



City of Kingston Kingston Common Council
Meeting Agenda
Tuesday, January 7, 2020
7:30 PM
Common Council Chambers
City Hall, 420 Broadway

ACALL TO ORDER

BPLEDGE OF ALLEGIANCE TO THE FLAG

CMOMENT OF SILENCE

DROLL CALL

EAWARDS AND PRESENTATIONS

**FDISPENSE WITH THE READING OF THE MINUTES OF THE PREVIOUS MEETING AND APPROVE SAME
AS PREPARED AND FILED BY THE CITY CLERK.**

GDISPENSE WITH THE READING OF THE GENERAL BILLS

HPUBLIC SPEAKING - *A Maximum of 30 Minutes is Allotted for this Purpose*

ICLAIMS

JCOMMUNICATIONS

KDISPENSE WITH THE SECOND READING OF THE GENERAL BILLS AND PAY SAME

LREPORT OF THE COMMITTEES

- L.1. Proposed Resolutions
Suggested Action: Proposed Resolutions
[RESOLUTIONS JANUARY 2020.pdf](#)
- L.2. Proposed Resolution
[20200107110559.pdf](#)

MLOCAL LAWS

NADJOURNMENT

Kingston Common Council Agenda Item Report

Meeting Date: January 7, 2020

Submitted by: Elisa Tinti

Submitting Department: Common Council

Item Type: Informational Purposes

Agenda Section:

Subject:

Proposed Resolutions

Suggested Action:

Proposed Resolutions

Attachments:

[RESOLUTIONS JANUARY 2020.pdf](#)

RESOLUTION 8 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A 2019 BUDGETARY TRANSFER IN THE OFFICE OF ECONOMIC &
COMMUNITY DEVELOPMENT IN THE AMOUNT OF \$7,500.00 TO COVER THE EXPENSE
OF A CONSULTANT**

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

WHEREAS, the Office of Economic & Community Development has requested a transfer to cover the expense of a consultant:

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:**

SECTION-1. That the sum of \$7,500.00 be transferred as follows;

FROM: A1.6989.23.43389 NYS GRANT \$7,500.00

TO: A16989.14.5411 Consultant \$7,500.00

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

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THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER x _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Economic & Community Development

DATE November 18, 2019

2019 Budgetary Transfer

Description: Transfer from A1 6989 23 43389 – NYS Grant - \$7,500
to A1 6989 14 5411 – Consultants

Financial Impact: none

[Signature]

Motion by AD

Seconded by SS

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 <i>[Signature]</i>	✓	
Reynolds Scott-Childress Ward 3 <i>[Signature]</i>	✓	
Anthony Davis, Ward 6 <i>[Signature]</i>	✓	
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8 <i>[Signature]</i>		

City of Kingston
Office of Economic and Community Development
brobinson@kingston-ny.gov

Steven T. Noble, Mayor



Brenna L. Robinson, Director

November 18, 2019

Dear Council President Noble:

In order to cover a consultant's invoice, I respectfully request the following transfer :

Please transfer from A1 6989 23 43389 – NYS Grant - \$ 7,500.00
to A1 6989 14 5411 – Consultants

This is a reimbursable grant from Greenway.

There is no financial impact from this request. A committee report has been drafted to accompany this request.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Brenna L. Robinson", is written over a faint, circular official stamp.

Brenna L. Robinson

RESOLUTION 9 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A 2019 BUDGETARY TRANSFER IN THE CITY CLERK'S BUDGET TO
BALANCE THE 2019 BUDGET**

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

WHEREAS, the Comptroller has requested a transfer to the 2019 City Clerk/Registrar's budget to balance out the 2019 budget;

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:

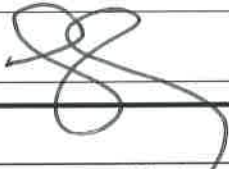
SECTION-1. That the sum of \$36,706.00 be transferred as follows;

FROM:	A1.1010.14.5417	Promo Supplies	\$500.00
	A1.1010.14.5441	Maintenance of Equip.	\$1,000.00
	A1.1410.11.5103	Overtime	\$2,000.00
	A1.1410.14.5462	Dues & Seminars	\$980.00
	A1.1410.14.5471	Service Contracts	\$900.00
	A1.1620.14.5423	Natural Gas	\$6,500.00
	A1.1620.14.5443	Maintenance of Building	\$10,000.00
	A1.1910.14.5430	Multi-Peril Liability	\$4,000.00
	A1.4020.11.5109	Temp. Status Change	\$500.00
	A1.4020.11.5112	Part Time Employees	\$9,128.00
	A1.4020.11.5811	Social Security	\$698.00
	A1.4020.14.5402	Office Supplies	\$500.00
TO:	A1.1010.14.5402	Office Supplies	\$1,000.00

THE CITY OF KINGSTON COMMON COUNCIL

**FINANCE AND AUDIT
COMMITTEE REPORT**

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

DEPARTMENT <u>Comptroller for City Clerk</u>	DATE <u>12/11/19</u>
Description: <u>Request approval of 2019 budgetary transfer totaling \$36,706 per attached.</u>	
Estimated Financial Impact <u>\$0</u>	Signature 

Motion by AD

Seconded by RSC

Action Required:

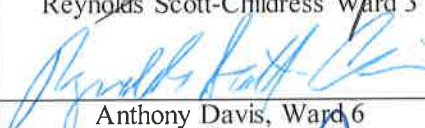
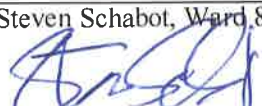
SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

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 	☒	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8 	☒	☐

CITY OF KINGSTON

Office of the City Clerk & Registrar of Vital Statistics

cityclerk@kingston-ny.gov

Steven T. Noble, Mayor
Elisa Tinti, City Clerk & Registrar



Deidre Sills, Deputy Clerk
Susan Mesches, Deputy Registrar

December 5, 2019

Honorable James Noble
Alderman At Large
420 Broadway
Kingston, New York 12401

Dear Mr. President,

I am respectfully requesting a budget transfer in the City Clerk & Registrar's Office to balance the 2019 budget. This transfer will have \$0 financial impact as per attached.

Sincerely,
Elisa Tinti

City Clerk & Registrar
City of Kingston

2019 Budgetary Transfer

<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER FROM</u>	<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER TO</u>
A1-1010-14-5417	PROMOTIONAL SUPPLIES	\$ 500	A1-1010-14-5402	OFFICE SUPPLIES	\$ 1,000
A1-1010-14-5441	MAINTENANCE OF EQUIPMENT	\$ 1,000	A1-1010-14-5405	CODE BOOK	\$ 1,650
A1-1410-11-5103	OVERTIME	\$ 2,000	A1-1010-14-5464	ADVERTISING	\$ 3,000
A1-1410-14-5462	DUES AND SEMINARS	\$ 980	A1-1410-14-5402	OFFICE SUPPLIES	\$ 2,650
A1-1410-14-5471	SERVICE CONTRACTS	\$ 900	A1-1410-11-5112	PART TIME EMPLOYEES	\$ 9,128
A1-1620-14-5423	NATURAL GAS	\$ 6,500	A1-1410-11-5811	SOCIAL SECURITY	\$ 698
A1-1620-14-5443	MAINTENANCE OF BUILDING	\$ 10,000	A1-1410-12-5205	DATA PROCESSING EQUIPMENT	\$ 1,000
A1-1910-14-5430	MULTI-PERIL LIABILITY	\$ 4,000	A1-1620-11-5103	OVERTIME	\$ 750
A1-4020-11-5109	TEMP STATUS CHANGE	\$ 500	A1-1620-14-5486	GENERAL MATERIALS AND SUPPLIES	\$ 3,000
A1-4020-11-5112	PART TIME EMPLOYEES	\$ 9,128	A1-1670-14-5463	POSTAGE	\$ 2,000
A1-4020-11-5811	SOCIAL SECURITY	\$ 698	A1-1910-14-5438	DISABILITY INSURANCE	\$ 7,500
A1-4020-14-5402	OFFICE SUPPLIES	\$ 500	A1-7550-14-5495	MEMORIAL DAY PARADE	\$ 330
			A1-7562-14-5487	CONSTRUCTION MATERIALS	\$ 2,000
			A1-7989-14-5443	MAINTENANCE OF BUILDING	\$ 2,000
		<u>\$ 36,706</u>			<u>\$ 36,706</u>

RESOLUTION 10 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A 2020 BUDGETARY TRANSFER FROM CONTINGENCY TO THE CITY
CLERK'S OFFICE TO COVER THE EXPENSE OF A CONSULTANT FOR THE HVAC
SYSTEM IN CITY HALL**

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

WHEREAS, the City Clerk's Office has requested a transfer from Contingency to cover the expense of a consultant to create a scope of services for the purpose of hiring a mechanical contractor to maintain the HVAC system in City Hall;

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:**

SECTION-1. That the sum of \$7,500.00 be transferred as follows;

FROM: A1.1990.5404 Contingency \$22,750.00

TO: A1.1620.14.5411 Consultant \$22,750.00

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 AUDIT COMMITTEE REPORT

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

DEPARTMENT Comptroller for City Clerk 2020 DATE 12/11/19

Description: Request approval of 2019 budgetary transfer totaling \$22,750 to fund City Hall HVAC consultant per attached.

Estimated Financial Impact \$22,750 Signature [Signature]

Motion by SS

Seconded by RS-C

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 <u>[Signature]</u>	☒	☐
Reynolds Scott-Childress Ward 3 <u>[Signature]</u>	☒	☐
Anthony Davis, Ward 6 <u>[Signature]</u>	☒	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8 <u>[Signature]</u>	☒	☐

CITY OF KINGSTON

Office of the City Clerk & Registrar of Vital Statistics

cityclerk@kingston-ny.gov

Steven T. Noble, Mayor
Elisa Tinti, City Clerk & Registrar



Deidre Sills, Deputy Clerk
Susan Mesches, Deputy Registrar

December 5, 2019

Honorable James Noble
Alderman At Large
420 Broadway
Kingston, New York 12401

Dear Mr. President,

I am respectfully requesting a budget transfer from Contingency in the amount of \$22,750.00 to cover the cost of hiring a consultant to create a scope of services for the purpose of hiring a mechanical contractor to maintain the HVAC system at City Hall.

I would like to request the following transfer:

FROM:	CONTINGENCY	\$22,750.00
TO: A1.1620.14.5411	CONSULTANT	\$22,750.00

Sincerely,
Elisa Tinti

A handwritten signature in dark ink, appearing to read "Elisa Tinti", is written over a faint, circular official stamp.

City Clerk
City of Kingston

November 20, 2019

ENGINEERING SERVICES PROPOSAL

City of Kingston
Engineering Department
City Hall
420 Broadway
Kingston, New York 12401

Attn: Alan Adin
Engineering Technician.

Re: HVAC System Retro-Commissioning

Alan:

This letter is in response to your recent request of proposal for supplementing our current proposal by examining your existing HVAC systems and looking at deficiencies with regards to ventilation, filtration, temperatures, stratification, condensate drainage, moisture carryover and compliance to the original design intent. Our proposal provides for basic retro commissioning (Cx) services which will include information gathering followed by preparation of a deficiencies list and corrective actions in a comprehensive report.

In addition, GPI will provide oversight of the balance and temperature control contractors to accomplish this work. We have incorporated the fees for Mechanical Testing, Inc as the Balance Contractor within this proposal.

We will need assistance from someone familiar with your Temperature Controls to assist the Balance Contractor while they take airflow readings to operate various HVAC components. We will also need them to assist us as by changing various system setpoints in order for us to verify functionality of control sequences.

Our scope of work shall include the following:

I. PROJECT DESCRIPTION – RETRO COMMISSIONING

A. Cx REVIEW AND SCOPE OF WORK

1. GPI will gather and review drawings, specifications, submittals, controls and as-builts available from previous projects.
2. GPI will develop a scope of work for the balancing contractor to perform system readings on all pertinent HVAC systems, to include both airside and waterside systems.
3. GPI will meet with City of Kingston staff and Controls operator to review Energy Management System (EMS) set points, operation and control sequences and develop a scope of work for upgrades or changes to the controls sequence of operation.

B. FUNCTIONAL TESTING

1. With City of Kingston staff assistance, GPI will support and supervise the airflow readings being performed by the balancing contractor.
2. GPI will review the final report from the test and balance contractor to note deficiencies and/or abnormalities.
3. GPI will functionally test the EMS controls assisted by your Controls operator.

C. TESTING AND BALANCING CONTRACTOR SCOPE OF WORK

1. Perform a unit work-up for AH-1, 2 & 3. Unit work-up includes:
 - Total SA/RA/OA airflow via main duct traverse.
 - Motor Info: HP, RPM, Electrical (amps, volts, phase), service factor, BHP.
 - Drive Data: Sheave and belts sizes.
 - Fan data: RPM, current OA/RA damper position.
 - Static pressure profile including temperatures.
 - Record deficiencies.
 - Measure and record the current CFM value for each GRD.
 - Provide Report.
2. Perform a unit work-up for EF-1, 2 & 3. Unit work-up includes:
 - Total EA airflow via main duct traverse.
 - Motor Info: HP, RPM, Electrical (amps, volts, phase), service factor, BHP.
 - Drive Data: Sheave and belts sizes.
 - Fan data: RPM.
 - Static pressure profile.
 - Record deficiencies.
 - Measure and record the current CFM value for each GRD
 - Provide Report.
3. Perform a unit work-up for P-1, 2, 3, 4, & 5. Unit work-up includes:
 - Total GPM via triple duty valve or similar.
 - Total TDH and Impeller size
 - Discharge and Suction Pressure
 - Motor Info: HP, RPM, Electrical (amps, volts, phase), service factor, BHP.
 - Hot water heating supply and return temperatures
 - Measure and record the current pressure and GPM for all circuit setters throughout the building.

D. REPORT

1. GPI will prepare a report as part of the original base project and include commissioning findings, deficiencies, testing results and status of systems as well as recommendations for corrective measures needed.

E. CONTRACT DOCUMENTS

- I. GPI will provide Contract Documents as part of our original base project which will incorporate corrective measures for the selected service contractor to address any determined deficiencies.

II. Additional design services.

A. Hourly Rate

1. Detailed construction cost estimates.
2. Design services outside the scope of the report.
3. Design services beyond bringing your HVAC system back into compliance with the original design documents (eg: adding new systems or components).
4. Construction Administration beyond Bid Phase.

Work required of GPI on items 1 through 4 above shall be billed at the following hourly rates with a mutually agreed Not-To-Exceed amount (where possible) at the time such services are required.

Vice President \$195/hour	Senior Engineer \$175/hr.	Senior Project Manager \$165/hr.
Engineer \$140/hr.	Project Manager \$140/hr.	Senior Designer \$140/hr.
Designer \$120/hour	CADD Drafter \$90/hr.	Admin. Staff \$70/hr.

We propose an Engineering Fee for the above Commissioning Services (Excluding Paragraph II) a fixed fee of Thirty-five Hundred dollars (\$3,500), plus Nine Thousand Two Hundred and Fifty (\$9,250) for the Testing and Balance Contractor's Scope of Work.

We appreciate your considering our firm for this project and the opportunity of allowing us to work with you. If there are any questions regarding this supplemental proposal, please do not hesitate to call.

Respectfully submitted,
Greenman-Pedersen, Inc.



Daniel Hampson, P.E.
Vice President, Director of MEP/FP Engineering

RESOLUTION 11 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A 2020 BUDGETARY TRANSFER OF \$15,000.00 FROM CONTINGENCY
TO KPD TO FUND THE REPLACEMENT OF A ROOF TOP HEAT EXCHANGER FOR CITY
COURT**

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

WHEREAS, the Kingston Police Department has requested a transfer from
Contingency to fund the replacement of a roof top heat exchanger for Kingston
City Court;

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:**

SECTION-1. That the sum of \$15,000.00 be transferred as follows;

FROM:	A1.1990.5404	Contingency	\$15,000.00
TO:	A1.3120.5211	Other Equipment	\$15,000.00

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 AUDIT COMMITTEE REPORT

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

DEPARTMENT: <u>Police</u>	DATE: <u>November 25, 2019</u>
<u>2020 (PAK)</u> Description: Budget transfer for the <u>2019</u> Budget. This is request for transfer from <u>Contingency</u> to our Other Equipment Account to fund the replacement of a rooftop heat exchanger for the City Court.	
Estimated Financial Impact: <u>\$15,000</u>	Signature:

Motion by SS

Seconded by RS-C

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 	✓	
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8 	✓	

CITY OF KINGSTON

Police Department

police@kingston-ny.gov

Egidio F. Tinti, Chief of Police



Steven T. Noble, Mayor

November 25, 2019

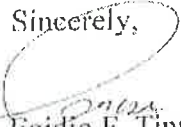
Honorable James Noble
Alderman-at-Large
420 Broadway
Kingston, NY 12401

Dear Mr. Noble,

I am respectfully requesting that you refer this request for a transfer from Contingency to our Other Equipment Account to fund the replacement of a rooftop heat exchanger for the City Court. The current unit is over 18 years old and needs replacement. There is a \$15,000 financial obligation to the City of Kingston regarding this request.

Thank you for your time and consideration in this matter. If you or your committee needs additional information, please do not hesitate to contact me.

Sincerely,


Egidio F. Tinti
Chief of Police
City of Kingston Police Department

EFT/mab

Enclosure

cc: Honorable Steven. T. Noble
Mayor, City of Kingston

John Tuey
City Comptroller

2019 Budget Modification

Account #	Transfer Out of	Transfer Into
Other Equipment A1.3120.5211		\$ 15,000.00 ✓
Contingency Account A1.1990.5404	\$ 15,000.00 ✓	
TOTALS	\$ 15,000.00	\$ 15,000.00

RESOLUTION 12 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A REFUND OF \$259.00 ON A CLAIM BY THOMAS BABCOCK STEMMING
FROM AN INCIDENT OCCURING ON JULY 4, 2019**

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

WHEREAS, a request was made by Tom Babcock for a refund of \$259.00, a
towing fee related to parking during the 4th of July celebration.

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:**

Submitted to the Mayor this ____ day of
_____, 2020

Elisa Tinti, City Clerk

Approved by the Mayor this ____ day of
_____, 2020

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

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THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION X _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT _____ DATE 12/11/19

Description: Authorize refund of \$259.20
on claim by Tom Babcock Babcock stemming
from incident occurring on July 4, 2019

Estimated Financial Impact _____ Signature _____

Motion by RS-C

Seconded by AD

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 <i>DKoop</i>	✓	
Reynolds Scott Childress Ward 3 <i>Reynolds Scott</i>	✓	
Anthony Davis, Ward 6 <i>Anthony Davis</i>	✓	
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8 <i>Steven Schabot</i>	✓	

Thomas Babcock
30 Reynolds Ridge
Bethel, CT 06801

July 10, 2019

Capt. Robert Appleton
New York State Police
1791 US Rte 209
Kingston, NY 12401

Dear Capt. Robert Appleton:

Sir, My name is Tom Babcock. I am 73 years old, a veteran and an AK amputee.

After attending the fireworks in Kingston one week ago I returned to where my car was parked 2 blocks up Broadway on Abeel St. I found my car had been towed from Abeel St. As many other cars were parallel parked in the same area and I saw no signs stating "no parking" I was taken by surprise.

The Kingston Police gave me the contact information for Duke's Towing. Upon calling Duke's Towing, I was informed I could not claim my car until the next day. I reside in Bethel CT and this is a hardship for anyone to be stranded without a car and for myself, an AK amputee.

Fortunately, one Kingston officer stepped forward and introduced me to Trooper James J. Adams. Trooper Adams was successful in persuading Duke's Towing to open their lot allowing me to claim my car. Trooper Adams proceeded to give me a ride to Duke's Towing and wait with me until the towing company arrived and released my car after being compensated \$259.00.

I do not know what the outcome would have been if not for Trooper Adams. He is a remarkable individual who demonstrated compassion and the highest degree of professionalism. Trooper Adams is a tremendous asset for the New York State Police. I will forever be beholding to him.

With highest regards,



Thomas Babcock

RESOLUTION 13 OF 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
TO SET A PUBLIC HEARING ON THE RE-ZONING PETITION FOR THE KINGSTONIAN
PROJECT FOR JANUARY 15th, 2020, AT 6:00PM**

Sponsored By: Laws & Rules Committee: Alderman Shaut, Ventura
Morell, Scott-Childress, Carey

WHEREAS, the Laws & Rules Committee has been charged, pursuant to City of Kingston Code, Section 405-74 to conduct a public hearing with regard to a petition to re-zoning a parcel of property.

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

Submitted to the Mayor this ____ day of
_____, 2020

Elisa Tinti, City Clerk

Approved by the Mayor this ____ day of
_____, 2020

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES COMMITTEE REPORT

DEPARTMENT _____	DATE <u>12/18/2019</u>
Description _____	
Resolution of the Common Council to set a public hearing on re-zoning petition for the Kingstonian project to January 15th at 6pm.	
Signature _____	

Motion by WS

Seconded by R-SC

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____

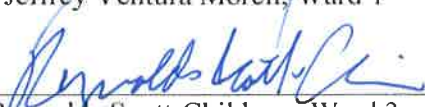
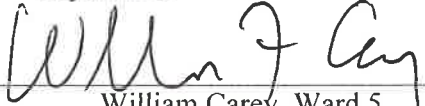
Unlisted Action _____

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>
 Andrea Shaut, Chairman	✓	
 Jeffrey Ventura Morell, Ward 1	✓	
 Reynolds Scott-Childress, Ward 3	✓	
 William Carey, Ward 5	✓	
Patrick O'Reilly, Ward 7		

RESOLUTION 14 OF 2020

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO PARKING ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, ADDING HANDICAP PARKING ON EAST UNION STREET

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

WHEREAS, In the best interest of safety and the needs of residents, parking on the street must be regulated

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

SECTION-1. ARTICLE 7, SECTION 390-57. "HANDICAP PARKING" is hereby amended by ADDING the following:

Handicap Parking and signage at 251 East Union Street.

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

SECTION-3. This resolution shall take place immediately.

Submitted to the Mayor this ____ day of _____, 2020

Elisa Tinti, City Clerk

Approved by the Mayor this ____ day of _____, 2020

Steven T. Noble, Mayor

Adopted by Council on _____, 2020

Tinti, Elisa

From: Schultheis, John
Sent: Tuesday, November 26, 2019 12:15 PM
To: Tinti, Elisa
Subject: FW: Handicapped Parking

fYI

From: STEVEN SCHABOT [mailto:SSCHABOT@hvc.rr.com]
Sent: Saturday, November 23, 2019 9:47 AM
To: Schultheis, John <jschultheis@kingston-ny.gov>
Cc: Norman, Edward <enorman@kingston-ny.gov>
Subject: FW: Handicapped Parking

Resending – doesn't appear to have gone out from my computer.
Steve

From: STEVEN SCHABOT <SSCHABOT@hvc.rr.com>
Sent: Thursday, November 14, 2019 8:47 PM
To: 'James Noble (jnoble39@aol.com)' <jnoble39@aol.com>; 'Noble, James' <jnoble@kingston-ny.gov>
Cc: 'jschultheis@kingston-ny.gov' <jschultheis@kingston-ny.gov>
Subject: Handicapped Parking

Handicapped parking request:
251 East Union Street

#4849801
Exp. 5/23

RESOLUTION 15 OF 2020

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO PARKING ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, ADDING HANDICAP PARKING ON THIRD AVENUE.

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

WHEREAS, In the best interest of safety and the needs of residents, parking on the street must be regulated

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

SECTION-1. ARTICLE 7, SECTION 390-57. "HANDICAP PARKING" is hereby amended by ADDING the following:

Handicap Parking and signage at 47 Third Ave.

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

SECTION-3. This resolution shall take place 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

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT	DATE
Description	
Adding handicap parking at 47 3 rd Ave	
(As appropriate, always give cross streets: North, South, East, West directions; and Vehicle & Traffic Section from City of Kingston Code Book)	
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>
Steve Schabot, Chairman		
Jeffrey Ventura Morell, Ward 1		
Reynolds Scott-Childress, Ward 3		
Rita Worthington, Ward 4		
Douglas Koop, Ward 2		

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Tinti, Elisa

From: noreply-kingston@qscend.com
Sent: Thursday, October 31, 2019 11:54 AM
To: Alderman
Subject: Service Request #31566 (Handicap Requests) Notification - City of Kingston, NY

City of Kingston, NY

The service request ID 31566 filed on 10/22/2019 11:46 AM has not been addressed within the allotted time.

Date/Time 10/31/2019 11:53 AM

User admin

Comments Notification of service request escalation sent to Alderman

ID 31566

Date/Time 10/22/2019 11:46 AM

Type Handicap Requests

Address 47 3rd Ave, Kingston

Comments There is currently "no parking" on Ms. Charmello's side of the street so she is requesting handicap parking only signs to be placed up directly across from her residence.

City of Kingston, NY

RESOLUTION 16 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, RECOMMENDING APPROVAL FOR ADDING WATER DEPARTMENT CHARGES TO THE 2020 PROPERTY TAX BILLS

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

WHEREAS, the Water Department has a list of unpaid invoices for various properties within the City of Kingston for outstanding water and sewer charges incurred during the year 2019; and

WHEREAS, the Water Department has billed the property owners and notified them that the charges would be added to the 2020 General Taxes if not paid, per the Code of the City of Kingston.

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

SECTION 1. That the attached charges totaling \$852,390.13 be added to the 2020 Tax Roll.

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 <u>X</u> _____	BUDGET MODIFICATION _____	BONDING REQUEST _____
CLAIMS _____	ZONING _____	OTHER _____

DEPARTMENT <u>Comptroller for Water Dept</u>	DATE <u>12/11/19</u>
Description: <u>Request approval to relevy all outstanding water and sewer charges onto the</u> <u>City's 2020 tax bills. Amount estimated at \$852,390.13 as per attached.</u>	
Estimated Financial Impact <u>\$0</u>	Signature _____

Motion by AD

Seconded by SS

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 <i>D. Koop</i>	☒	☐
Reynolds Scott-Childress, Ward 3 <i>Reynolds Scott-Childress</i>	☒	☐
Anthony Davis, Ward 6 <i>Anthony Davis</i>	☒	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8 <i>Steven Schabot</i>	☒	☐



KINGSTON WATER DEPARTMENT
PO BOX 1537, CITY OF KINGSTON, NY 12402

November 19, 2019

City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Honorable Members of the Common Council:

Pursuant to the Charter of the City of Kingston, New York, Chapter 16-5 and
Section 395-29 of the Administrative Code of the City of Kingston, NY:

C16-5:

Water charges shall be a lien upon real estate until paid. Annually, before December 1, the Board of Water Commissioners shall transmit a statement to the Common Council of water charges in arrears for more than three months, with a description of the affected property. The Common Council, upon receipt of the statement, shall cause such unpaid charges, with 6% thereon, to be levied in addition to the general city tax at the time of the next levy, and such charges may be enforced in the same manner as provided in the City Charter for the collection of property taxes. Unpaid water charges remaining unpaid for a prescribed period of time subject the affected property to tax foreclosure. The Comptroller will pay the Water Commissioners for unpaid water charges on or before June 10 in each year.

S395-29:

In the event that water rents are in arrears for more than three months, the water rents and interest and charges thereon shall become a lien upon the real estate against which the water rents shall have been laid, levied or charged.

A copy of the unpaid water and sewer charges that are to be re-levied on the 2020 general tax bills is attached.

Respectfully submitted,


Judith A. Hansen,
Superintendent

Cc: John Tuey, Comptroller



KINGSTON WATER DEPARTMENT
PO BOX 1537, CITY OF KINGSTON, NY 12402

THE FOLLOWING IS A LIST OF ALL **UN-PAID** WATER CHARGES DUE THE
KINGSTON WATER DEPARTMENT AS OF: November 19, 2019

WHICH WILL BE RELEVIED ONTO THE **2020 GENERAL TAX BILLS:**

WATER	AMOUNT	PENALTY	TOTAL
	\$327,913.82	\$33,371.26	\$ 361,285.08
TOTALS	\$327,913.82	\$33,371.26	\$ 361,285.08

PLEASE NOTE:

50% SEWER USAGE FEE PENALTY
DUE FROM COMPTROLLER:

\$20,265.25

TOTAL AMOUNT DUE KINGSTON WATER DEPARTMENT FROM COMPTROLLER'S OFFICE:	\$ 381,550.33
--	---------------

SEWER TOTALS RELEVIED ONTO THE **2020 GENERAL TAX BILLS:**

SEWER	AMOUNT	50% SEWER FEE	6% ADMIN FEE	TOTAL
	\$402,321.70	\$20,265.26	\$48,252.84	\$470,839.80
TOTALS	\$402,321.70	\$20,265.26	\$48,252.84	\$ 470,839.80

TOTAL SEWER: \$ 470,839.80

GRAND TOTAL SEWER & WATER \$ **852,390.13**

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING SECTION 390-101, SCHEDULE XVIII, ALTERNATE SIDE PARKING OF THE KINGSTON CITY CODE ON MAIDEN LANE COMMENCING AT 9:00 AM

Sponsored By: Public Safety/General Government Committee:
Alderman: Schabot, Ventura Morell, Shaut,
Worthington, Koop

WHEREAS, a request has been made to amend Alternate Side Parking on Maiden Lane – South – on Tues., Thurs., Sat., Sun., from Green Street to Clinton Avenue 9:00 a.m. to 9:00 a.m. the next day; and

WHEREAS, it is in the best interests of the City to amend the Alternate Side Parking on Maiden Lane – South – on Tues., Thurs., Sat., Sun., from Green Street to Clinton Avenue from 9:00 a.m. to 9:00 a.m. the next day.

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 390-101, Schedule XVIII, Alternate Side Parking, amending Alternate Side Parking on Maiden Lane – South – on Tues., Thurs., Sat., Sun., from Green Street to Clinton Avenue from 9:00 a.m. to 9:00 a.m. the next day.

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

SECTION 3. This ordinance shall take effect immediately after 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

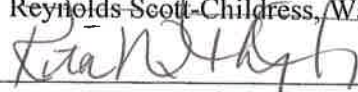
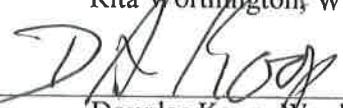
17

Motion by RW

Seconded by BS

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

Positive Declaration of Environmental Significance:

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Steve Schabot, Chairman	✓	
 Jeffrey Ventura Morell, Ward 1	✓	
 Andre Stant, Ward 9	✓	
Reynolds Scott-Childress, Ward 3 	✓	
Rita Worthington, Ward 4 	✓	
Douglas Koop, Ward 2		

Name of Street	Side	Days and Hours	Location
Lucas Avenue [Added 10-7-1986]	South	Mon., Wed., Fri., 9:00 a.m. to 8:00 a.m. the next day	From a point 100 feet east of Voorhees Avenue extended west to a point 100 feet west of Boulder Avenue extended
Maiden Lane	North	Mon., Wed., Fri., 10:00 a.m. to 10:00 a.m. the next day	From Green Street to Clinton Avenue
Maiden Lane [Added 6-7-2011, approved 6-8-2011]	North	Mon., Wed., Fri., 9:00 a.m. to 9:00 a.m. the next day	Between Wall Street and Fair Street
Maiden Lane	South	Tues., Thurs., Sat., Sun., 10:00 a.m. to 10:00 a.m. the next day	From Green Street to Clinton Avenue
Maiden Lane [Added 6-7-2011, approved 6-8-2011]	South	Tues., Thurs., Sat., Sun., 9:00 a.m. to 9:00 a.m. the next day	Between Wall Street and Fair Street
North Front Street [Added 2-3-2011]	East	Fri., 1:00 a.m. to 8:00 a.m.	Between Wall Street and Crown Street
North Front Street [Added 2-3-2011]	West	Thurs., 1:00 a.m. to 8:00 a.m.	Between Wall Street and Crown Street
Pine Street	East	Mon., Wed., Fri., 10:00 a.m. to 10:00 a.m. the next day	From St. James Street to Maiden Lane
Pine Street	West	Tues., Thurs., Sat., Sun., 10:00 a.m. to 10:00 a.m. the next day	From St James Street to Maiden Lane
Prince Street [Added 5-5-2009]	North	Mon. 10:00 a.m. to Thurs. 10:00 a.m.	Entire length
Prince Street [Added 5-5-2009]	South	Thurs. 10:00 a.m. to Mon. 10:00 a.m.	Entire length

RESOLUTION 18 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, ESTABLISHING A GENERAL FUND CAPITAL RESERVE TO BE USED FOR DIETZ STADIUM IMPROVEMENTS

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

WHEREAS, paragraph 12 of the September 19, 2019, Intermunicipal Agreement between the City of Kingston and the Kingston City School District regarding management and control of Dietz Stadium states that any money remaining the Dietz Stadium Commission account(s) will be maintained in a capital reserve fund by the City of Kingston, to be used only for maintenance, repairs and improvements to Dietz Stadium

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

SECTION 1. That pursuant to Section 6-e of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as Dietz Stadium Improvements Reserve Fund (hereinafter "Reserve Fund"). The purpose of this Reserve Fund is to accumulate moneys for the maintenance, repairs and improvements to Dietz Stadium.

SECTION 2. That the Comptroller of the City of Kingston is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Comptroller may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the City of Kingston. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Comptroller shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows that date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund, and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Common Council a detailed report of the operation and condition of the Reserve Fund.

SECTION 3. Except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditures shall be made from this Reserve Fund without the approval of the Common Council and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law and any other law.

SECTION 4 . 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

**FINANCE AND AUDIT
COMMITTEE REPORT**

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

DEPARTMENT <u>Comptroller</u>	DATE <u>12/11/19</u>
Description: <u>Pursuant to paragraph 12 of the 9/19/19 Intermunicipal Agreement between the</u> <u>City of Kingston and the Kingston City School District regarding the management and control</u> <u>control of Dietz Stadium, hereby approve the establishment of a General Fund Capital</u> <u>Reserve to be used for Dietz Stadium improvements. The reserve will be funded by any</u> <u>remaining monies in the Dietz Commission bank accounts, plus or minus any adjustments</u> <u>for outstanding expenses and revenues paid/collected after dissolution date of 10/31/19.</u>	
Estimated Financial Impact <u>\$0</u>	Signature _____

Motion by SS

Seconded by RS-C

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 <i>D Koop</i>	☒	☐
Reynolds Scott-Childress Ward 3 <i>Reynolds Scott-Childress</i>	☒	☐
Anthony Davis, Ward 6 <i>Anthony Davis</i>	☒	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8 <i>Steve Schabot</i>	☒	☐

**INTERMUNICIPAL AGREEMENT
BY AND BETWEEN
THE KINGSTON CITY SCHOOL DISTRICT
AND
THE CITY OF KINGSTON**

This Agreement is made and effective as of September 19, 2019, between the Kingston City School District, a school district of the State of New York, with offices at 61 Crown Street, Kingston, New York 12401 (hereinafter the "School District") and the City of Kingston, a municipal corporation of the State of New York, with offices at 420 Broadway, Kingston, New York 12401 (hereinafter the "City").

WITNESSETH:

WHEREAS, municipal corporations are authorized, pursuant to both Article 9, §1 of the State Constitution and Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

WHEREAS, Article 5-G of the General Municipal Law specifically authorizes and encourages municipal corporations to enter into agreements with each other in order to provide cooperatively, jointly, or by contract any facility, service, activity, or undertaking which each participating municipal corporation has the power to provide separately; and

WHEREAS, the School District and the City each currently owns one-half interest in Dietz Stadium, located at 170 North Front Street and 51-65 Joys Lane, Kingston, New York; and

WHEREAS, the School District voters authorized the School District's Board of Education to convey the School District's interest in Dietz Stadium to the City of Kingston at the Annual Meeting on May 16, 2018, for no consideration and upon such terms and conditions as determined by the School District's Board of Education; and

WHEREAS the School District's Board of Education believes that the School District should have first priority in the use of Dietz Stadium for School District athletics and activities; and

WHEREAS, the respective governing boards of the Kingston City School District and the City of Kingston have determined that it is in their mutual best interests to enter into this agreement for the purpose of transferring management and capital control to the City, and the City providing guarantees to the School District that it may use Dietz Stadium on the same basis as it currently uses Dietz Stadium for the benefit of students of the School District and the school community on a continued basis;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and compliance with the terms and conditions specified herein, the School District and the City hereby agree to the following:

1. The School District agrees to convey to the City of Kingston the School District's management and capital control in Dietz Stadium after this Intermunicipal Agreement has been approved by the governing body of the School District and the City, and executed by authorized representatives of both parties.
2. This Agreement shall remain in effect for an initial period of five (5) years, commencing September 1, 2019 and terminating on August 31, 2024 and will automatically renew for additional five (5) year terms unless terminated by either party upon at least twelve (12) months written notice to the other party prior to the commencement of each five year term. The parties agree that in the event that the City terminates this Agreement unilaterally, or defaults in any material provision of this Agreement, particularly the provision regarding the School District having first priority use of Dietz Stadium for School District athletics, events and activities, the Dietz Stadium Commission shall be reinstated with the same membership that existed as of the last time the Dietz Stadium Commission held a meeting and, at the School District's option, management of Dietz Stadium shall revert to the Dietz Stadium Commission.
3. In consideration for the conveyance by the School District of its management and capital control in Dietz Stadium to the City of Kingston, the City agrees:
 - a. That the School District's programs, activities and events, as described herein, shall have first priority for use of Dietz Stadium.
 - b. To allow the School District to use Dietz Stadium for School District athletics and band activities and J. Watson Bailey Middle School physical education program needs, at no cost except as set forth herein, as detailed in Attachment A:

The schedule of the School District's use of Dietz Stadium for each school year will be provided to the City each school year, in September and January, and updated as needed. Ultimately, any scheduling conflicts will be resolved by the City, with the School District having first priority for use of Dietz Stadium.

- c. To allow the School District to use Dietz Stadium for Sectional games, contests and competitions, which it will manage, and other special activities and events in coordination with the City.
 - d. When the School District uses Dietz Stadium and charges attendees an entrance fee, which includes sectional and other School related athletic events, the School District will be entitled to collect and receive such entrance fees. The City may impose an additional "per-ticket" fee or surcharge for stadium events, other than for the School District's regularly scheduled athletic events, which fee or surcharge shall not exceed \$2.00 per ticket. In such event, the School District, or their designee will collect and remit those fees to the City. The City will be entitled to collect and receive all other fees imposed for Dietz Stadium usage.
4. The School District will budget and pay the City annually on or before December 1st with such funds to be used for the maintenance and upkeep of Dietz Stadium. The annual payment due December 1, 2019 will be \$95,000 and will increase 2% per year thereafter. The School District will be responsible for the purchase and maintenance of portable equipment used for school activities. The School District has provided a list of assets (Attachment B) currently owned by the district that will continue to be owned and maintained by the School District and will be provided storage space at Dietz Stadium for said equipment. The School District agrees to continue to pay for any current bond payments it is responsible for related to the stadium.
5. The School District agrees to fund 50% of all locally funded capital design and construction costs incurred by the City of Kingston through the end of this agreement. This would include 50% of local matches required for various capital grants awarded to the City of Kingston. It would also include 50% of principal and interest payments on debt issued during the term of this agreement for capital design and construction costs. The School District's responsibility for funding 50% of principal and interest payments on debt issued during the term of this agreement shall continue until the debt is fully repaid and would extend beyond expiration of the agreement. On January 1st of each year, the City will submit an invoice to the School District for its share of capital design and construction costs for the previous calendar year." (an example would be if City receives \$1 million dollar grant, and it requires \$200,000 match. The School District will reimburse the City, \$100,000.)
6. If security personnel are required for any special School District event or managed activity, the School District will provide such security personnel at its own cost.

7. The City Recreation Superintendent and the District's Director of Athletics and/or the Director of Facilities shall consult with each other prior to scheduling to avoid conflicts.
8. The School District and the City will meet once a month to discuss Dietz Stadium and the City will allow the Superintendent of Schools and a Board Member representative to serve as Liaisons to the Kingston Recreation Commission, an advisory board that provides guidance and input on parks and recreation matters within the City of Kingston.
9. Upon ratification of this agreement, the City of Kingston will no longer be responsible for managing/scheduling Gruner Field, located in the Town of Ulster during the Summer Months and will revert back to the Kingston City School District for year round management and scheduling.
10. The School District and the City shall each maintain, at their respective expense, comprehensive public liability and property damage insurance in the amount of at least \$2,000,000.00 for personal injury and \$1,000,000.00 for property damage and provide proof of such coverage to the other party. Such liability policy should be placed with a carrier that is rated at least an A- under A.M. Best for financial strength. The insurance policies will name the School District and the City, respectively, as an additional insured on the other party's insurance policy and provide a certificate of insurance evidencing such coverage. The insurance shall remain in force at all times during the term of this Agreement, and any renewal hereof, and shall provide for any notice of cancellation to be sent to the other party at least twenty (20) days prior to any cancellation.
11. Both the School District and the City agree to mutually indemnify and hold harmless one another and their respective officers, employees, volunteers, and agents for all third party claims, damages, losses, and expenses including but not limited to reasonable attorney's fees resulting from bodily injury and physical injury to property loss of use thereof caused by the School District's or the City's own negligence arising out of the subject matter of this Intermunicipal Agreement.
12. Upon approval of this Agreement by the governing bodies of the School District and the City, the Dietz Stadium Commission will be dissolved. Any money remaining in the Dietz Stadium Commission account(s) will be maintained in a capital reserve fund by the City of Kingston, to be used only for maintenance, repairs and improvements to Dietz Stadium. Additionally, all other assets, excluding assets covered in Attachment B and liabilities not covered by this document, will be transferred to the City of Kingston.

13. Any notices, demands or other writings required to be given under this Intermunicipal Agreement precedent to any action by either party shall be deemed to have been given, made or sent when in writing and deposited in United States Mail by certified mail, return receipt requested or Express Mail, with postage paid thereon, or by paid overnight delivery service and addressed as follows, unless notice has been provided to the other party of a change of address:

To the School District: Kingston City School District
 21 Wynkoop Place
 Kingston, New York 12401
 Attn: Superintendent of Schools;

To the City: City of Kingston
 420 Broadway
 Kingston, New York 12401
 Attn: Mayor.

14. Both parties shall comply with all applicable federal, state and local laws and ordinances relating to their operation and use of the property.
15. This Agreement may only be modified, amended or terminated by an instrument in writing, duly executed and acknowledged by the authorized representative of each party, after approval by the governing body of each party.
16. In the event a dispute arises as to the responsibilities of the parties under the terms of this Agreement or as to the performance or nonperformance of the parties of the terms, conditions and covenants of this Agreement, the parties' sole remedy shall be upon application to a court of competent jurisdiction in Ulster County, New York. Any dispute arising under this Agreement shall be adjudicated under the laws of the State of New York.
17. If any provision of this Agreement is deemed to be invalid or inoperative for any reason, that part shall be deemed modified to the extent necessary to make it valid or operative, or lawful, pursuant to the laws of the State of New York, or if it cannot be so modified, then severed and the remainder of the contract shall continue in full force and effect as in the contract had been signed or filed with the designated filing agent with the invalid portion so modified or eliminated.
18. The parties agree that this writing represents the entire Agreement between them and that there are no oral or collateral agreements or understandings of any kind or character

except those contained herein. Neither this Agreement nor any term or provision hereof may be changed, waived, discharged or terminated orally, or in any manner other than by instrument in writing, signed by the parties or their duly authorized agents.

19. That the Mayor of the City of Kingston has executed this Agreement pursuant to Resolution No. 204 of 2019 of the City Council duly adopted by the City Council at a meeting thereof held on the 1st day of October, 2019.

20. That the Board President of the Kingston City School District has executed this Agreement pursuant to Resolution BOE20 of 2019-2020 of the Board of Education of the School District at a meeting thereof held on the 18th day of September, 2019.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed at the dates indicated below.

KINGSTON CITY SCHOOL DISTRICT

CITY OF KINGSTON

BY: 
JAMES SHAUGHNESSY, JR.
PRESIDENT
BOARD OF EDUCATION

BY: 
STEVE NOBLE, MAYOR

Dated: Oct 11, 2019

Dated: Oct 31, 2019

RESOLUTION 19 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE ADOPTION OF A BOND ORDINANCE FOR THE ADDITIONAL SUM OF \$170,000.00 FOR INCREASED CONSTRUCTION COST OF THE WESTBROOK LANE STORM SEWER PROJECT

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

WHEREAS, a request for additional bonding is being made in the sum of \$170,000.00 for increased construction costs of the Westbrook Lane Storm Sewer Project; and

WHEREAS, the sum of \$265,000.00 for this Project was previously authorized by Resolution 95 of 2018; and

WHEREAS, bids for the work were received, but no contract was awarded and it is now necessary to re-bid the work; and

WHEREAS, plans are being made to construct drainage improvements at a second location on Hurley Avenue, with the new plan being to bid the two projects together as one contract; and

WHEREAS, as a result of the change in the Project, the Project name should be changed from Westbrook Lane Storm Sewer to Westbrook Lane & Hurley Avenue Storm Sewer Project.

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 an additional amount of \$170,000.00 be provided through General Municipal bonding for increased construction costs for the Westbrook Lane & Hurley Avenue Storm Sewer Project.

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

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION X
ZONING _____

TRANSFER _____
BONDING REQUEST X
OTHER _____

DEPARTMENT Engineering DATE 12/11/2019

Description: Please increase authorized borrowing from \$265,000 to \$435,000, and change the project name to Westbrook Lane and Hurley Avenue Storm Sewer

Estimated Financial Impact \$170,000 Signature [Signature]

Motion by AD

Seconded by SS

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 <u>[Signature]</u>	☒	☐
Reynolds Scott-Childress Ward 3 <u>[Signature]</u>	☒	☐
Anthony Davis, Ward 6 <u>[Signature]</u>	☒	☐
Patrick O'Reilly, Ward 7 <u>[Signature]</u>	☐	☐
Steven Schabot, Ward 8 <u>[Signature]</u>	☒	☐

Fins

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

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



Steven T. Noble, Mayor

October 16, 2019

Mr. James L. Noble, Jr., Alderman-At-Large, President of the Common Council
Kingston City Hall
420 Broadway
Kingston, New York 12401

RE: Westbrook Lane and Hurley Avenue Storm sewer projects

Dear President Noble:

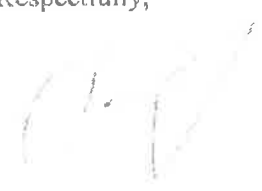
Borrowing totaling \$265,000.00 for the Westbrook Lane storm sewer project was authorized by resolution 958 of 2018. We received bids for the work in 2018 but did not award a contract. It is now necessary to re-bid the work. Further, we now plan to construct drainage improvements at a second location, on Hurley Avenue. We plan to bid the two projects together as one contract. I expect that the costs may be as follows:

- | | |
|---|--------------|
| • Westbrook Lane drainage improvements: | \$275,000.00 |
| • Hurley Avenue drainage improvements: | \$160,000.00 |
| • Total | \$435,000.00 |

Therefore I am requesting to increase the authorized borrowing from \$265,000 to \$435,000, and to change the project name from Westbrook Lane Storm Sewer to Westbrook Lane & Hurley Avenue Storm Sewer.

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

Respectfully,


John M. Schultheis, P.E.
City Engineer

Cc: Steve Noble, Mayor
Douglas Koop, Chair, Finance Committee
John Tuey, Comptroller

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BOND ORDINANCE DATED DECEMBER 3, 2019.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$170,000 BONDS OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE CONSTRUCTION, INSPECTION AND ADMINISTRATION OF THE WESTBROOK LANE STORM SEWER PROJECT, AND TO EXPAND THE PURPOSE TO INCLUDE THE HURLEY AVENUE STORM SEWER PROJECT, IN AND FOR SAID CITY.

BE IT ORDAINED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Kingston, Ulster County, New York, as follows:

Section 1. For the object or purpose of paying part of the cost of construction, inspection and administration of the Westbrook Lane Storm Sewer Project, including the Hurley Avenue Storm Sewer Project, and incidental expenses in connection therewith, in and for the City of Kingston, Ulster County, New York, there are hereby authorized to be issued an additional \$170,000 bonds pursuant to the provisions of the Local Finance Law. Said specific object or purpose is hereby authorized at the new maximum estimated cost of \$435,000.

Section 2. The plan for the financing of such \$435,000 maximum estimated cost is as follows:

- a) By the issuance of the \$265,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond ordinance dated May 1, 2018; and
- b) By the issuance of the additional \$170,000 bonds of said City herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Kingston, Ulster County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, the date, denominations, maturities and interest payment dates, and also including the consolidation with other issues, shall be determined by the City Comptroller. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 10. This ordinance, which takes effect immediately, shall be published in summary form in The Daily Freeman, which is hereby designated as the official newspaper of said City for such purpose, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

CERTIFICATION

STATE OF NEW YORK)
) ss.
COUNTY OF ULSTER)

I, the undersigned Clerk of the City of Kingston, in the County of Ulster, New York (the "Issuer"),
DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 3rd day of December, 2019.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Common Council of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Common Council.
5. That all members of the Common Council of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (***the meeting at which the proceeding was adopted***) was caused to be given PRIOR THERETO in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this

_____ day of ~~December, 2019~~

JANUARY, 2020

City Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond ordinance, summary of which is published herewith, has been adopted on December 3, 2019, and the validity of the obligations authorized by such ordinance may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Kingston, Ulster County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the ordinance summarized herewith is available for public inspection during regular business hours at the Office of the City Clerk for a period of twenty days from the date of publication of this Notice.

Dated: Kingston, New York,

10-7-0
2019

City Clerk

BOND ORDINANCE DATED DECEMBER 3, 2019.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$170,000 BONDS OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE CONSTRUCTION, INSPECTION AND ADMINISTRATION OF THE WESTBROOK LANE STORM SEWER PROJECT, AND TO EXPAND THE PURPOSE TO INCLUDE THE HURLEY AVENUE STORM SEWER PROJECT, IN AND FOR SAID CITY.

Specific object or purpose:	Westbrook Lane Storm Sewer Project, including the Hurley Avenue Storm Sewer Project
Period of probable usefulness:	40 years
Revised maximum estimated cost:	\$435,000
Amount of obligations to be issued pursuant to this ordinance:	\$170,000 bonds/\$265,000 bonds previously authorized

Such ordinance pledges the full faith and credit of the City to the payment of the obligations authorized to be issued and delegates to the City Comptroller, the Chief Fiscal Officer, the power to authorize the issuance of and to sell such obligations. Additionally, such ordinance contains the estoppel clause provided for by Section 80.00 of the Local Finance Law and authorizes such ordinance, after taking effect to be published in summary form in the official newspaper, together with a notice of the City Clerk, in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing ordinance was duly put to a vote on roll call, which resulted as follows:

_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____
_____	VOTING _____

The ordinance was thereupon declared duly adopted.

* * * * *

ADDITIONAL MONEY BOND ORDINANCE

At a regular meeting of the Common Council of the City of Kingston, Ulster County, New York, held
at the Common Council Chambers, City Hall, 420 Broadway, in said City, on the ~~3rd~~ ^{7th} day of ~~December, 2018,~~ ^{January, 2020}
at _____ o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon
roll being called, the following were

PRESENT:

ABSENT:

The following ordinance was offered by Alderman _____, who moved its
adoption, seconded by Alderman _____, to-wit:



Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019-6142

+1 212 506 5000
orrick.com

Thomas E. Myers

E tmyers@orrick.com
D +1 212 506 5212
F +1 212 506 5151

November 27, 2019

VIA E-MAIL (jtuey@kingston-ny.gov)

Mr. John Tuey
City Comptroller
City of Kingston
City Hall, 420 Broadway
Kingston, New York 12401

Re: City of Kingston, Ulster County, New York
Westbrook Lane Storm Sewer Project – Additional \$170,000 Bonds
Orrick File: 42394-2-79

Dear John:

In accordance with your recent request, we have prepared and enclose herewith a draft form of bond ordinance relating to the above matter for adoption by the Common Council.

Please see that this ordinance is adopted by the affirmative vote of at least two-thirds of the entire voting strength of the Common Council. After adoption, the summary Legal Notice of Estoppel of the ordinance, a form of which is enclosed herewith for your convenience, should be published once in the official newspaper of the City.

When available kindly furnish us with the following:

- (a) A certified copy of the enclosed ordinance; and
- (b) An original printer's affidavit of publication of the Legal Notice of Estoppel thereof.

Please do not hesitate to call if you have any questions.

With best wishes,

Very truly yours,

Tom

Thomas E. Myers
TEM/zmt
Enclosures

RESOLUTION 21 of 2020

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING ADOPTING A BOND ORDINANCE IN THE SUM OF \$15,000,000.00 TO FUND THE
COOPER LAKE DAM AND INTAKE REMEDIATION PROJECT, SPECIFICALLY FOR PHASE III,
DAM REMEDIATION**

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

WHEREAS, since the promulgation of the new Dam Safety regulations in 2009, the Board of Water Commissioners and the staff of the Department has been working with consultants to bring the dam and west dike at Cooper Lake Reservoir into compliance; and

WHEREAS, this Project will be divided into three phases and it is anticipated that this project will cost approximately \$15 million and take two years to complete; and

WHEREAS, it is requested that the Common Council consider authorizing bonding in an amount not to exceed \$15 million for the Cooper Lake Dam and Intake Remediation Project, which is included in this request previous authorizations, \$800,000 on February 6, 2018 and \$7,000,000 on September 10, 2019 and for this request the sum of \$7,200,000 for Phase III – Dam Remediation.

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 adopting a bond in an amount not to exceed \$15,000,000.00 to fund a portion of the Cooper Lake Dam and intake remediation, specifically for Dam Remediation - Phase III.

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

DEPARTMENT Water Department DATE 12/2/2019

Description: Request for bonding authorization in the amount of \$15,000,000 to fund the Cooper Lake Dam and Intake Remediation Project. Included within this authorization are previous ordinances (\$800,000 for Design -- 2/6/18 and \$7,000,000 for Phase I & II -- 9/10/19). The additional authorization is related to Phase III -- Dam Remediation.

Estimated Financial Impact \$7,200,000 Signature [Signature]

Motion by AD

Seconded by RS-C

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: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
Douglas Koop, Chairman <u>[Signature]</u>	☒	☐
Reynolds Scott-Childress, Ward 3 <u>[Signature]</u>	☒	☐
Anthony Davis, Ward 6 <u>[Signature]</u>	☒	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8 <u>[Signature]</u>	☒	☐

Commissioners
Dennis Croswell
President
Robert Niedzielski
Secretary
Margaret Gruner
Joanne V. Seche
Harold Goldman



Steven Noble
Mayor

Judith A. Hansen
Superintendent

Kingston Water Department

PO Box 1537
Kingston, N.Y. 12402

Hon. James Noble, Jr.
Common Council of the City of Kingston
420 Broadway
Kingston, NY 12401

RE: Request for Approval for Bond for Cooper Lake Dam and Intake Remediation

Dear President Noble:

Since the promulgation of the new Dam Safety regulations in 2009, the Board of Water Commissioners and the staff of the Department has been working with our consultants to bring the dam and west dike at Cooper Lake Reservoir into compliance with these regulations. We anticipate that construction will begin in early 2020. This project will be divided into three phases:

- Phase 1: Construction of Temporary Interconnection with the Ashokan Reservoir
- Phase 2: Construction of a new Water Supply Intake
- Phase 3: Dam Remediation

At present, we anticipate that this project will cost approximately \$15 million and take 2 years to complete.

On behalf of the Board of Water Commissioners, I respectfully request that the Common Council consider authorizing bonding in an amount not to exceed \$15 million for the Cooper Lake Dam and Intake Remediation. Included within this are previous authorizations, \$800,000 – 2/6/2018 and \$7,000,000 – 9/10/2019.

In advance, I thank you for your kind consideration and Department staff is available to meet with the Council to answer questions and provide additional information.

Sincerely,


Matthew W. Dysard
Business Manager

cc: Judith Hansen, Superintendent
Elisa Tinti, Clerk

Kingston Common Council Agenda Item Report

Meeting Date: January 7, 2020

Submitted by: Elisa Tinti

Submitting Department: Common Council

Item Type: Informational Purposes

Agenda Section:

Subject:

Proposed Resolution

Suggested Action:

Attachments:

[20200107110559.pdf](#)

RESOLUTION 23 of 2020

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR OF THE CITY OF KINGSTON TO ALLOW THE ARBITRATION PANEL TO FINALIZE THE TERMS OF A FOUR (4) YEAR AWARD WITH THE KINGSTON POLICE BENEVOLENT UNION

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

WHEREAS, it is in the best interests of the City of Kingston to allow an Arbitration Panel to finalize the terms of a four (4) year award with the Kingston Police Benevolent Union; and

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 Mayor of the City of Kingston to allow the Arbitration Panel to finalize the terms of a four (4) year award with the Kingston Police Benevolent Union.

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

**FINANCE AND AUDIT
COMMITTEE REPORT**

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT: _____

DATE: _____

Description:

Authorizing the Mayor to allow the Arbitration panel to finalize the terms of a four (4) year award with P.B.A.

Estimated Financial Impact: \$ _____

Signature _____

Reynolds Scott-Childress

Motion by AD

Seconded by SS

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 <i>Reynolds Scott-Childress</i>	✓	
Reynolds Scott-Childress Ward 3		
Anthony Davis, Ward 6 <i>Anthony Davis</i>	✓	
Michele Hirsch, Ward 9 <i>Michele Hirsch</i>	✓	
Steven Schabot, Ward 8 <i>Steven Schabot</i>	✓	