do not support the notion that clean air, clean water, and a healthy environment are fundamental, inalienable rights; and

WHEREAS, there are still a multitude of issues threatening New York's water, air, natural resources, such as climate change, emerging contaminants, such as PFAS and PFOA, in our drinking water supplies, poor to failing air quality, and disproportionate environmental impacts in environmental justice and frontline communities; and

WHEREAS, the City of Kingston Common Council is concerned about climate change, heat island effects, sea-level rise, water quality, open space, urban forests, preserving and improving air quality, and providing access to clean air for all residents; and

WHEREAS, the biggest threat to New York's environment is climate change, which will impact communities and property owners in the tidal Hudson, including the City of Kingston, NY, by sea level rise; and

WHEREAS, climate change impacts are contributing to a loss of habitat and wetlands; detrimental changes to coast lines, including erosion and accretion of land; loss of agricultural productivity; loss of property, injury and death from more severe storms and flooding; and

WHEREAS, increased temperatures during the summers have created more dangerous heat days each year leaving those who live in urban heat islands at greater risk of extreme heat mortality; and

WHEREAS, peaker plants that produce fossil fuels continue to pollute in New York's most vulnerable communities causing higher rates of asthma and other illness; and

WHEREAS, acid rain caused from combustion of fossil fuel continues to devastate natural resources, including the Catskill and Adirondack Mountains; and

WHEREAS, combustion of fossil fuels produces pollution that leads to respiratory infections, lung cancer, stroke and cardiopulmonary disease, diabetes, and birth defects; and

WHEREAS, the burning of biomass and the burning of wood produce fine particulate matter (PM_{2.5}) pollution, causing premature deaths and exacerbating cardiac, pulmonary, and neurological conditions and forcing Arctic ice melt and forcing global climate change; and

WHEREAS, extreme storms and severe flooding occur more frequently, destroying homes and businesses and causing long term physical and financial damage in many areas of New York State; and

WHEREAS, excessive application of road salt in the North Country corrodes plumbing and contaminates the drinking water of private well owners; and

WHEREAS, corporate polluters dumped the chemical 1,4-dioxane into Long Island's groundwater aquifer over decades, contaminating the Island's only source of drinking water; and

WHEREAS, hundreds of thousands of lead service lines are still buried underground and contaminating drinking water, including in the older, industrial cities of Western New York; and

WHEREAS, harmful algal blooms in the Finger Lakes make swimming dangerous and threaten local economies dependent on tourism; and

WHEREAS, over 2 billion gallons of untreated sewage are discharged annually into the Hudson River, a drinking water source for tens of thousands in the Hudson Valley; and

WHEREAS, overdevelopment has degraded New York State streams and wetlands and left drinking water sources vulnerable to pollution; and

WHEREAS, in recognition that Assemblyman Steve Englebright and Senator David Carlucci sponsored Green Amendment Bills (A.2064/S.2072) which passed the New York State Legislature in April 2019 and stated that: "proposing an amendment to article 1 of the constitution, in relation to the right to clean air and water and a healthful environment"; and

WHEREAS, in recognition that to enact a Green Amendment in the New York State Constitution the above mentioned bill must be passed by the New York State Legislature in 2021 and then be voted on as part of a statewide referendum

NOW THEREFORE BE IT RESOLVED, BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. The Common Council of the City of Kingston hereby supports the Green Amendment Bill (A.2064/S.2072) that passed the New York State Legislature in 2019.

SECTION 2. The Common Council of the City of Kingston supports the second passage of the Green Amendment Bill by the New York State Legislature in 2021 so that the voters may choose whether to add the right to a clean air, water and healthful environment to the Bill of Rights of the State of New York Constitution and that a copy of this Resolution be forwarded to the municipality's State Legislative Delegation.

Submitted to the Mayor this ____ day of _____, 2020

Approved by the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

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THE CITY OF KINGSTON COMMON COUNCIL
PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT: _____

DATE: 9/23/20

Description:

Resolution in support of a
"Green Amendment" to NYS
Constitution
(see attached)

Signature: _____

Motion by

RSC

Seconded by

MH

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
Tony Davis, Chairman <i>Tony Davis</i>	✓	
Patrick O'Reilly, Ward 7	✓	
Rennie Scott-Childress, Ward 3	✓	
Jeffrey Ventura Morell, Ward 1	✓	
Michele Hirsch, Ward 9	✓	



PS+GG

**City of Kingston
Conservation Advisory Council
420 Broadway Kingston, NY 12401
(845) 481-7339**

August 27, 2020

Honorable Andrea Shaut
President/Alderman-at-Large
Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: Green Amendment Resolution

Dear President Shaut,

The Kingston Conservation Advisory Council would like to request that the Kingston Common Council consider adoption of a resolution in support of a bill to amend the New York State constitution to provide a right to clean air, water and a healthful environment, often referred to as the Green Amendment.

In order to amend the constitution, the bill requires passage by two successive elected legislatures. The bill received first passage in the 2019/20 session; second passage can occur in 2021. The Kingston CAC is hoping the City of Kingston can join other municipalities to build enough momentum this year in different regions across the state with the passing of local resolutions to demonstrate support for the second state passage.

Please see a DRAFT Resolution, attached, for your consideration.

Sincerely,

Julie L. Noble, Chair

Members: Elizabeth Broad, Lorraine Farina, Emilie Hauser (Vice-Chair), Kevin McEvoy, Sebastian Pilliteri