



City of Kingston Kingston Common Council
Meeting Agenda
Tuesday, August 7, 2018

A CALL TO ORDER

B PLEDGE OF ALLEGIANCE TO THE FLAG

C MOMENT OF SILENCE

D ROLL CALL

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

F DISPENSE WITH THE READING OF THE GENERAL BILLS

G PUBLIC SPEAKING - A Maximum of 30 Minutes is Allotted for this Purpose

H CLAIMS - #18-36 - Auto Damage

#18-37 - Auto Damage

#18-38 - Auto Damage

#18-39 - Personal Injury

I COMMUNICATIONS

- I.1. R. Swenson, Engineer Re: Henry Street Sanitary Manhole
[Henry Street Sanitary Manhole.pdf](#)
- I.2. President Noble Re: Request for Cross Walks and Speed Humps on Fair Street
[20180803152008.pdf](#)
- I.3. R Swenson, Engineer Re: Budget Transfer Request
[20180803151954.pdf](#)
- I.4. NYS Department of Public Svc Re: Central Hudson Plan to Rebuild/Upgrade Transmission Lines
[20180803151838.pdf](#)
- I.5. T Roser, CitiBus Re: Budget Transfer Request
[20180803151759.pdf](#)
- I.6. J Tuey, Comptroller Re: Budget Transfer Request
[180806103322_0001.pdf](#)
- I.7. S Knox, Director, Building Safety Re: Budget Transfer Request
[20180803151719.pdf](#)
- I.8. Alderman Schabot Re: Excavation Permits
[Schabot Communication Excavation Aug 2018.pdf](#)
- I.9. Hillary Harvey Re: Excavation on Abeel Street

J DISPENSE WITH THE SECOND READING OF THE GENERAL BILLS AND PAY SAME

K REPORT OF THE COMMITTEES

K.1. Proposed Legislation - August 2018
[20180807151344.pdf](#)

L LOCAL LAWS

L.1. Proposed Local Law 5 of 2018 Amending Chapter 208 – ELECTRICAL REGULATIONS
[20180807151524.pdf](#)

M ADJOURNMENT

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

Ralph E. Swenson, P.E., City Engineer



Steven T. Noble, Mayor

July 31, 2018

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

RE: Henry Street Sanitary Sewer
Manhole at Furnace Street

Dear President Noble:

Over the past several years the Department of Public Works has been maintaining at road patch at the intersection of Henry Street and Furnace Street. The paved surface continually sinks in response to soil loss at a failed pipe connection of the deep sanitary sewer to the existing old brick manhole. In consideration of the depth of the repair and the condition of the existing brick manhole, replacement of the manhole and providing new pipe connects of all existing contributing sewer mains seems the best course of action.

Attached for your further understanding are two Henry Street Sanitary Sewer construction plan "snap shots", a local area plan and corresponding longitudinal section.

The costs for the required repairs / improvements are expected to be \$75,000 to \$100,000.

Please forward to the appropriate Common Council Committee for further discussion and recommendation.

Respectfully Submitted,

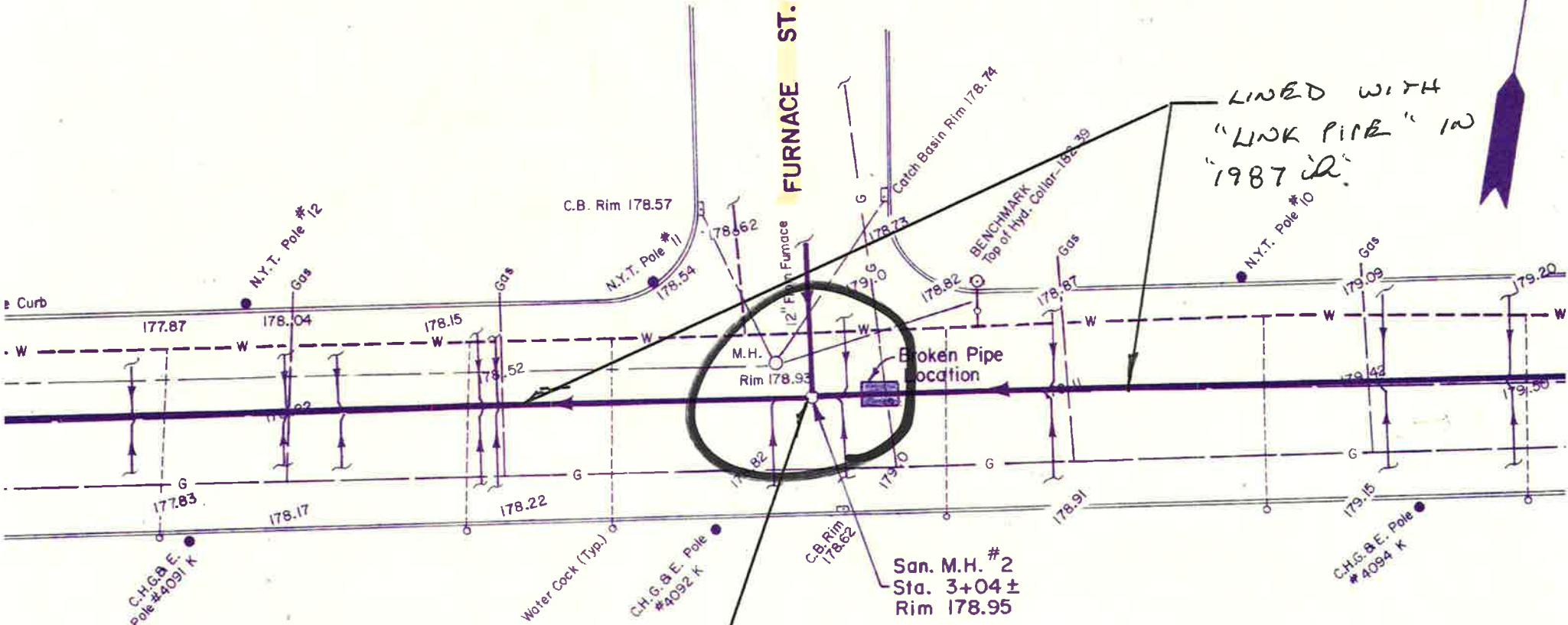
Ralph Swenson
City Engineer

Cc: Steven T. Noble, Mayor
Douglas Koop, Chair, Finance and Audit Committee
John Tuey, Comptroller



FURNACE ST.

LINED WITH
"LINK PIPE" IN
"1987 ID"

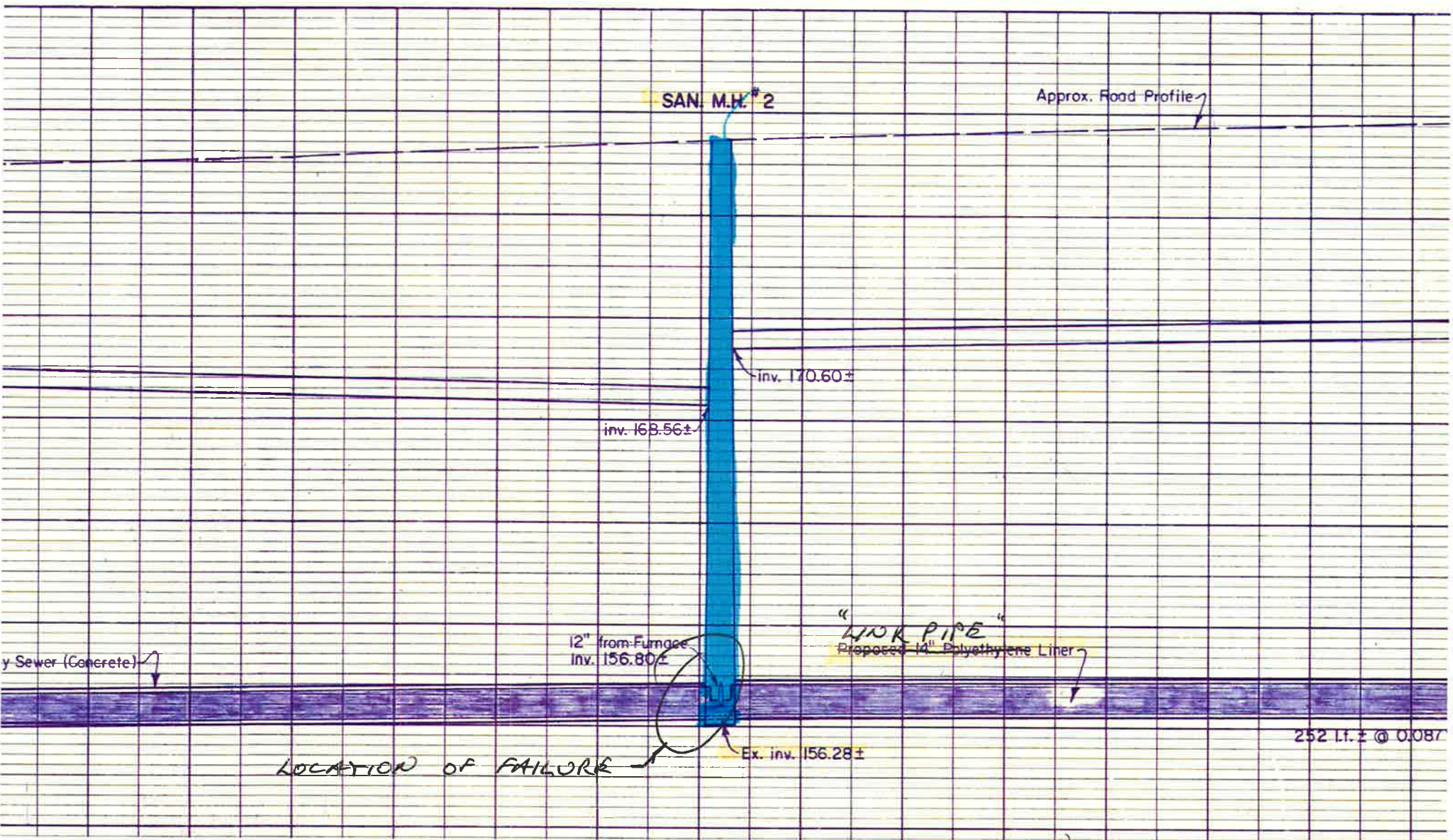


LOCALIZED FAILURE AT
MANHOLE CONNECTION
LOSS OF GROUND

HOUSES CLOSE TOGETHER - BOTH SIDES
BIG TREES - NOT MANY

MANHOLE REPLACEMENT
(23' DP BRICK MANHOLE)

1 OF 2



PIPE FAILURE LOCATION

Winnie, Carly

From: Noble, James
Sent: Friday, August 03, 2018 2:26 PM
To: Winnie, Carly
Cc: Koop, Douglas
Subject: Cross Walk

Hi Carly

I have a request for a cross walk and 2 speed bumps between John & N.front St..

Sent from Sean Griffin referencing increased activity due to increase in weddings at this location. Please refer this to the PS Committee. Thank you.

Sent from my iPhone

R. E. D.

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

Ralph E. Swenson, P.E., City Engineer



Steven T. Noble, Mayor

July 19, 2018

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

RE: 2018 Budget Transfer

Dear President Noble:

The Engineering Department has hired two employees this year, an Environmental Specialist and an Engineering Aide. Resulting from the duties performed in the Engineering Department we supply uniform apparel including t-shirts, pants, and steel toed boots.

In order to provide the new employees with uniforms I propose to transfer certain line items in the 1440 Engineer Budget as follows:

- Transfer \$200.00 from 1440.480 – Safety Equipment
- Transfer \$200.00 to 1440.834 – Uniform Allowance

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,

Ralph Swenson
City Engineer

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

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

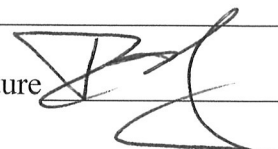
<u>REQUEST DESCRIPTION</u>		
INTERNAL TRANSFER ☒	CONTINGENCY TRANSFER _____	TRANSFER _____
AUTHORIZATION _____	BUDGET MODIFICATION _____	BONDING REQUEST _____
CLAIMS _____	ZONING _____	OTHER _____

DEPARTMENT: Engineering DATE 7/19/2018

Description: In order to provide the new engineering employees with uniforms and boots:

Transfer \$200.00 from 1440.480 – Safety Equipment

Transfer \$200.00 to 1440.834 – Uniform Allowance

Estimated Financial Impact \$0
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		
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8		

Copy all addressee



Department of Public Service

Public Service Commission

John B. Rhodes

Chair and
Chief Executive Officer

Gregg C. Sayre

Diane X. Burman

James S. Alesi

Commissioners

Thomas Congdon

Deputy Chair and
Executive Deputy

Paul Agresta

General Counsel

Kathleen H. Burgess

Secretary

Office Locations

3 Empire State Plaza, Albany, NY 12223-1350

90 Church Street, 4th Floor, New York, NY 10007-2929

295 Main Street, Suite 1050, Buffalo, NY 14203-2508

125 East Bethpage Road, Plainview, NY 11803

www.dps.ny.gov

July 20, 2018

Dear Community Leader/Elected Official:

In December 2017, Central Hudson Gas & Electric Corporation (Central Hudson) filed a petition with the New York State Public Service Commission seeking approval to rebuild and upgrade 23.6 miles of electric transmission lines in the City of Kingston, the Towns of Ulster and Saugerties in Ulster County, and the Village and Town of Catskill in Greene County.

To ensure full public participation, the Commission will hold a public statement hearing in Central Hudson service territory to solicit input and public comments regarding the proposed transmission line rebuild. The hearing will be preceded by an information session where a Central Hudson representative will describe the Company's filing and Department of Public Service Staff will explain the petition review process and how individuals can participate in the proceeding. The public comments will be considered by the Commission in deciding this case.

The enclosed fact sheet provides an overview of the Company's proposal, information on how to participate in the public statement hearing and available options to submit comments on the Central Hudson proceeding. Information about the rate proposal can be found at the Commission's www.dps.ny.gov web site. From the homepage, click on "Search," and enter the case number (17-T-0816) in the "Search by Case Number" field.

The public statement hearing date and location are as follows:

Date	Location	Time
August 7	Frank D. Greco Building 207 Market Street Saugerties, NY 12477	Information Session – 6:00 pm Public Hearing – 7:00 pm



**Central Hudson Gas & Electric Corporation
Proposed Rebuild of Transmission Lines**

17-T-0816

In December 2017, Central Hudson Gas & Electric Corporation (Central Hudson) filed an application with the New York State Public Service Commission seeking approval to rebuild 23.6 miles of the existing 69 kilovolt (kV) H and SB electric transmission lines to 115 kV standards in the City of Kingston, Towns of Ulster and Saugerties in Ulster County, and the Village and Town of Catskill in Greene County.

Informational Forum and Public Statement Hearing

Comments are invited on Central Hudson's request to rebuild the electric transmission lines. Interested members of the public are invited to attend public statement hearing and provide their comments. The hearing will be immediately preceded by an information session, during which staff of the Department of Public Service (DPS) will provide an overview of the review process under the Public Service Law and Central Hudson representatives will be available to answer questions about the proposed project. It is not necessary to make an appointment in advance or present written materials in order to speak at the hearings. *

An Administrative Law Judge will preside over the public statement hearing and the gathering of public comments. Comments made at the hearing will be transcribed and become part of the formal record in this proceeding and will be presented to the Commission for its consideration. The Commission may adopt or reject Central Hudson's proposal in whole or in part, or modify it.

Date: August 7, 2018

**Time: Information Session: 6:00pm
Public Statement Hearing: 7:00pm**

**Location: Frank D. Greco Building
207 Market Street
Saugerties, NY 12477**

* Persons with disabilities requiring special accommodations should contact the DPS's Human Resources Management Office at 518-474-2520 as soon as possible. Telecommunication Relay Service users may request a sign language interpreter by calling the New York Relay Service at 711. Individuals with difficulty understanding English are encouraged to call DPS at 1-800-342-3377 for free language assistance services.

unwilling to receive such electronic notification will receive hard copies of Commission-issued documents by regular mail.

To register on-line, click on the “Subscribe to Service List” link at the top of the page for Case 17-T-0816. A “Service List and Mail Service List Request Form” can be downloaded from the site and the completed form sent by e-mail to the Hon. Kathleen H. Burgess, Secretary at secretary@dps.ny.gov or by mail to: Secretary, Public Service Commission, Three Empire State Plaza, Albany, NY 12223-1350.

- **Monitor the Case on the Commission Website:** Interested persons who choose not to sign up to receive e-mail notifications may view our website at their convenience to check on the status of a case. All public documents filed by parties, correspondence, hearing transcripts, and documents issued by the Commission in a given case are posted on the website for that case. In addition, all written comments submitted by the public are posted under the “public comments” tab for the case.
- **Provide Comments:** The public statement hearing identified in this fact sheet is being held to provide the public with the opportunity to comment on the proposed Project. For those who cannot attend or prefer not to speak at a public statement hearing, there are several other ways to send comments to the Commission regarding Central Hudson’s proposal. Comments should refer to “Case 17-T-0816” Submit comments:
 - **Via E-Mail/Mail:** Submit comments electronically to Kathleen H. Burgess, Secretary, at secretary@dps.ny.gov or by mail to Secretary Burgess at the New York State Department of Public Service, Three Empire State Plaza, Albany, NY 12223-1350. Comments delivered in these manners should reference “Case 17-T-0816”
 - **Via the Department Website:** Comments may be entered directly into the case via the www.dps.ny.gov website, by entering the associated case number (17-T-0816) in the Search option found on the homepage. After opening the case, enter comments in the “Post Comments” tab located at the top of the page.
 - **Toll-Free Opinion Line:** Individuals may choose to submit comments by calling the Commission’s toll-free Opinion Line at 1-800-335-2120. This line is set up to receive comments on pending cases from in-state callers, 24-hours a day. These comments are not transcribed but they are summarized and reported to the Commission for its consideration. Callers should refer to Case 17-T-0816.

All comments provided through these methods are requested by **August 21, 2018**.

FINANCE AND ECONOMIC DEVELOPMENT

COMMITTEE REPORT

Internal Transfer	<u> X </u>	Contingency Transfer	
Transfer		Authorization	
Budget Modification		Bonding Request	
Claims	<u> Zoning </u>	Other	

Department:	Date:												
<table style="width: 100%;"> <tr> <td style="width: 25%;">A1</td> <td style="width: 25%;">Transfer To:</td> <td style="width: 25%;">A1</td> <td style="width: 25%;">Transfer From:</td> </tr> <tr> <td>A15630115101</td> <td>A15630145411</td> <td>10,000.00</td> <td></td> </tr> <tr> <td>A15630115101</td> <td>A15630145444</td> <td>7,000.00</td> <td></td> </tr> </table>	A1	Transfer To:	A1	Transfer From:	A15630115101	A15630145411	10,000.00		A15630115101	A15630145444	7,000.00		
A1	Transfer To:	A1	Transfer From:										
A15630115101	A15630145411	10,000.00											
A15630115101	A15630145444	7,000.00											

Estimated Financial Impact	17,000.00	Signature _____ TONI ROSER
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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		

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

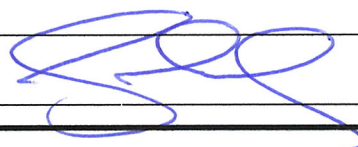
CONTINGENCY TRANSFER _____
BUDGET MODIFICATION X _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Comptroller DATE 8/6/18

Description: Request 2018 budgetary transfer to balance accounts and provide funding to pre-fill a personnel vacancy expected to occur when the City's long time tax collector retires.

There is no financial impact from this transfer.

Estimated Financial Impact \$0 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	☐	☐
Patrick O'Reilly, Ward 7	☐	☐
Steven Schabot, Ward 8	☐	☐

2018 Budgetary Transfer

<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER</u> <u>FROM</u>	<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER</u> <u>TO</u>
A1-1130-14-5412	DATA PROCESSING SUPPORT	8,000	A1-1130-11-5111	SEASONAL EMPLOYEES	3,500
A1-1130-14-5463	POSTAGE	2,000	A1-1315-11-5109	TEMP STATUS CHANGE	1,000
A1-1315-11-5101	REGULAR PAY	3,000	A1-1315-12-5205	DATA PROCESSING EQUIPMENT	550
A1-1315-11-5811	SOCIAL SECURITY	230	A1-1330-11-5101	REGULAR PAY	12,052
A1-1315-14-5402	OFFICE SUPPLIES	220	A1-1330-11-5811	SOCIAL SECURITY	922
A1-1315-14-5411	CONSULTANTS	3,050	A1-1330-18-5821	MEDICAL	8,996
A1-1315-14-5414	EMPLOYEE TRAINING	1,000	A1-1330-18-5826	OPTICAL	80
A1-1315-14-5462	DUES AND SEMINARS	500			
A1-1315-14-5476	MINOR OFFICE EQUIPMENT	250			
A1-1362-14-5464	ADVERTISING	500			
A1-1964-14-5404	MISCELLANEOUS	250			
A1-9050-18-5850	UNEMPLOYMENT INSURANCE	8,100			
		-			-
		<u>27,100</u>			<u>27,100</u>

Mark Brown
Fire Chief

Tom Tiano
Deputy Chief

Stephan Knox
Director

Kingston Fire Department
Building Safety & Zoning Enforcement
5 Garraghan Drive
Kingston, NY 12401
Phone (845) 331-1217
Fax (845) 331-1224



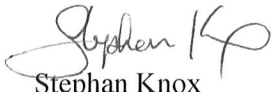
July 31, 2018

Alderman at Large James Noble
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear Alderman at Large Noble:

We respectfully request consideration for the approval of the following budget transfer detailed on the attached finance and audit committee report form. The requested transfer, in the amount of \$10,395.00, will be used for salary and appropriate benefits for the recently posted Plumbing Inspector position.

Sincerely,


Stephan Knox
Director

Cc; Mayor Noble
John Tuey, Comptroller
Douglas Koop, Chairman

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER X
AUTHORIZATION _____
CLAIMS _____

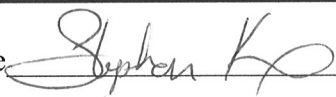
CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Building Safety & Zoning (KFD) DATE 7/31/2018

Description: Request to transfer funds to pay for a part time plumbing inspector position.

<u>From Account</u>	<u>Amount</u>	<u>To Account</u>	<u>Amount</u>
<u>Zoning 8010.101</u>	<u>\$10,395.00</u>	<u>Plumbing 3621.102</u>	<u>\$9,000.00</u>
		<u>Social Security 3621.811</u>	<u>\$ 688.50</u>
		<u>Retirement 3621.812</u>	<u>\$ 306.90</u>
		<u>Uniform Allow. 3621.834</u>	<u>\$ 400.00</u>

Estimated Financial Impact None 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		
Patrick O'Reilly, Ward 7		
Steven Schabot, Ward 8		

CITY OF KINGSTON

Common Council

commoncouncil@kingston-ny.gov

James Noble, Common Council President



Reynolds Scott-Childress, Majority Leader

August 3, 2018

President James Noble
420 Broadway
Kingston, NY 12401

Dear President Noble,

I have received complaints from my constituents regarding the excavation activity being conducted at the site of 32 Abel St. I have forwarded the constituent concerns to the appropriate departments for review and, if appropriate, action. My understanding is that the Building Safety Division has investigated each of the concerns raised and improvements have been made to the site in response to the complaints.

As I reviewed the constituent concerns with the Building Safety Division, I learned that there is currently no permit requirement in the Uniform Codes for excavating on private property and creating pits. Usually such excavation is part of a building permit. However, currently, a property owner can excavate without a Building Permit. The City therefore should create local legislation that would require an Excavation Permit when this is done separately from construction. I request that this matter be referred to the appropriate committee for discussion and action so that in the future the Building Safety Division can monitor and ensure compliance in excavation projects through a permitting process.

Sincerely,

Steve Schabot
Alderman, Ward 8

Winnie, Carly

From: Hillary Harvey <hillary@hillaryharvey.com>
Sent: Thursday, August 02, 2018 8:35 PM
To: Noble, James; Winnie, Carly
Cc: Schabot, Steven; Morell, Jeffrey; Koop, Douglas; Scott-Childress, Reynolds; Worthington, Rita; Carey, Bill; Davis, Tony; O'Reilly, Patrick; denabell@gmail.com; lynn@lynnherringartist.com; susanpiperato@gmail.com; scottbj24@gmail.com; debrabresnan@gmail.com; neville@nevillebeandesign.com; Owen Harvey; Noble, Steve; Weiss, Megan
Subject: Communications

Dear President Noble,

My neighbors and I respectfully request to be added to the following committee agendas of the Common Council to discuss the following ongoing issues in the Rondout:

1. The Laws & Rules Committee to discuss solutions for the lack of transparent process, or any communication or response from the Building Department, following a formally filed complaint.
2. The Public Safety Committee to discuss immediate remedy to the ongoing damage to the city-owned Company Hill Path and the privately-owned 42 Abeel Street, and to present evidence of such, coming from the Irish Cultural Center's excavation site at 32 Abeel Street.

We are assuming our emergency request to be added to the August 6th Public Safety Committee agenda has been denied absent any communication from your office. So we are submitting this request within the required deadline for such scheduling and ask to be added to next month's Committee meetings. We look forward to seeing our agenda items on next week's Common Council communications.

With thanks,
Hillary Harvey for Grow the R-T Responsibly group

Sent from my iPhone at 845.594.1307

Resolution 146 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE RELEASE OF THE RESTRICTION IN THE DEED TO 43-75 ALBERT
STREET EXTENSION AS REQUIRED BY RESOLUTION 188 OF 2006 AFFECTING 43-75
ALBERT STREET REQUIRING THAT THE PROPERTY CANNOT BE SOLD IN THE
FUTURE WITHOUT COMMON COUNCIL CONSENT

Sponsored By: Finance and Audit Committee: Aldermen

WHEREAS, by Resolution 188 of 2006 the Common Council authorized the sale of
43-75 Albert Street to Nancy and James Jaffer; and

WHEREAS, said Resolution 188 of 2006 required that the deed to the property contain a
restriction that the property could not be sold in the future without the consent of the Common
Council; and

WHEREAS, Nancy and James Jaffer are desirous of selling said premises and requests that
the Common Council release the restriction requiring that the property cannot be sold in the future
without the consent of 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 consents to the
elimination of the clause requiring the consent of the Common Council to the resale of 43-75 Albert
Street.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____,
_____, 2018

Approved by the Mayor this _____ day of _____,
_____, 2018

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2018

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 Corporation Counsel DATE 7/11/18
Description: Authorizing the release of a deed restriction
requiring Council approval for sale of 43-75 Albert Street
Extension.

Estimated Financial Impact _____ Signature _____

Motion by RS-C

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: _____

Committee Vote	YES	NO
<u>DAK</u> Douglas Koop, Chairman	✓	
<u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3	✓	
<u>Jeffrey Ventura Mord</u> Anthony Davis, Ward 6	✓	
<u>Andre Shant</u> Patrick O'Reilly, Ward 7	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	

F.E.D.

Robert R. Jacobsen

Attorney at Law

185 Fair Street • P.O. Box 4054 • Kingston, New York 12402
(845) 331-3315 • Fax: (845) 331-3316 • Robert@RobertRJacobsen.com

www.RobertRJacobsen.com

June 21, 2018

SENT VIA EMAIL

Hon. James L. Noble Jr.
Alderman-at-Large
City of Kingston
420 Broadway
Kingston, New York 12401

Re: Release of Deed Restriction Request
43-75 Albert Street Extension

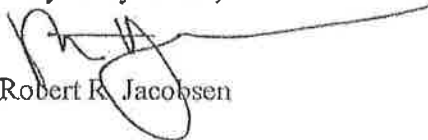
Dear Jim:

Please be advised that I represent James A. Jaffer and Nancy C. Jaffer who own property located at 43-75 Albert Street Ext. in the City of Kingston also known as SBL: 56.48-2-11. Said property was bought by my clients from the City of Kingston on the 5th day of July, 2006 which deed was filed at the Ulster County Clerk's office on July 18, 2006 as Instrument Number: 2006-18077 (see attached). At that time, the City reserved within said deed the authority to approve any future sale by my clients of this parcel. Today, my clients are nearing retirement and are in the process of selling the family business to their son, Patrick Jaffer and daughter-in-law, Donna Jaffer, and wish to convey said property to them either individually or into a Limited Liability Company (LLC) created and owned by them.

Therefore, I hereby request that the Common Council please meet in committee and forward to the full council approval for said transfer. I ask that any approval given by the Common Council be an absolute approval and a release of the restrictions contained in said deed so that this parcel may be financed or sold in the future without further City approval.

Should you have any questions or need anything further from my office, please do not hesitate to contact me.

Very Truly Yours,



Robert R. Jacobsen

cc: Kevin R. Bryant, Esq. — Corporation Council

THIS INDENTURE, made the 5th day of July, year two thousand and six

BETWEEN City of Kingston, a municipal corporation with its principal place of business at 420 Broadway, Kingston, New York 12401 party of the first part, and

James A. Jaffer and Nancy C. Jaffer, residing at 262 Boulevard, Kingston, New York 12401 parties of the second part,

WITNESSETH, that the party of the first part, in consideration of One and no/100 (\$1.00) dollars, lawful money of the United States, paid by the party of the second part, does hereby remise, release and quitclaim unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the City of Kingston, County of Ulster, State of New York, known as:

Property Address: 43-75 Albert Street

Kingston, New York, Tax Map Identifier #56.48-2-11, as described on the tax rolls of the City of Kingston and being the same premises conveyed to the City of Kingston by Francis H. Law, City Treasurer of the City of Kingston, by deed dated September 24th, 1973, and recorded on October 26, 1973, in the office of the Clerk of the County of Ulster in Liber 1308 of deeds at page 981.

SUBJECT, however, to the following conditions:

- The premises are for any lawful use under zoning.
- Upon the Grantee receiving a certificate of occupancy for the demised premises, the City of Kingston will issue a release to the Grantee evidencing the fulfillment and satisfaction of all the terms and conditions specified herein.
- The Grantee agrees to indemnify and hold harmless the City of Kingston its successors and assigns from any and all claims, liabilities, liens, or encumbrances affecting the properties reacquired by the City.
- That 43-75 Albert Street, Tax Map No. 56.48-2-11 cannot be sold in the future by James A. Jaffer and Nancy C. Jaffer without the prior written consent of the Common Council of the City of Kingston, which consent shall not be arbitrarily withheld upon compliance with provisions a through k above.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof.

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises.

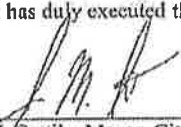
TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

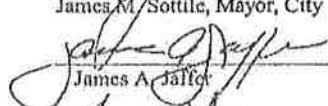
AND the party of the first part, in compliance with §13 of the Lien Law, hereby covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement before using any part of the total of the same for any other purpose.

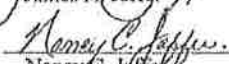
The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN THE PRESENCE OF


James M. Sottile, Mayor, City of Kingston, as Grantor


James A. Jaffer


Nancy C. Jaffer

CHECKED SM

ENTERED SM

MARK/OFF _____

✓ City of Kingston

RESOLUTION #147 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE KINGSTON HOUSING AUTHORITY TO ESTABLISH SALARIES

Sponsored by: Finance and Audit Committee
Aldermen Koop, Scott-Childress, Ventura Morell, Shaut, Schabot

WHEREAS, Pursuant to Public Housing Authority Law, the Kingston Housing Authority is required to receive Kingston Common Council approval of salaries; and

WHEREAS, the Kingston Housing Authority has requested approval of a proposed salary for the Maintenance Laborer of \$29,725.

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

SECTION 1. That the City of Kingston authorizes the salary of \$29,725 for the Kingston Housing Authority's Maintenance Laborer.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2018.

Approved by the Mayor this _____
day of _____ 2018.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

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 Kingsport Housing Authority DATE 7-11-18

Description: Request approval of proposed salary for
Maintenance Mechanic Laborer at \$29,725
(per attached letter of 6/28/18 from C. A. Mahoney)

Estimated Financial Impact -0- Signature Catherine A. Woburn

Motion by RS-C

Seconded by SS

Action Required:

SEORA 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>DT Koop</u> Douglas Koop, Chairman	☒	☐
<u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3	☒	☐
<u>Jeffrey Ventura Mondri</u> Anthony Davis, Ward 6 Ward 1	☒	☐
<u>Andrew Shaul</u> Patrick O'Reilly, Ward 7	☒	☐
<u>Steven Schabot</u> Steven Schabot, Ward 8	☐	☐



F.E.D.

KINGSTON HOUSING AUTHORITY

Kingston Housing Authority, Inc. • Stuyvesant Charter, Inc.
132 Rondout Drive, Kingston, New York 12401
845-331-1955 • Fax: 845-331-1026 • www.kingstonhousing.org

Catherine A. Maloney, *Executive Director*

June 28, 2018

Honorable James L. Noble Jr.
President
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear Mr. Noble:

Pursuant to Public Housing Authority Law the Kingston Housing Authority is required to receive City of Kingston Common Council approval of salaries. I am requesting approval of a proposed salary for **Maintenance Mechanic of \$45,000**. Would you please forward to the appropriate committee?

Please let me know if you have any questions or require further information. Thank you.

Sincerely,

Catherine A. Maloney
Executive Director

cc: Mayor Noble
Dan Gartenstein, KHA attorney
Rose Ann Noble, KHA Board Chair
Jackie DeCicco, Civil Service
Theresa Bell, Housing Project Manager

Board of Commissioners

Rose Ann Noble, Chair

Marge Knox

Jeanette Provenzano

Edward Palladino

Doris Schuyler



F.E.D.

KINGSTON HOUSING AUTHORITY

Kingston Housing Authority, Inc. • Stuyvesant Charter, Inc.
132 Rondout Drive, Kingston, New York 12401
845-331-1955 • Fax: 845-331-1026 • www.kingstonhousing.org

Catherine A. Maloney, *Executive Director*

June 28, 2018

Honorable James L. Noble Jr.
President
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear Mr. Noble:

Pursuant to Public Housing Authority Law the Kingston Housing Authority is required to receive City of Kingston Common Council approval of salaries. I am requesting approval of a proposed salary for Maintenance Laborer of \$29,725. Would you please forward to the appropriate committee?

Please let me know if you have any questions or require further information. Thank you.

Sincerely,

Catherine A. Maloney
Executive Director

cc: Mayor Noble
Dan Gartenstein, KHA attorney
Rose Ann Noble, KHA Board Chair
Jackie DeCicco, Civil Service
Theresa Bell, Housing Project Manager

Board of Commissioners

Rose Ann Noble, Chair

Marge Knox

Jeanette Provenzano

Edward Palladino

Doris Schuyler

RESOLUTION 148 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE CREATION OF AN EXPENDABLE TRUST (TE ACCOUNT) FOR THE
RECORDING OF ALL DONATIONS AND EXPENDITURES FOR THE
PURPOSE OF COMMUNITY BEAUTIFICATION

Sponsored by: Finance and Audit Committee
Aldermen: Koop, Scott-Childress, Ventura Morell, Shaut, Schabot

WHEREAS, a request has been made for the creation of an Expendable Trust (TE Account) to allow for the City Comptroller to record donations made by individuals and local businesses for the purpose of Community Beautification, and to be administered by the Planning Department; and

WHEREAS, this would allow for record of revenues and expenditures to be accurately tracked through the Comptroller's Office and will also allow for expenditures to be recorded in a method that will meet state auditing requirements; 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 authorizes the Comptroller to set up an Expendable Trust (TE-account) for the purposes of recording all revenue and expenditures related to Community Beautification;

SECTION 2. That said TE Account will be administered by the City Planner

SECTION 3. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2018

Approved by the Mayor this _____ day of _____, 2018

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on August 7, 2018.

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION X _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Planning

DATE 7-11-18

Description: Authorization to establish an expendable trust account
per City Comptroller to manage funds donated by local businesses
for purposes of community beautification, to be administered by the
City Planner.

* (for Delaware Ave Corridor)

Estimated Financial Impact 0

Signature [Signature]

Motion by SS

Seconded by JM

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action X

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<u>[Signature]</u> Douglas Koop, Chairman	✓	
<u>[Signature]</u> Reynolds Scott-Childress Ward 3	✓	
<u>[Signature]</u> Jeffrey Vartan-Morell Anthony Davis, Ward 6	✓	
<u>[Signature]</u> Andree Shant, Ward 5 Patrick O'Reilly, Ward 7	✓	
<u>[Signature]</u> Steven Schabot, Ward 8	✓	

Winnie, Carly

From: O'Reilly, Patrick
Sent: Monday, July 02, 2018 9:37 PM
To: Winnie, Carly
Subject: Fwd: Expendable Trust

Sent from my iPhone

Begin forwarded message:

From: "O'Reilly, Patrick" <ward7@kingston-ny.gov>
Date: June 28, 2018 at 7:04:18 AM EDT
To: "Noble, James" <jnoble@kingston-ny.gov>
Cc: "Tuey, John" <jtuey@kingston-ny.gov>, "Weiss, Megan" <mweiss@kingston-ny.gov>, "Cahill, Suzanne" <scahill@kingston-ny.gov>, "Dedea, Mark" <mdedea@kingston-ny.gov>, "Koop, Douglas" <dkoop@kingston-ny.gov>
Subject: Expendable Trust

President Noble,

I am asking the Common council to establish an expendable trust to be administered by the Suzanne Cahill. The Expendable Trust would hold and distribute donated funds for the planting of an evergreen tree and some small plantings in the triangle median on Delaware Avenue. The New York State Department of Transportation has approved the planting.

Respectfully submitted,

Patrick O'Reilly

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
RECOMMENDING APPROVAL FOR MODIFICATIONS TO THE 2018 GENERAL
BUDGET FOR TELECOMMUNICATIONS AUDIT FEES

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Ventura Morell, Shaut, Schabot

WHEREAS, the City Comptroller has submitted a request for 2018 Budget transfers in the amount of \$11,174.00 to cover the contingent fee for a Telecom Audit Agreement with Spyglass Group, LLC, previously approved by the Common Council as Resolution 35 of 2018; and

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 \$11,174.00 be transferred, as attached:

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2018.

Approved by the Mayor this _____
day of _____ 2018.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Financial Impact - 0

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 ^x _____ BONDING REQUEST _____ OTHER _____
DEPARTMENT <u>Comptroller</u> DATE <u>7/2/18</u> Description: <u>Respectfully request the approval of the attached 2018 budgetary transfer to pay the contingent fee for a Telecom Audit Agreement previously approved by the Common Council. The annual savings to be achieved from the implementation of the audit recommendations is expected to be \$11,174 beginning mid-2018.</u> Estimated Financial Impact <u>\$5,587</u> Signature _____		

Motion by RS-C

Seconded by SS

Action Required:

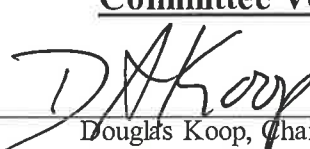
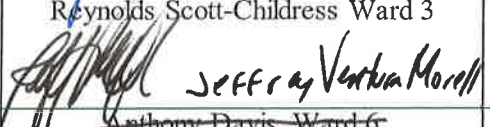
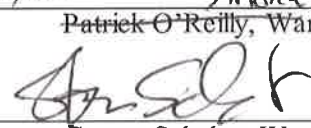
SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
 Douglas Koop, Chairman	☒	☐
 Reynolds Scott-Childress Ward 3	☒	☐
 Jeffery Ventura Morell Anthony Davis, Ward 6	☒	☐
 Andrea Shaul Ward 9 Patrick O'Reilly, Ward 7	☒	☐
 Steven Schabot, Ward 8	☐	☐

2018 Budgetary Transfer

<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER</u> <u>FROM</u>	<u>ACCOUNT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>TRANSFER</u> <u>TO</u>
A1.1490.14.5421	Telephone	255	A11680.14.5411	Consultants	11,174
A1.1680.14.5421	Telephone	4,250			
A1.3120.14.5421	Telephone	554			
A1.3410.14.5421	Telephone	528			
A1.1990.14.5404	Contingency	5,587			
		<u>11,174</u>			<u>11,174</u>

RESOLUTION #150 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
RECOMMENDING APPROVAL FOR MODIFICATIONS TO THE 2018 BUILDING SAFETY
DIVISION BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Ventura Morell, Shaut, Schabot

WHEREAS, a budget transfer has been requested by the Fire Chief in the amount of \$5,000.00 to the cost of Stenographic Services for Zoning Board of Appeals meetings, and

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 \$5,000.00 be transferred as follows:

FROM:	A11990.5404	Contingency	\$5,000.00
TO:	A18010.5472	Contracted Services	\$5,000.00

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____

day of _____ 2018.

Approved by the Mayor this _____

day of _____ 2018.

CARLY WIINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Financial Impact – \$5,000

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION											
INTERNAL TRANSFER _____ AUTHORIZATION _____ CLAIMS _____	CONTINGENCY TRANSFER <u>X</u> BUDGET MODIFICATION _____ ZONING _____	TRANSFER _____ BONDING REQUEST _____ OTHER _____									
DEPARTMENT <u>Zoning</u> DATE <u>6/26/18</u> Description: Please consider the following transfer for the Zoning Board. This transfer has become necessary due to an increase need for Stenographic Services. <u>2018 Transfer</u> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">From Account</th> <th style="width: 25%;">Amount</th> <th style="width: 25%;">To Account</th> <th style="width: 25%;">Amount</th> </tr> </thead> <tbody> <tr> <td><u>Contingency</u></td> <td><u>\$5000.00</u></td> <td><u>8010.472</u></td> <td><u>\$5000.00</u></td> </tr> </tbody> </table> <u>Pg 100</u> Estimated Financial Impact _____ Signature _____				From Account	Amount	To Account	Amount	<u>Contingency</u>	<u>\$5000.00</u>	<u>8010.472</u>	<u>\$5000.00</u>
From Account	Amount	To Account	Amount								
<u>Contingency</u>	<u>\$5000.00</u>	<u>8010.472</u>	<u>\$5000.00</u>								

Motion by AS

Seconded by SS

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

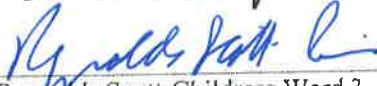
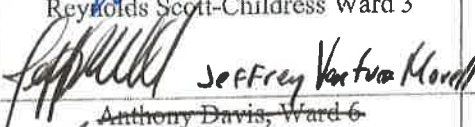
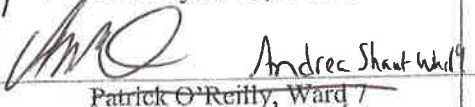
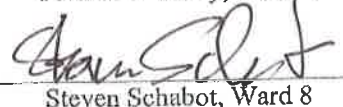
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
 Douglas Koop, Chairman	✓	
 Reynolds Scott-Childress Ward 3	✓	
 Jeffrey Vartan Morrell Anthony Davis, Ward 6	✓	
 Andrew Shant Ward Patrick O'Reilly, Ward 7	✓	
 Steven Schabot, Ward 8	✓	

F. E. J.

CITY OF KINGSTON
Kingston Fire Department
mbrown@kingston-ny.gov



Mark Brown, Fire Chief

Steven T. Noble, Mayor

June 26, 2018

Alderman At Large James Noble
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear Alderman at Large Noble:

Please consider approving the following Transfer according to the attached sheet. This **\$5000.00 transfer** has become necessary due to an increase need **Stenographic Services** for the Zoning Board.

Sincerely,

Mark Brown
Fire Chief

Cc: John Tuey, Comptroller
Douglas Koop, Finance Committee Chair

RESOLUTION #151 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, RECOMMENDING
APPROVAL FOR MODIFICATIONS TO THE 2018 FIRE DEPARTMENT BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Ventura Morell, Schabot, Shaut

WHEREAS, a budget budget modification in the amount of \$30,000.00 has been requested by the Fire Chief to cover the purchase of a new vehicle to be utilized by the Fire Chief; and

WHEREAS, the Finance and 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 \$30,000.00 be transferred, as follows:

FROM:	A11990.5404	Contingency	\$30,000.00
TO:	A13410.5203	Motor Vehicles	\$30,000.00

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2018

Approved by the Mayor this _____
day of _____ 2018.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Financial Impact – \$30,000

Fire bud mod

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 Fire DATE _____

Description: Request for \$30,000 to be transferred to
A13410.5203 for purchase of a Fire Chief
Vehicle. Monies to come from 2018 contingency account
A1199014.5404

Estimated Financial Impact \$30,000 Signature [Signature]

Motion by RS-C

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: _____

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

RESOLUTION #152 of 2018

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

Sponsored By: Public Safety/General Government Committee
Aldermen Ventura Morell, Scott-Childress, Worthington, Shaut

WHEREAS, in the interest of safety and the needs of the residents, parking on the streets must be regulated:

NOW, THEREFORE, BE IT RESOLVED THAT THE COMMON COUNCIL OF THE CITY OF KINGSTON DOES ORDAIN AND ENACT THE FOLLOWING:

Section 1: ARTICLE 7, SECTION 390-57, "HANDICAPPED PARKING" is hereby
Amended by ADDING the following:

Handicap Parking in front of 19 Jarrold Street

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 _____, 2018

Approved by the Mayor this ____
day of _____, 2018

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Handicap

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT COMMITTEE REPORT

DEPARTMENT _____ **DATE** _____

Description Authorize handicapped parking in front of
19 Jarrold Street

(As appropriate, always give cross streets: North, South, East, West directions; and Vehicle & Traffic Section from City of Kingston Code Book)

Signature _____

Motion by Ventura-Morell

Seconded by Shawnt

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action

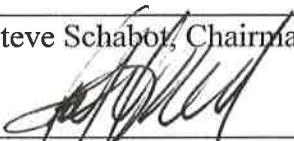
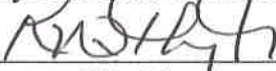
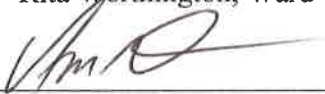
Unlisted Action _____

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 Schaboy, Chairman 	☒	☐
Jeffrey Ventura Morell, Ward 1 	☒	☐
Reynolds Scott-Childress, Ward 3 	☒	☐
Rita Worthington, Ward 4 	☒	☐
Andrea Shaut, Ward 9	☐	☐

Winnie, Carly

From: Noble, James
Sent: Thursday, July 26, 2018 11:21 AM
To: Winnie, Carly
Subject: Fwd: Handicap parking 19 Jarrold st
Attachments: 20180723_134619.jpg

Carly

Please add to the PS Committee. Thank you . Jim

Sent from my iPhone

Begin forwarded message:

From: "O'Reilly, Patrick" <ward7@kingston-ny.gov>
Date: July 25, 2018 at 11:00:16 PM EDT
To: "Noble, James" <jnoble@kingston-ny.gov>
Cc: "Winnie, Carly" <cwinnie@kingston-ny.gov>, "Sills, Dee" <dsills@kingston-ny.gov>
Subject: Handicap parking 19 Jarrold st

President Noble,

Perry Morano is requesting a handicap parking space be made in front of 19 Jarrold st for handicap permit #4560824. I have attached his request and photos he sent.

Respectfully Submitted,

Patrick O'Reilly
Alderman
Ward 7

I have an 81 year old lady (Regina Wells) living there and it is very hard for her to walk down the hill to her vehicle, we have people that reside next to us, up the hill and all along the street with multiple cars and they park all along Jarrold st to were there is no possible way to park or pull up in case of emergency, there is also a person on oxygen that lives there also.

From: perry morano [kastins54@outlook.com]
Sent: Monday, July 23, 2018 2:43 PM
To: O'Reilly, Patrick
Subject:

19 Jarrold st



RESOLUTION #153 of 2018

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

Sponsored By: Public Safety/General Government Committee
Aldermen Ventura Morell, Scott-Childress, Worthington, Shaut

WHEREAS, in the interest of safety and the needs of the residents, parking on the streets must be regulated:

NOW, THEREFORE, BE IT RESOLVED THAT THE COMMON COUNCIL OF THE CITY OF KINGSTON DOES ORDAIN AND ENACT THE FOLLOWING:

Section 1: ARTICLE 7, SECTION 390-57, "HANDICAPPED PARKING" is hereby
Amended by ADDING the following:

Handicap Parking in front of 10 Walnut Street

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 _____, 2018

Approved by the Mayor this ____
day of _____, 2018

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Handicap

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT

DATE

Description

Authorize handicapped parking in front
of 10 Walnut Street

(As appropriate, always give cross streets: North, South, East, West directions; and Vehicle & Traffic Section from City of Kingston Code Book)

Signature _____

Motion by Andrea ShautSeconded by Jeffrey Ventura Morell

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	✓	
Andrea Shaut, Ward 9		

Winnie, Carly

From: Noble, James
Sent: Tuesday, July 17, 2018 1:00 PM
To: Winnie, Carly
Subject: Fwd: Handicapped Parking

Carly

Please add to the PS Committee communications. Thank you.

Sent from my iPhone

Begin forwarded message:

From: "Schabot, Steven" <sschabot@kingston-ny.gov>
Date: July 16, 2018 at 12:04:20 PM EDT
To: "jnoble39@aol.com" <jnoble39@aol.com>, "Noble, James" <jnoble@kingston-ny.gov>
Cc: "Winnie, Carly" <cwinnie@kingston-ny.gov>
Subject: Handicapped Parking

Art Washington
10 Walnut Sreet
#4560744; exp. 07/21

Please place on next weeks Public Safety Committee agenda
Thank you

RESOLUTION #154 of 2018

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

Sponsored By: Public Safety/General Government Committee
Aldermen Ventura Morell, Scott-Childress, Worthington, Shaut

WHEREAS, in the interest of safety and the needs of the residents, parking on the streets must be regulated:

NOW, THEREFORE, BE IT RESOLVED THAT THE COMMON COUNCIL OF THE CITY OF KINGSTON DOES ORDAIN AND ENACT THE FOLLOWING:

Section 1: ARTICLE 7, SECTION 390-57, "HANDICAPPED PARKING" is hereby
Amended by ADDING the following:

Handicap Parking in front of 91 Tubby Street

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 _____, 2018

Approved by the Mayor this ____
day of _____, 2018

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 7, 2018

Handicap

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT COMMITTEE REPORT

DEPARTMENT _____ DATE _____

Description Authorize handicapped parking in front
of 91 Tubby Street.

(As appropriate, always give cross streets: North, South, East, West directions; and Vehicle & Traffic Section from City of Kingston Code Book)

Signature _____

Motion by Shant

Seconded by Ventura-Noull

Action Required:

SEORA Decision:

Type I Action _____

Type II Action

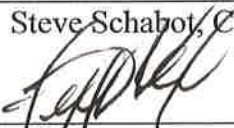
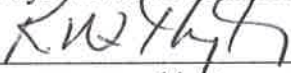
Unlisted Action

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 		
Andrea Shaut, Ward 9		

Winnie, Carly

From: O'Reilly, Patrick
Sent: Thursday, June 28, 2018 7:12 AM
To: Noble, James
Cc: Winnie, Carly; Boyle, Ed
Subject: Handicap sign placement

President Noble,

Rhea and Don Checkfield are requesting a handicap parking space be made in front of their home at 91 Tubby st. I have attached their request.

Respectfully Submitted,

Patrick O'Reilly
Alderman
Ward 7

Hello,

I am writing to request a handicap parking space be put in front of my home, 91 Tubby Street, for my dad. He was an employee of the Kingston DPW for 38 years. Prior to his retirement, he suffered a fall that requires him to have a handicap parking permit. To ensure he can park in front of my home and not down the street, I'd like handicap parking signs to be installed.

Thank you,

Rhea & Don Checksfield

RESOLUTION #155 of 2018

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE ADOPTION OF KINGSTON CITIBUS FARE INCREASE AND SERVICE REDUCTION
PROCEDURES

Sponsored by: Finance and Audit Committee
Aldermen: Koop, Scott-Childress, Davis, O'Reilly, Noble

WHEREAS, On May 1, 2018, the Common Council adopted Citibus Fare Increase and Service Reduction Procedures which would be required for any "major" service reduction or fare increase; and

WHEREAS, the FTA has reviewed the adopted Citibus Fare Increase and Service Reduction Procedures and recommended minor amendments; and

WHEREAS, the Common Council has reviewed the proposed changes and feels that they are in the best interest 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. The Common Council authorizes the attached amended Citibus Fare Increase and Service Reduction Procedures

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day
of _____ 2018

Approved by the Mayor this _____ day
of _____ 2018

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on August 7, 2018

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

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

DEPARTMENT <u>CITIBUS</u>	DATE _____
Description: <u>Recommend revised Citibus procedures to decrease and approve service reductions of 25% or more and fare increases, as requested by FTA, in accordance with attached letter from Tom Raser, Transportation Supervisor</u>	
Estimated Financial Impact _____	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: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<u>D. A. Koop</u> Douglas Koop, Chairman	✓	
<u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3	✓	
<u>Anthony Davis</u> Anthony Davis, Ward 6	✓	
<u>Patrick O'Reilly</u> Patrick O'Reilly, Ward 7	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	



City of Kingston

Citibus
17 Hoffman Street
Kingston, New York 12401
www.ci.kingston.ny.us
citibus@ci.kingston.ny.us

Toni M. Roser
Transportation Supervisor

Phone (845) 331-3725
Fax (845) 331-3362

Kingston CITIBUS Fare Increase and Service Reduction Procedures

The following procedures will be followed in the event of any fare increase or a major reduction in services. A "major" service reduction is defined as a decrease in the total number of service hours operated on any route by 25% or more.

1. Proposed Service changes or fare changes will be submitted and addressed to the Alderman-at-Large for the City of Kingston.
2. The Alderman-at-Large will bring the proposal to the finance committee. The finance committee will review the proposal and submit it to the entire Common Council.
3. The Common Council will vote to present the proposed changes to the public for public comment.
4. The changes will be advertised in the newspapers and buses with an invitation for public comment and a public hearing. The notice will run for 10 days and a public hearing will be scheduled within 15 days if needed.
5. Comments from the public will be reviewed.
6. If, based on consideration of public comment received, no changes are made to the proposed change, a resolution enacting the change is passed by the entire Common Council.

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING ADDITIONAL BONDING IN THE SUM OF \$280,000 FOR COSTS ASSOCIATED
WITH THE UPGRADE OF SEWER UTILITIES IN THE AREA OF THE NYS DOT ROUNDABOUT
PROJECT AT I-587 AND ALBANY AVENUE AND AUTHORIZING THE MAYOR TO EXECUTE
DOCUMENTS

Sponsored By: Finance and Audit Committee:

Aldermen: Koop, Scott-Childress, Davis, O'Reilly, Noble

WHEREAS, the NYSDOT reconstructing of the intersection at I-587 and Albany Avenue is expected to begin in Spring 2019 and the NYSDOT can include bid items in the overall project to cover infrastructure improvements; and

WHEREAS, the City of Kingston previously authorized bonding in the amount of \$800,000 for the upgrade of sewer infrastructure which is already 75-100 years old and in need of revitalization; and

WHEREAS, alterations to the original plans were necessary, increasing the estimated cost from \$685,120.80 to \$1,079,554.16; and

WHEREAS, additional bonding is therefore requested in the amount of \$280,000; for a total of \$1,800,000 to cover the estimated cost of this utilities upgrade;

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

SECTION 1. That the Common Council authorizes the additional amount of \$280,000.00, to be provided through General Municipal bonding, for a total of \$1,080,000.00 in bonding to fund infrastructure improvements in the area of the I-587 and Albany Avenue intersection

SECTION 2. That the Mayor is authorized to execute related documents, including a utility work agreement

SECTION 3. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of

Approved by the Mayor this _____ day of

_____, 2018

_____, 2018

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on August 7, 2018

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 Engineering

DATE 8/6/18

Description: Respectfully request bonding approval of \$1,079,554.6
for Sewer line replacement for PIN 8811.26 - 1587
at Albany Ave and Broadway, per attached letter and
Engineering cost estimate of Carolyn Ryan Ryan, PE
Project Mgr of June 7, 2018

Estimated Financial Impact _____ Signature _____

Motion by JN

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: _____

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

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

Ralph E. Swenson, P.E., City Engineer



Steven T. Noble, Mayor

June 14, 2018

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

Re: PIN 8811.26
Kingston Roundabout at I-587 and Albany Avenue
Revised Construction Cost Estimate
Utility Work Agreement

Dear President Noble,

Previously the Kingston Common Council authorized bonding in the amount of \$800,000 for sewer replacements within the work zone of the above referenced NYSDOT project as "betterment" under a Utility Work Agreement; Resolution #239 of 2017. Since that time revisions to the sewer replacement design have been incorporated into the plans along with other bid items and revised unit prices to the original Engineer's Estimate that have significantly increased the cost of the Project. The original cost estimate was \$685,120.80; you authorized \$800,000 at my request to cover anticipated cost increases. However, the revised Engineer's Estimate dated June 7, 2018 is now \$1,079,554.16.

Items that have increased in quantity are sewer pipe by 331 feet; some of this increase can be attributable to required realignment due to utility interference, along with commensurate increases in excavation, sheeting and shoring, and select backfill material; significant increases in estimated unit prices for traffic control, survey, sheeting and shoring, excavation, and precast concrete manholes; and the inclusion of new bid items such as mobilization and bluestone sidewalk replacement (replaces an item called stone block paving).

The proposed "betterments" will provide for improved reliability of sewer maintenance and service, and provide for an extended life cycle as argued before, unfortunately at increased cost.

I request Council give consideration to this additional funding request and re-authorize the Mayor to sign the associated Utility Work Agreement, attached.

Please forward this communication to the next regularly scheduled Finance Committee for further discussion.

Should you have any questions, do not hesitate to contact me.

Respectfully,

Ralph Swenson
City Engineer

Cc: Steven T. Noble, Mayor
Kevin Bryant, Corporation Counsel
Douglas Koop, Chair, Kingston Common Council Finance Committee
John Tuey, Comptroller



Department of
Transportation

ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

TODD WESTHUIS, P.E.
Regional Director

July 14, 2017

Mr. Ralph Swenson
City Engineer
City of Kingston
420 Broadway
Kingston, NY 12401

**RE: PIN 8811.26
KINGSTON ROUNABOUT
I-587 AT ALBANY AVE
CITY OF KINGSTON
ULSTER COUNTY**

Dear Mr. Swenson,

As a follow up to your June 27, 2017 meeting with Mark Kruk, Project Engineer, NYSDOT regarding the Department's above referenced project and your intentions to replace your sewer facilities within our project limits, we hereby request the following information so that we can assist in developing a preliminary estimate for the proposed replacement. They are as follows:

- Owner Requirements for Sewer Mains and Appurtenances (See attached Special Note. This Note is included in all State contracts which include sewer main relocations)
- Limits and Summary of Work, including service lines
- Confirmation of all existing sewer lines, including service line locations as shown on the Department's preliminary plans (attached)
- Depth of cover for all existing sewer lines and service connections.
- Construction sequence and proposed temporary sewer bypass plan and details
- NYSDEC Approvals, if necessary

With that, we will progress a preliminary estimate so that you can determine if your Department would like to pursue the opportunity to replace your facilities during the construction of the project as a Betterment to be paid by the City of Kingston.

Please reply at your earliest convenience before August 11, 2017 so that we can continue to progress our project plans in a timely manner and initiate the necessary Agreements and Resolutions for this Betterment work.

We look forward to working with you as we progress our project. If you have any questions or concerns please feel free to contact Mark Kruk at 845-431-5749 or email at mark.kruk@dot.ny.gov.

Thank you,

A handwritten signature in cursive script, appearing to read "Carolyn Ryan".

Carolyn Ryan, P.E.
Project Manager

Cc: Mayor Steven T. Noble, City of Kingston
Ms. Kristen Wilson, Grants Manager, City of Kingston
Mr. Mark Kruk, Project Engineer, NYSDOT
Mr. Gerhard Wetzel, Regional Utility Engineer, NYSDOT

RESOLUTION #239 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE ADOPTION OF A BOND ORDINANCE IN THE SUM OF \$800,000 FOR
UPGRADE OF UTILITIES IN THE AREA OF THE NYS DEPARTMENT OF TRANSPORTATION
ROUNDBOUT PROJECT AT I-587 AND ALBANY AVENUE AND AUTHORIZING THE MAYOR
TO EXECUTE RELATED DOCUMENTS

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

WHEREAS, the NYSDOT reconstructing of the intersection at I-587 and Albany Avenue is
expected to begin in Spring 2019; and

WHEREAS, the existing infrastructure is already 75-100 years old and in need of
revitalization; and

WHEREAS, the NYSDOT can include bid items in the overall project to cover infrastructure
improvements estimated at \$685,120.80; and

WHEREAS, bonding is requested in the amount of \$800,000 to cover estimated costs plus
contingencies

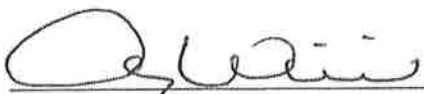
**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AS FOLLOWS:**

SECTION 1. That the Common Council authorizes the amount of \$800,000.00 to be
provided through General Municipal bonding to fund infrastructure improvements in
the area of the I-587 and Albany Avenue intersection

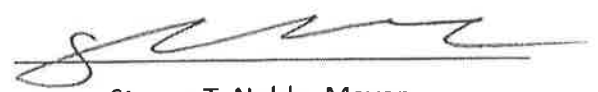
SECTION 2. That the Mayor is authorized to execute related documents, including
a utility work agreement

SECTION 3. That this resolution shall take effect immediately.

Submitted to the Mayor this 6th day of
December, 2017


Carly Winnie, City Clerk

Approved by the Mayor this 6th day of
December, 2017


Steven T. Noble, Mayor

Adopted by Council on December 5, 2017



Department of Transportation

ANDREW M. CUOMO
Governor

PAUL A. KARAS
Acting Commissioner

LANCE MacMILLAN, P.E.
Acting Regional Director

June 7, 2018

Mr. Ralph Swenson
City Engineer
City of Kingston
420 Broadway
Kingston, NY 12401

**RE: PIN 8811.26
KINGSTON ROUNDABOUT
I-587 AT ALBANY AVE
CITY OF KINGSTON
ULSTER COUNTY**

Dear Mr. Swenson,

As a follow up to our September 12, 2017 letter regarding the Department's above referenced project and your intentions to replace your sewer facilities within our project limits, we hereby submit a final estimate for the proposed work.

The final estimate reflects contingency items which are now finalized, changes made to the design of the proposed sewer since preliminary design, and the addition of items for the replacement of bluestone sidewalk. Please be advised the final estimate includes a 10% item for work zone traffic control and a 5% item for survey operations. In addition, please be advised the attached final estimate includes a 15% engineering cost which includes construction inspection and administrative and design costs.

Contract documents for the above referenced project must be complete by June 28, 2018. In the coming weeks you will be contacted by our Regional Utility Engineer, Mr. Gerhard Wetzels, regarding executing a Betterment Agreement. The Betterment payment will be due at that time. Bid opening is currently scheduled for September 13, 2018. At that time, we will review the item prices for the sewer work and adjust the Betterment cost accordingly. If the bid prices are higher than our estimate the City of Kingston will be responsible to remit payment before the contract can be awarded (typically within 45 days of the bid opening) for the difference. If the bid prices are lower, the City of Kingston will be credited at contract completion and acceptance.

We look forward to working with you as we start construction on this important project for the City of Kingston. If you have any questions or concerns, please feel free to contact Mark Kruk at 845-431-5749 or email at mark.kruk@dot.ny.gov.

Thank you,

A handwritten signature in cursive script, appearing to read "Carolyn Ryan".

Carolyn Ryan, P.E.
Project Manager

Cc: Mayor Steven T. Noble, City of Kingston
Ms. Kristen Wilson, Grants Manager, City of Kingston
Mr. Mark Kruk, Project Engineer, NYSDOT
Mr. Gerhard Wetzel, Regional Utility Engineer, NYSDOT

**P.I.N. 8811.26 - I587 AT ALBANY AVE. AND BROADWAY_CITY OF KINGSTON
ENGINEER'S ESTIMATE FOR SEWERLINE REPLACEMENT**

ITEM	DESCRIPTION	UNIT	QUAN.	UNIT PRICE	AMOUNT
203.07	SELECT GRANULAR FILL	CY	1,535	\$ 55.00	\$ 84,425.00
206.0201	TRENCH AND CULVERT EXCAVATION	CY	1,887	\$ 40.00	\$ 75,480.00
304.11000008	SUBBASE COURSE (MODIFIED)	CY	148	\$ 60.00	\$ 8,880.00
402.126103	12.5 F1 TOP COURSE HMA, 60 SERIES COMPACTION	TON	3	\$ 110.00	\$ 330.00
402.256903	25 F9 BINDER COURSE HMA, 60 SERIES COMPACTION	TON	4	\$ 110.00	\$ 440.00
402.376903	37.5 F9 BASE COURSE HMA, 60 SERIES COMPACTION	TON	13	\$ 110.00	\$ 1,430.00
407.0103	STRAIGHT TACK COAT	GAL	37	\$ 8.50	\$ 314.50
552.12	TEMPORARY TIMBER SHEETING	SF	16,486	\$ 0.70	\$ 11,540.20
552.17	SHIELDS AND SHORING	SF	16,486	\$ 1.10	\$ 18,134.05
555.0105	CONCRETE FOR STRUCTURES, CLASS A	CY	20	\$ 990.00	\$ 19,800.00
603.98080007	POLYVINYL CHLORIDE (PVC) SEWER PIPE AND FITTINGS, 8"	LF	841	\$ 55.00	\$ 46,255.00
603.98100007	POLYVINYL CHLORIDE (PVC) SEWER PIPE AND FITTINGS, 10"	LF	951	\$ 75.00	\$ 71,325.00
603.99050002	CONCRETE PLUGS FOR SEWER PIPE	EA	6	\$ 445.00	\$ 2,670.00
603.99100105	TEMPORARY SANITARY SEWER	LS	1	\$ 100,000.00	\$ 100,000.00
608.40010001	REMOVE, STORE AND RESET EXISTING WALK (STONE DUST SETTING BED)	SY	251	\$ 100.00	\$ 25,100.00
608.11040008	BLUESTONE ON MORTAR-SETTING BED	SF	2,260	\$ 40.00	\$ 90,400.00
609.15	RESETTNG EXISTING CURB	LF	162	\$ 55.00	\$ 8,910.00
627.50140008	CUTTING PAVEMENT	LF	1,098	\$ 6.00	\$ 6,588.00
655.05020010	FRAMES AND COVERS FOR SANITARY SEWER MANHOLES	EA	12	\$ 665.00	\$ 7,980.00
659.700001XX	ABANDON MANHOLES	EA	2	\$ 1,200.00	\$ 2,400.00
660.35010001	REESTABLISH SERVICE CONNECTIONS SEWER, COMPLETE	EA	29	\$ 1,750.00	\$ 50,750.00
663.0603	COPPER WATER SERVICE PIPE 3/4"	LF	120	\$ 20.00	\$ 2,400.00
663.2503	WATER SERVICE CONNECTION, 3/4"	EA	4	\$ 755.00	\$ 3,020.00
664.40480006	SANITARY SEWER MANHOLE (48 INCH DIA.)	LF	97	\$ 1,115.00	\$ 108,155.00
ENGINEER'S ESTIMATE SUBTOTAL (EES)					\$ 746,726.75
619.01	BASIC WORK ZONE TRAFFIC CONTROL	LS	1	\$ 74,673.00	\$ 74,673.00
625.01	SURVEY OPERATIONS	LS	1	\$ 37,337.00	\$ 37,337.00
697.03	FIELD CHANGE PAYMENT	DC	41,000	\$ 1.00	\$ 41,000.00
698.04	ASPHALT PRICE ADJUSTMENT	DC	2,200	\$ 1.00	\$ 2,200.00
698.05	FUEL PRICE ADJUSTMENT	DC	335	\$ 1.00	\$ 335.00
699.040001	MOBILIZATION	LS	1	\$ 36,471.00	\$ 36,471.00
ADJUSTED ENGINEER'S ESTIMATE					\$ 938,742.75
SUBTOTAL (ADJUSTED ENGINEER'S ESTIMATE PLUS CONTINGENCIES)					\$ 938,742.75
15% ADDITIVE FOR ENGINEERING (CONSTRUCTION INSPECTION AND ADMINSTRATIVE)					\$ 140,811.41
GRAND TOTAL ENGINEER'S ESTIMATE FOR SEWERLINE RECONSTRUCTION					\$ 1,079,554.16



Department of
Transportation

ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

TODD WESTHUIS, P.E.
Regional Director

September 12, 2017

Mr. Ralph Swenson
City Engineer
City of Kingston
420 Broadway
Kingston, NY 12401

**RE: PIN 8811.26
KINGSTON ROUNDABOUT
I-587 AT ALBANY AVE
CITY OF KINGSTON
ULSTER COUNTY**

Dear Mr. Swenson,

As a follow up to our July 14, 2017 letter regarding the Department's above referenced project and your intentions to replace your sewer facilities within our project limits, we hereby submit a preliminary estimate for the proposed work.

Please review the attached estimate and provide any comments or concerns you may have by September 28, 2017. Please be advised the attached preliminary estimate includes a 15% engineering cost for our Department to conduct the necessary engineering and prepare the contract documents. If your Department wishes to conduct the engineering yourselves this 15% can be deducted from the preliminary estimate. If your Department elects to conduct the engineering, please be advised all contract plans, details and specifications must meet NYSDOT standards.

If your Department is agreeable with the attached estimate, we can proceed with the Betterment Utility Work Agreement. In addition, a City Resolution will be necessary. Form HC-140 is attached for your reference and a draft resolution is attached as well. We can assist in drafting the resolution, if necessary.

Contract documents for the above referenced project must be complete by June 7, 2018. The Betterment payment will be due at that time. Bid opening is currently scheduled for September 6, 2018. At that time, we will review the item prices and adjust the Betterment cost accordingly. If the bid prices are higher than our estimate your Department will be responsible to remit payment before the contract can be awarded (typically within 45 days of the bid opening) for the difference. If the bid prices are lower, your Department will be credited.

We look forward to working with you as we progress our project. If you have any questions or concerns, please feel free to contact Mark Kruk at 845-431-5749 or email at mark.kruk@dot.ny.gov.

Thank you,



Carolyn Ryan, P.E.
Project Manager

Cc: Mayor Steven T. Noble, City of Kingston
Ms. Kristen Wilson, Grants Manager, City of Kingston
Mr. Mark Kruk, Project Engineer, NYSDOT
Mr. Gerhard Wetzel, Regional Utility Engineer, NYSDOT

P.I.N. 8811.26 - I587 AT ALBANY AVE. AND BROADWAY CITY OF KINGSTON
ENGINEER'S ESTIMATE FOR SEWERLINE REPLACEMENT

ITEM	DESCRIPTION	UNIT	QUAN.	UNIT PRICE	AMOUNT
203.07	SELECT GRANULAR FILL	CY	1,130	\$ 55.00	\$ 62,150.00
206.0201	TRENCH AND CULVERT EXCAVATION	CY	1,550	\$ 35.00	\$ 54,250.00
304.11000008	SUBBASE COURSE (MODIFIED)	CY	20	\$ 145.00	\$ 2,900.00
552.17	SHIELDS AND SHORING	SF	18,440	\$ 0.75	\$ 13,830.00
603.9910011	TEMPORARY SANITARY SEWER	LS	1	\$ 100,000.00	\$ 100,000.00
603.99230015	POLYVINYL CHLORIDE GRAVITY SEWER PIPE, 8 INCH DIAMETER	LF	1,470	\$ 45.00	\$ 66,150.00
604.4048	ROUND PRECAST CONCRETE MANHOLE TYPE 48	LF	90	\$ 275.00	\$ 24,750.00
608.10040005	REMOVE, RESET OR REPLACE EXISTING STONE BLOCK PAVING	SF	1,940	\$ 25.00	\$ 48,500.00
655.1202	MANHOLE FRAME & COVER	EA	12	\$ 780.00	\$ 9,360.00
	ENGINEER'S ESTIMATE SUBTOTAL (EES)				\$ 381,890.00
619.01	BASIC WORK ZONE TRAFFIC CONTROL	LS	1	\$38,190.00	\$ 38,190.00
625.01	SURVEY OPERATIONS	LS	1	\$19,100.00	\$ 19,100.00
	ADJUSTED ENGINEER'S ESTIMATE				\$ 439,180.00
	CONTINGENCIES (20%)				\$ 87,836.00
	SUBTOTAL (ADJUSTED ENGINEER'S ESTIMATE PLUS CONTINGENCIES)				\$ 527,016.00
	15% ADDITIVE FOR ENGINEERING (CONSTRUCTION INSPECTION AND ADMINISTRATIVE)				\$ 79,052.40
	15% ADDITIVE FOR DESIGN SUPPORT AND ADMINISTRATIVE				\$ 79,052.40
	GRAND TOTAL ENGINEER'S ESTIMATE FOR SEWERLINE RECONSTRUCTION				\$ 685,120.80

NEW YORK STATE DEPARTMENT OF TRANSPORTATION REF. #
UTILITY WORK AGREEMENT

Since the construction, reconstruction, or maintenance of the transportation project described below, identified as:

Project Identification No.:	F.A. Project No.:
ROW Declaration No.:	Map Nos.:
Parcel Nos.:	County of:
Contract No.:	

Project Description:

necessitates the adjustment of utility facilities as hereinafter described, the owner, _____, of said facilities herewith agrees with the State of New York acting through the Commissioner of Transportation that this agreement shall apply to the accommodation of these utility facilities. Any adjustment of said facilities will be accomplished under the terms of this agreement, in accordance with the Rules and Regulations Governing the Accommodation of Utilities within the State Highway Right-of-Way, in compliance with the attached Special Note "Coordination with the Utility Schedule, and in accordance with the contract plans, specifications, proposal, amendment(s) or change order(s).

I. **Existing Facilities** (describe type, size, capacity, location, etc.)

presently located on _____ Right-of-Way
(indicate State, County, City, Town, Village, Private, etc.)

as shown on the plans for the proposed transportation project are to be adjusted as follows: (describe type, size, capacity, location, etc.)

for an estimated \$

UTILITY WORK AGREEMENT

REF. #

II. Financial Responsibility (check appropriate boxes):

- ☐ The facilities to be adjusted under the terms of this agreement are subject to Section 52 of the State Highway Law, and the cost of this adjustment is the sole responsibility of the owner.
- ☐ Subdivision 24 of Section 10 of the State Highway Law enables the Commissioner of Transportation to provide at the expense of the State, for adjustment to a municipally owned utility when such work is necessary as a result of State highway work. (Municipal Agreement required.)
- ☐ Subdivision 24-b of Section 10 of the State Highway Law enables the Commissioner of Transportation to participate in the necessary expenses incurred for adjustment of privately, publicly or cooperatively owned facilities, municipal utility facilities, or facilities of a corporation

organized pursuant to the State Transportation Corporations Law. (Privately Owned Property Agreement or Reimbursement Agreement required.)

- ☐ Subdivision 27 of Section 10 of the State Highway Law enables the Commissioner of Transportation, upon the request of a municipality, to perform for and at the expense of such municipality specified work to be included within a State-let contract. (Betterment Resolution required.)
- ☐ Subdivision 33 of Section 10 of the State Highway Law enables the Commissioner of Transportation, upon the request of a public utility corporation, to perform for and at the expense of such public utility corporation specified work to be included within a State-let contract.
- ☐ Subdivision 13 of Section 30 of the State Highway Law enables the Commissioner of Transportation to enter into an agreement to reimburse with public funds the owner for necessary expenses incurred as a result of this adjustment, or to replace the facilities in kind.
- ☐ The owner will develop and keep a record of costs in accordance with the New York State Department of Transportation (NYSDOT) Reimbursement Procedures, and when federal funds participate in the cost, the Federal Highway Administration (FHWA) Federal-Aid Policy Guide Part 645, or as indicated below:

III. **Physical Adjustment Method** (check appropriate boxes):

The actual adjustment or design engineering will be performed by the following method (s):

- ☐ Contract let by the Commissioner.
- ☐ Contract let by the Owner, (check applicable statement, i.e., a or b)
 - ☐ a. Best Interests of State.
 - ☐ b. Utility not sufficiently staffed or equipped.
- ☐ By the Owner's forces.

IV. **Betterment, Salvage, and Depreciation Credits Due the Project** (check appropriate boxes):

- ☐ There will be no extension of service life, improved capacity nor any other betterment of the facility (as defined by the NYSDOT Utility Reimbursement Procedures and by FHWA Federal-Aid Policy Guide Part 645) as a result of the adjustments made pursuant to this agreement.
- ☐ There is betterment described as follows:
- ☐ The owner will not claim reimbursement for that betterment portion of the work, but will duly account for it as required by applicable NYSDOT and FHWA procedures.
- ☐ The owner hereby agrees to deposit with the Comptroller of the State of New York the amount of \$_____ to cover the cost of the betterment as described above.
- ☐ The owner agrees to comply with the requirements of the NYSDOT Utility Reimbursement Procedure and FHWA Federal-Aid Policy Guide Part 645 with the respect to salvage and depreciation credits when applicable.

V. **General Covenants**

The owner hereby agrees to accept full title and responsibility for the adjusted facility in writing upon satisfactory completion of the work. Such acceptance will acknowledge the owner's responsibility to maintain the facility in accordance with all applicable codes, standards and regulations, including his obligation, where applicable, to remove any or all of the facility from the highway at the order of the Commissioner of Transportation, all in accordance with the Rules and Regulations Governing the Accommodation of Utilities within the State Highway Right-of-Way. All compensable claims covered by this agreement will be included in one of the following:

- A. Privately Owned Property Agreement executed prior to the performance of the work.
- B. Municipal Agreement executed prior to performance of the work.
- C. Reimbursement Agreement executed prior to performance of the work.
- D. Such other agreement as approved by NYSDOT Office of Legal Affairs.

UTILITY WORK AGREEMENT

REF. #

VI. References

The following documents are herewith incorporated in this agreement be reference (check appropriate boxes)

- ☐ Federal Highway Administration's Federal-Aid Policy Guide Part 645.
- ☐ Contract documents : Contract number _____
PIN _____
Plan sheets No. _____
- ☐ Owner's plan sheets _____
- ☐ Owner's estimate sheets form No. _____
- ☐ Resolution dated _____, by _____
- ☐ Granting the State of New York authority to perform the adjustment for the owner.
- ☐ Agreeing to maintain facilities adjusted via State-let contract.
- ☐ Authorizing deposit of funds by the owner.
- ☐ Certification by the owner or his agent that he has the legal authority to enter into this agreement.

_____ (Print/Type Name)Owner or Agent	_____ (Signature)	_____ Title	_____ Date
--	----------------------	----------------	---------------

_____ For NYSDOT Commissioner of Transportation	_____ Title	_____ Date
--	----------------	---------------

**RESOLUTION BY THE CITY COUNCIL
CITY OF KINGSTON
ULSTER COUNTY
AUTHORIZING PAYMENT TO THE STATE FOR REQUESTED WORK
Resolution # _____**

WHEREAS in connection with Contract PIN 8811.26, for the construction of a roundabout at the intersection of I-587 and Albany Ave., S.H. 75-30, City of Kingston, Ulster County by Resolution No. _____, adopted _____, 2017, requested and authorized the State Department of Transportation to proceed with the necessary arrangements to incorporate new sewer facilities in the contract for a roundabout, S.H. 75-30, with the cost of said sewer facility and necessary work in connection therewith to be borne by the City of Kingston, and

WHEREAS THE City Council desires that the said sewer facility, the City's share of which based on the "additional cost" method is estimated to cost \$_____, be constructed at the sole expense of the City of Kingston, in connection with the above mentioned State contract, as set forth in the plans for said project.

NOW THEREFORE BE IT REOSOLVED, that pursuant to Section 10, Subdivision 27 of the New York Highway Law, the sum of \$_____ is hereby appropriated to cover the cost of the new sewer facility, and the City Treasurer is hereby authorized and directed to deposit such sum with the State Comptroller ninety (90) days prior to the contract bid opening, and be it

FURTHER RESOLVED, that a copy of this resolution be filed with the State Comptroller and with the State Commissioner of Transportation; it being understood that upon completion of the said roundabout, in the City of Kingston, the Commissioner of Transportation of the State of New York shall transmit to this City Council a statement showing the actual costs and expenses of such work and shall notify the City Treasurer of the amount due from or to be returned to the City, as case may be, and that any sum due the State of New York shall be paid by the City if Kingston within ninety (90) days after the date of transmittal of said statement, and the funds thereof shall be raised according to the statutes in such cases made and provided; and be it

FURHTER RESOLVED, that the City of Kingston will maintain said new sewer facility after construction thereof as set forth and will make ample provision each year for such maintenance, and

BE IT FURTHER RESOLVED that the Clerk of this City Council is hereby directed to transmit five (5) certified copies of the forgoing resolution to the New York State Department of Transportation.

STATE OF NEW YORK
COUNTY OF ULSTER
CITY OF KINGSTON

This is to certify that I, the undersigned, Clerk of the City Council of the City of Kingston, have compared the foregoing copy of resolution # _____ with the original now on file in this office and which was passed by said Board on the _____ day of _____ 20_____, a majority of all the members elected to the Board voting in favor thereof, and that the same is a correct and true transcript of such original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the City of Kingston this _____ day of _____ 20_____.

Clerk

BOND ORDINANCE DATED AUGUST 7, 2018.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$280,000 BONDS OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, TO PAY COSTS IN CONNECTION WITH THE SANITARY SEWER REPLACEMENT PROJECT FOR THE I-587/ALBANY AVE/BROADWAY INTERSECTION, 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 costs in connection with the Sanitary Sewer Replacement Project for the I-587/Albany Ave/Broadway Intersection, including engineering and design, construction, and construction inspection, in and for the City of Kingston, Ulster County, New York, there are hereby authorized to be issued an additional \$280,000 bonds pursuant to the provisions of the Local Finance Law. Said object or purpose is hereby authorized at the new maximum estimated cost of \$1,080,000.

Section 2. The plan for the financing of such \$1,080,000 maximum estimated cost is as follows:

- a) By the issuance of the \$800,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond ordinance dated December 5, 2017;
- b) By the issuance of the additional \$280,000 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. The five year period of probable usefulness assigned to the engineering and design work is hereby amended to forty years.

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. Such bonds shall be in fully registered form and shall be signed in the name of the City of Kingston, Ulster County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. 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, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual

countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. 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 8. 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 9. 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 10. 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 11. 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.

RESOLUTION 157 OF 2018

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.

* * * * *

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 7th day of August, 2018.
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 August, 2018.

City Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond ordinance, summary of which is published herewith, has been adopted on August 7, 2018, 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,

_____, 2018.

City Clerk

BOND ORDINANCE DATED AUGUST 7, 2018.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$280,000 BONDS OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, TO PAY COSTS IN CONNECTION WITH THE SANITARY SEWER REPLACEMENT PROJECT FOR THE I-587/ALBANY AVE/BROADWAY INTERSECTION, IN AND FOR SAID CITY.

Specific object or purpose:	Sanitary Sewer Replacement Project for the I-587/Albany Ave/Broadway Intersection
Period of probable usefulness:	40 years
Revised maximum estimated cost:	\$1,080,000
Amount of obligations to be issued pursuant to this ordinance:	\$280,000 bonds/\$800,000 previously authorized



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July 24, 2018

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
Sanitary Sewer Replacement Project – Additional \$280,000 Bonds
Orrick File: 42394-2-75

Dear John:

In accordance with your recent request, we are enclosing draft proceedings of the Common Council containing a bond ordinance in connection with the above matter.

If the ordinance meets with the approval of the Common Council, please have it adopted by a super majority vote; that is a vote of at least two-thirds of the total voting strength of the Common Council.

As soon as possible after the adoption of such ordinance, the enclosed summary Legal Notice of Estoppel should be published in full in the official newspaper designated for this purpose.

As soon as available, please furnish us with the following:

1. An ORIGINALLY certified copy of the enclosed bond ordinance, showing the vote taken thereon.
2. An ORIGINAL printer's affidavit of publication of the summary Legal Notice of estoppel from the official newspaper.

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

With best wishes,

Very truly yours,

Tom

Thomas E. Myers
TEM/es
Enclosures

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 7th day of August, 2018, 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:

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 Engineer

DATE _____

Description: Respectfully request a additional bonding of \$289,000
for sewerline replacement at I-587 / Albany Ave
project PIN 8811.26, per letter and cost estimate
of Carolyn Ryan, PE (Project Mgr) June 7, 2018

Estimated Financial Impact _____

Signature _____

Motion by RS-C

Seconded by JN

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>DA Koop</u> Douglas Koop, Chairman	✓	
<u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3	✓	
<u>Anthony Davis</u> Anthony Davis, Ward 6		✓
<u>Patrick O'Reilly</u> Patrick O'Reilly, Ward 7	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	

LOCAL LAW __ OF 2018

LOCAL LAW OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AMENDING CHAPTER 208 – ELECTRICAL REGULATIONS, OF THE CODE OF
THE CITY OF KINGSTON, NEW YORK

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

WHEREAS, Chapter 208, Electrical Regulations, has previously been adopted and amended by Local Law; and

WHEREAS, the Board of Electrical Examiners has submitted a request to update the language in Chapter 208, Electrical Regulations, of the City of Kingston Code; and

WHEREAS, the Laws and Rules Committee of the Common Council of the City of Kingston has reviewed the changes and wishes to amend Chapter 208, so as to properly reflect the current Licensing Procedures

NOW, THEREFORE, BE IT ENACTED THAT THE CODE OF THE CITY OF KINGSTON BE AMENDED AS FOLLOWS:

Section 1: That Chapter 208, entitled Electrical Regulations, shall be amended, as attached:

Section 2: If any provisions of this local law are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the local law shall remain in effect.

Section 3: This local law shall take effect upon filing with the New York State Secretary of State.

Submitted to the Mayor this _____

day of _____ 2018

CARLY WINNIE, CITY CLERK

Approved by the Mayor this _____

day of _____ 2018

STEVEN T. NOBLE, MAYOR

Adopted by Council on

Chapter 208

Electrical Regulations

[HISTORY: Adopted by the Common Council of the City of Kingston as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 172.

Fences — See Ch. 220.

Article I

Licensing of Electricians; General Regulations

[Adopted 8-7-1984 by L.L. No. 3-1984, approved 8-28-1984, as Ch. 42, Art. I, of the 1984 Code]

§ 208-1 Definitions.

As used in this article, the following terms shall have the following meanings unless the context requires otherwise:

BOARD

The Board of Electrical Examiners of the City of Kingston, New York, established by this article.

CERTIFICATE OF APPROVAL

A certificate issued by the inspector.

[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]

INSPECTOR

The person or persons authorized and required by this article to make electrical inspection within the City of Kingston, New York.

MASTER ELECTRICIAN

Includes any person who engages in or carries on the business of installing, erecting, altering or repairing electrical wiring, apparatus, fixtures, devices, appliances and equipment utilized or designed for the utilization of electricity for light, heat or power purposes or for signaling systems operating on 50 volts or more, any person who performs or supervises the performance of work done in connection with the installation, erection, alteration, extension or repair of electrical wiring, apparatus, fixtures, devices, appliances and equipment for light, heat or power purposes or for signaling systems operating on 50 volts or more and any person who contracts to do any of the foregoing.

PERSON

Includes an individual, firm, partnership or corporation.

§ 208-2 License required.

A. No person shall hereafter engage in, carry on or conduct the business of master electrician or do or perform or

offer or undertake or contract to do or perform the work of a master electrician within the City of Kingston, New York, or hold himself out to the public, directly or indirectly, as being able so to do, unless licensed therefor pursuant to this article or unless employed by and working under the direction of a person so licensed.

- B. No person shall engage in, carry on or conduct the business of master electrician *limited* or do or perform or offer or undertake or contract to do or perform the work of a master electrician limited within the City of Kingston, New York, or hold himself out to the public, directly or indirectly, as being a master electrician *limited*, except those licensed as such prior to August 1, 2018, as the City of Kingston no longer offers a master electrician limited license.

§ 208-3 Board established: membership; Secretary; compensation.

- A. There is hereby established in and for the City of Kingston, New York, a board to be known as the "Board of Electrical Examiners of the City of Kingston, New York." This Board shall consist of five persons who shall be appointed by the Mayor. One of such members shall be the Fire Chief of the City of Kingston, New York; one shall be a representative of a public service corporation furnishing electricity for public use in the City of Kingston, New York; one shall be a master electrician who has had at least 10 years' experience in electrical contracting and construction work; and one shall be a journeyman electrician who has had at least 10 years' practical experience in electrical construction work. [Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]
- B. Of the members first appointed, one shall be appointed for a term of one year, two for a term of two years and two for a term of three years; except that they may continue to serve after the expiration of their respective terms of office until their successors have been appointed and have qualified. The successors of all such members shall be appointed for terms of three years; except that they may continue to serve after the expiration of their respective terms of office until their successors have been appointed and have qualified.
- C. A vacancy occurring in the membership of the Board from any cause shall be filled by the Mayor for the unexpired term of the member whose office has become vacant.
- D. A member of the Board may be removed by the Mayor for misfeasance or malfeasance in office, incompetence, incapacity, neglect of duty or other good and sufficient cause, after giving to such member a copy of the charges against him and an opportunity to be heard in his defense in person and/or by counsel.
- E. The Board shall elect a Chairman from its membership. The Fire Chief of the City of Kingston, New York, shall be the Secretary of said Board and shall serve as such Secretary without pay. The Secretary shall have the authority to waive the fees of board members at his/her discretion.
- F. A majority of the Board shall constitute a quorum for the transaction of business.

§ 208-4 Powers and duties of the Board.

The Board shall have the following powers and duties, in addition to those elsewhere prescribed in this article:

- A. To hold at least one meeting in each month and as many other meetings at such other times as, in the opinion of the Chairman or a majority of the Board, are necessary or desirable for the efficient discharge of the business of the Board. All members of the Board present at any meeting shall sign the minutes of such meeting.
- B. To examine into the qualifications and fitness of applicants for licenses under this article, or of the representatives of such applicants designated for such purpose.
- C. To grant and issue licenses as master electricians to applicants possessing or whose representatives possess the requisite qualifications and to grant and issue licenses as special electricians to applicants possessing the

requisite qualifications. Licenses shall be signed by the Chairman and Secretary.

- D. To suspend or revoke licenses for cause as prescribed in § 208-11.
- E. To impose and collect fines for violations as prescribed in § 208-11.
- F. To keep records of all its meetings and proceedings and of all licenses issued, suspended or revoked by it and to make such records available for public inspection.
- G. To prepare a manual of its rules and regulations for the conduct of examinations and to furnish copies thereof to persons desiring the same, upon payment of a fee at a rate set forth in the fee schedule to be established by resolution of the Common Council of this City. [Amended 10-4-1988, approved 10-6-1988; 9-2-2014 by L.L. No. 2-2014, approved 9-11-2014]
- H. To adopt such rules and regulations as may be necessary, not inconsistent with the provisions of this article, with respect to the form and content of applications for licenses, the reception thereof, the investigation and examination of applicants and their qualifications, the conduct of the meetings and the business of the Board, and the other matters incidental or appropriate to the powers and duties of the Board as prescribed by this article, and for the proper administration and enforcement of the provisions of this article, and to amend or repeal any of such rules and regulations by a majority vote at any special or regular meeting, upon notice of at least 30 days to each member thereof.
- I. To file a copy of all its rules and regulations and of all changes therein, duly certified by the Secretary with the City Clerk immediately upon the adoption thereof, which copy shall be available for public inspection during the regular business hours of the day.

§ 208-5 Licenses; terms; renewal, fees.

[Amended 10-4-1988, approved 10-6-1988; 4-1-1997, approved 4-4-1997; 12-16-2008 by L.L. No. 6-2008, approved 12-31-2008; 9-2-2014 by L.L. No. 2-2014, approved 9-11-2014]

The Board may issue licenses under this article as follows:

- A. Master electrician's licenses, Class A - a master electrician's license, Class A, shall authorize the licensee to engage in the business of master electrician within the City of Kingston, New York, for a period ending the 31st day of December of the year in which it is issued, except that a licensed master electrician regularly and exclusively employed by a person who owns, leases, manages, maintains or operates one or more buildings or structures constituting a plant occupied or used for commercial or industrial purposes may not perform the work or engage in the business of a master electrician outside of such plant and except further that the work of a master electrician may not be performed under a license granted on application made pursuant to § 208-6B outside of the plant mentioned and described in such application. Such a license may be renewed annually on or before the expiration thereof for periods of one year upon payment of an annual renewal fee. Thereafter the fees specified herein shall be amended from time to time by resolution of the Common Council of the City of Kingston.
- B. Master electrician's licenses, Class B - a master electrician's license, Class B, one job permit, shall authorize the licensee to engage in the business of master electrician in the City of Kingston, New York, but only for the purpose of undertaking, performing and completing a single continuous job or installation at one location or property at one time. The fee for such license shall be for a period ending the 31st day of December of the year in which it is issued. This includes Solar Panel installations, for which building permits applications are also *required*. All individuals filing for a Class B, One Job Permit, must inquire with the Building Safety Division regarding the necessity of a Building Permit.
- C. The Board of Electrical Examiners is hereby authorized to add the following charges to the requirements for

electrical licenses, valid from January 1 to December 31, to help offset renewal notifications:

- (1) A late charge fee for all electrical licenses not renewed by January 10 of the new year. The fee specified herein shall be amended from time to time by resolution of the Common Council of the City of Kingston.
 - (2) A fee for all license holders who wish to consider their license inactive (shelved) for the current year. The fee specified herein shall be amended from time to time by resolution of the Common Council of the City of Kingston.
- D. There shall be fees charged for all licenses issued pursuant to this section. Fees for said licenses shall be in sums as set forth in the fee schedule to be established by resolution of the Common Council of this City.

§ 208-6 Applications for licenses.

[Amended 12-6-2005 by L.L. No. 4-2005, approved 12-27-2005; 12-16-2008 by L.L. No. 6-2008, approved 12-31-2008]

- A. Every person desiring a license as a master electrician under this article shall make application to the Board in such form and detail as the Board may prescribe. The fee for said application shall be at a rate set forth in the fee schedule to be established by resolution of the Common Council of this City. Such application will state, among other things, the applicants name, business name, address and telephone number. If the applicant is a corporation, any one of the officers who owns at least 25% of that corporation may be designated as the representative and is considered the applicant. That person will act as the supervisor of the work being done under the license, if granted. The fee specified herein shall be amended from time to time by resolution of the Common Council of the City of Kingston. **[Amended 9-2-2014 by L.L. No. 2-2014, approved 9-11-2014]**
- B. A person who owns, leases, manages, maintains or operates one or more buildings or structures constituting a plant occupied or used for commercial or industrial purposes desiring a license as a master electrician so that the work of the master electrician may be regularly performed in such plant may make application therefor to the Board in such form and detail as the Board may prescribe or may regularly employ a licensed master electrician for such purpose. Such application shall state, among other things, the name and nature of the business of the applicant, the location and description of the buildings or structures constituting the plant of the applicant where the work of a master electrician will be performed under the license, if granted, and the name of the representative of the applicant who will take the examination for the license and who will act as the supervisor of the work to be done under the license granted.
- C. Every person desiring a license as a special electrician under this article shall make application therefor to the Board in such form and detail as the Board may prescribe. Such application shall state, among other things, the name and residence address of the applicant, the name and business address of the person employing or who desires to employ the applicant and the nature and extent of the experience of the applicant in work as a special electrician.
- D. Each application shall be accompanied by cash, check or money order for the amount of the license fee prescribed by this article for the type or class of license desired. Ninety per centum of such fee shall be returned to the applicant upon failure to pass the examination.

§ 208-7 Examinations.

- A. Examinations shall be in writing. A complete record of every examination given will be kept on file until three years after the date of the examination. Examinations shall be held at the times and places prescribed by the Board. **[Amended 10-4-1988; approved 10-6-1988; 12-6-2005 by L.L. No. 4-2005, approved 12-27-2005]**
- B. Examinations for a master electrician limited license shall be written or oral. No license as a master electrician limited shall be granted to any person unless the designated representative shall prove to the satisfaction of the

Board that he is a competent electrician and qualified to perform the work of installing electrical wiring for heating furnace apparatus and equipment.

- C. The applicant or, in the case of those applying for licenses as master electricians, the designated representative of the applicant shall present himself for examination at the time and place specified in a notice to be given by the Board.
- D. An applicant or the representative of an applicant who has failed in his first examination shall not be eligible for reexamination until one month from the date of such failure; one who fails twice or more shall not be eligible for further reexamination until at least six months have elapsed from the date of such second or subsequent failure.
- E. No license as a master electrician shall be granted to any person unless the designated representative shall prove to the satisfaction of the Board that he has or will establish a place for the regular transaction of business, if not exclusively employed by a person who owns, leases, manages, maintains or operates one or more buildings or structures constituting a plant occupied or used for commercial or industrial purposes; is a competent electrician and qualified to do electrical contracting, construction and installation work and electrical wiring; has a working knowledge of electricity and the natural laws, properties and functions of electricity and of appliances, apparatus, materials and devices for electric light, heat, power and signaling purposes used and required in such work, combined with a practical working knowledge of the requirements and provisions of the New York State Uniform Fire Prevention and Building Code and a knowledge of the provisions of this article and the rules and regulations of the Board and the laws of the state, if any, and of the City of Kingston, New York, for installation of electrical wiring, devices, appliances and equipment and of the provisions thereof requiring permits therefor; provided, however, that any person applying therefor within one year after the effective date of this article, who shall have been continuously engaged in the business and work of a master electrician in the City of Kingston, New York, for a period of five years or more preceding such date, shall, upon proof thereof to the satisfaction of the Board, be deemed fit and qualified to receive a license hereunder without further examination, upon payment of the fee prescribed therefor by this article.
[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]
- F. No license shall be granted to any person who is less than 21 years of age or does not comply with the New York State Compensation Law.

§ 208-8 Licenses; holder; supervisor, display.

- A. No license issued hereunder shall be assignable or transferable.
- B. Each license as a master electrician issued hereunder shall specify the name of the person, firm, partnership or corporation licensed, who or which shall be known as the holder of the license, and shall also specify the name of the person who has passed the examination, and such person shall be designated in the license as the supervisor of all work to be done under the license.
- C. The person designated as the supervisor may be a person in the employ of the holder of the license; or, if the holder is an individual, may be the holder himself; or, if the holder is a firm or partnership, may be a member thereof; or, if the holder is a corporation, may be an officer of the corporation, provided he has the requisite qualification of stock ownership herein prescribed therefor.
- D. The same person shall not be designated as the supervisor in two or more licenses issued to different holders.
- E. In the event that the business association of the supervisor with or the employment of the supervisor by the holder of the license shall terminate, the holder shall notify the Board of such fact forthwith and shall promptly designate another person as the representative of the holder, who shall submit himself for the examination to the Board when notified so to do. If no such new designation is made within 30 days after the termination of the association or employment of the former supervisor, the license of the holder shall become

null and void on the 30th day following such termination.

- F. All licenses shall be numbered in the order in which they are issued and shall be in such form and of such color and shall contain such information as may be prescribed by the Board.
- G. Each license shall at all times be kept conspicuously displayed in the place of business or employment, as the case may be, of the licensee.

§ 208-9 Renewal of Class A master electrician's licenses.

No Class A master electrician's license shall be renewed if the licensee has not actively engaged in business as a master electrician during a period of one year or more immediately preceding the application for renewal. Any such licensee not renewed within the time prescribed by this article shall lapse at the expiration of its term, and the holder of such license must thereafter qualify for an original license hereunder and comply with all the requirements and provisions hereof relative thereto.

§ 208-10 Additional requirements for Class A licensed master electricians; penalties for offenses.

[Amended 10-4-1988; approved 10-6-1988; 6-8-1999; approved 6-14-1999; 12-6-2005 by L.L. No. 4-2005, approved 12-27-2005]

- A. Any person to whom such license has been issued who shall loan, rent, sell or transfer the same to another person, whether such person is entitled to receive a similar license or not, or otherwise willfully violates the provisions of this section, shall be punishable by the Board by a fine of not exceeding \$50 for the first offense and not less than \$100 nor more than \$250 for a subsequent offense and, in addition thereto, shall forfeit his or her license hereunder.
- B. Each Class A master electrician licensed hereunder shall have a telephone listed under his or her name and shall display his or her name on the directory or on the outer entrance of the building in which his or her place of business is located on all stationery, advertisements and other printed matter used in connection with his or her business.
- C. If any Class A master electrician licensed hereunder does not maintain a regular place of business by reason of the fact that he or she is exclusively employed by a person who owns, leases, manages, maintains or operates one or more buildings or structures constituting a plant occupied or used for commercial or industrial purposes, such licensee shall not be required to procure or display a sign, have a telephone or display his or her name as provided in this section.

§ 208-11 Suspensions and revocation of licenses; fines.

- A. Any license issued hereunder may be suspended or revoked, in the discretion of the Board, after hearing upon due notice held, upon charges given to the licensee and an opportunity to be heard in his defense in person and/or by attorney, if the Board is satisfied that the holder of such license or any of his or its officers or employees willfully or by reason of incompetence have violated any provision of this article or of any other law or of any ordinance, local law or building code of the City of Kingston, New York, governing electrical work or requiring permits therefor or any requirement contained in the rules and regulations of the New York State Uniform Fire Prevention and Building Code. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- B. The Board may, in lieu of suspending or revoking a license hereunder, impose a fine not exceeding \$200 for the first offense, and not less than \$100 nor more than \$500 for a subsequent offense, and may suspend the license until such fine is paid. **[Amended 10-4-1988; approved 10-6-1988]**

§ 208-12 Review of action of Board.

Any action of the Board may be reviewed by any person aggrieved thereby in any court of competent jurisdiction by a proceeding instituted under the provisions of Article 78 of the Civil Practice Law and Rules.

§ 208-13 Installation standards.

[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]

All installations of electrical work, all extensions thereto and all alterations thereof within the City of Kingston, New York, shall be in conformity with the provisions of this article and of any other law or of any ordinance, local law or building code of the City of Kingston, New York, pertaining thereto and shall also be in conformity with approved standards for safety to life and property. In every case where no specific type or class of material or no specific standards are prescribed by law, conformity with the regulations and requirements contained in the New York State Uniform Fire Prevention and Building Code, as approved by the American Standards Association, shall be prima facie evidence of conformity with approved standards for safety to life and property.

§ 208-14 Inspections.

- A. One or more inspectors shall be appointed by the Board of Electrical Examiners of the City of Kingston and are hereby authorized and required, as such representative, to make electrical inspections and reinspections of all electrical installations within the City of Kingston, New York, and all extensions thereto and alteration thereof, and to approve or disapprove the same. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- B. It shall be the duty of the inspector to make an inspection of any premises wherein a fire or explosion has occurred, and for such purpose, it shall be the duty of the Chief of the Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to an inspector the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- C. The inspector shall have the right during reasonable hours to enter any building in the discharge of his official duties or for the purpose of making any inspection, reinspection or test of the installation of electric wiring, devices, appliances and equipment contained therein and shall have the authority to cut or disconnect any wire in cases of emergency where necessary for the safety of life or property or where such wire may interfere with the work of the Fire Department. He is also authorized to disconnect or order the discontinuance of electrical service to any electric wiring, devices, appliances or equipment found to be dangerous to life or property because they are defective or defectively installed until they have been made safe and have been approved by him.
- D. It shall be the duty of the inspector to make an inspection of any premises wherein a fire or explosion has occurred and for such purpose, it shall be the duty of the Chief of the Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to the agencies approved to conduct electrical inspections by the Kingston Board of Electrical Examiners, from which such inspector operates, the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require. **[Amended 11-7-2012, approved 11-8-2012]**
- E. The inspector shall make periodically a thorough reinspection of the installation of all electric wiring, devices, appliances and equipment now or hereafter installed within the City of Kingston, New York, and within the scope of this article; and when any such installation is found to be in a dangerous or unsafe condition, the person, firm or corporation owning, using or operating the same shall be notified, in writing, and shall make the necessary repairs or changes required to place the same in safe condition and have such work completed within 15 days or such longer time as may be specified by the inspector in such notice.
- F. When a tenant removes from a building or any portion of a building used wholly or partly for mercantile, industrial or commercial purposes, the electric meter shall be removed or locked by the public utility company furnishing electric service to such tenant, and electricity shall not be resupplied to these premises from any source until a new inspection has been made and new certificate of approval has been issued, if any change has been made in the electrical installation subsequent to the last previous inspection.

§ 208-15 Connection to installations.

- A. It shall be unlawful for any person, firm or corporation to make connection from a source of electrical energy to any electric wiring, devices, appliances or equipment, for the installation, extension or alteration of which a permit is required by law, until a certificate of approval or a permit has been issued authorizing such connection and use of such wiring, devices, appliances or equipment.
- B. It shall be unlawful for any person, firm or corporation to make connection from a source of electrical energy to any electric wiring, devices, appliances or equipment which has been disconnected or ordered to be disconnected by the inspector or the use of which has been ordered by the inspector to be discontinued until a certificate of approval has been issued by him authorizing the reconnection and use of such wiring, devices, appliances or equipment.

§ 208-16 Permits.

- A. It shall be a violation of this article for any person to install, alter or repair any electric wiring in the City of Kingston, New York, until such time as proper application has been filed with an inspector, and a permit obtained. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- B. No such permit shall be issued to any person, firm or corporation unless he or it is the holder of a license as a master electrician under this article.

§ 208-17 Nonapplicability.

The provisions of this article shall not apply to persons engaged solely in stilling, or solely in the attachment of ordinary electric appliances to existing circuits where no joining or splicing of electrical conductors is required; nor to the installation, maintenance or repair of elevators; nor to any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as their principal business; nor to the work in connection with the erection, construction, maintenance or repair of lines and facilities for the generation, transmission and distribution of electricity from the source of supply to the service connection on the premises, where used, by public service companies as defined by the Transportation Corporations Law of this state, or municipal plants authorized to generate or sell electricity; nor to the work of such companies or plants in installing, maintaining and repairing on the consumer's premises, service connections, meters and other apparatus and appliances remaining the property of such companies or plants after installation; nor to emergency repairs of wiring and appliances on consumer's premises necessary for the protection of life or property; nor to the work of companies incorporated for the transmission of intelligence by electricity in installing, maintaining or repairing wires, apparatus or fixtures or other appliances.

§ 208-18 Reciprocal licensing agreements.

A reciprocal license agreement may be arranged where the license requirements of the counties involved or the political subdivisions thereof are substantially equivalent.

§ 208-19 Employment of unlicensed electricians.

It shall be unlawful for any person to employ an unlicensed electrician to do any electrical work in the City of Kingston, New York.

§ 208-20 Disposition of moneys derived from operation of ordinance.

[Amended 12-16-1999 by L.L. No. 2-2000, approved 1-3-2000]

All fees, fines and penalties derived by the Board from the operation of this article shall be turned over by the Board to the Comptroller or other fiscal officer of the city exercising corresponding functions within 10 days after they are received, and such moneys shall be paid by such Comptroller into the general fund of the city and shall be available for use for any lawful city purpose.

§ 208-21 Penalties for offenses.

Any person who shall, directly or indirectly, engage in or work at the business of master electrician, master

electrician limited or special electrician in the City of Kingston, New York, without a master electrician license, master electrician limited license or special electrician license, or who shall violate any of the provisions of this article or of any rule or regulation made pursuant thereto, or who, having had his license suspended or revoked, shall continue to engage in or work at the business of master, master limited or special electrician, as the case may be, shall be guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not less than \$50 nor more than \$100, or by imprisonment for not less than 10 days nor more than three months, or by both such fine and imprisonment, and each day on which such violation continues shall constitute a separate offense.

§ 208-22 Liability for damage.

This article shall not be construed to relieve from nor lessen the responsibility of any person owning, operating, controlling or installing any electric wiring, devices, appliances or equipment, for loss of life or damage to person or property caused by any defect therein, nor shall the City of Kingston, New York, be deemed to have assumed any such liability by reason of any inspection made or license issued pursuant to this article.

§ 208-23 Publication; when effective.

This article shall be published once in each of the newspapers of the City of Kingston, New York, and shall take effect immediately after such publication.

Article II Electrical Outlets and Fixtures

[Adopted 8-7-1984 by L.L. No. 3-1984, approved 8-28-1984, as Ch. 42, Art. I, of the 1984 Code]

§ 208-24 Minimum outlets and fixtures required.

- A. No building or other structure erected, wholly or partly, or altered must be done so as to meet local and New York State Fire Prevention and Building Code requirements.
- B. When a service is found to be inadequate, in an already existing structure, the electrical contractor must present calculated load to be served, and the service equipment must be installed to meet local and New York State Fire Prevention and Building Code requirements.

[Amended 12-16-1999 by L.L. No. 2-2000, approved 1-3-2000]

§ 208-25 Penalties for offenses.

Any person or corporation which shall violate any of the provisions of this article shall be guilty of a misdemeanor and shall be punishable by a fine not exceeding \$500 and by imprisonment.

§ 208-26 When effective.

This article shall be published as required by law and shall take effect immediately upon the final such publication.

Article III One Job Permits

[Adopted 5-8-1996; approved 5-13-1996]

§ 208-27 Fees; requirements.

- A. Fee schedule.

- (1) The fee schedule for one job permits shall be as set forth in the fee schedule to be established by resolution of the Common Council of this City. [Amended 9-2-2014 by L.L. No. 2-2014, approved 9-11-2014]
- (2) The fees specified herein shall be amended from time to time by resolution of the Common Council of the

City of Kingston.

B. Applicants for a One Time Permit must produce:

- (1) A copy of their Class A Master Electrician License
- (2) Documentation from licensing agency that license is active and in good standing
- (3) Documentation for licensing agency that they agree to reciprocate with the City of Kingston
- (4) Certificates of Insurance, to include Liability (listing City of Kingston as certificate holder and additional insured), Workers Compensation and/or Disability Insurance must provide Exempt Certificates in accordance with General Municipal Laws 57 and 220

C. One Job Permits are issued for one job, one location only; and one at a time

D. Upon Completion of the One Job Permit, the Office of the Fire Chief and/or the Building Safety Division must receive a copy of the final inspection report from one of the City of Kingston approved agencies.

§ 208-28 Fines.

[Added 6-8-1999, approved 6-14-1999; amended 9-2-2014 by L.L. No. 2-2014, approved 9-11-2014]

There shall be a fine plus the permit fee as set forth in the fee schedule to be established by resolution of the Common Council of this City.

L x R

CITY OF KINGSTON

Board of Electrical Examiners
mbrown@kingston-ny.gov

Mark Brown, Fire Chief



Steven T. Noble, Mayor

June 19, 2018

Alderman at Large Jim Noble
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: Amending Rules & Regulations of the Electrical Board

Dear Alderman at Large Noble:

The Board of Electrical Examiners has for several months been reviewing the City of Kingston Electrical Regulations – Chapter 208 of the City Charter. They found several areas in need of amendment and hereby request that the Common Counsel amend these Rules and Regulations according to the attached sheets.

I will make myself available to discuss these changes, and any other electrical matters for discussion. In the meantime, please call me if you have any questions.

Sincerely,

Mark Brown
Fire Chief
Secretary
Board of Electrical Examiners

cc: Laws & Rules – Bill Carey, Chairman
City Clerk – Carly Winnie

EDITORS NOTE: Chapter 217 FEES

Should be listed as follows:

A.	Master Application Fee (non- refundable)	\$50.00
B.	Master Electrician License New	\$225.00
C.	Master Electrician License Renewal	\$200.00
D.	Master Electrician Shelve (annual)	\$75.00 (propose raise this to \$100.00)
E.	Late fee (received after Jan 10) add	\$150.00
F.	Class B Master One Job Permit:	
	Electrical up to \$10,000	\$400.00
	Electrical up to \$100K	\$900.00
	Electrical over \$100K	\$1500.00
G.	Limited License (one left) Renewal	\$200.00

Article II *Electrical Outlets and Fixtures*

REMOVE THIS ENTIRE SECTION

Replace with:

A. All electrical work performed in buildings or structures erected wholly or partly or altered must be done so according to meet local and New York State Fire Prevention and Building Code requirements.

B. When a service is found to be inadequate in an already existing structure, the electrical contractor must present calculated load to be served and the service equipment must be installed to meet local and New York State Fire Prevention and Building Code requirements.

§208-.25 Penalties for Offenses

A. Any person or corporation which shall violate any of the provision of this article shall be guilty of a misdemeanor and shall be punishable by a fine not exceeding \$500.00, and by imprisonment.

(Note the change in fine amount)

§208-.26 When effective.

(No changes required)

Article III One Job Permits

§208-.27 Fees; requirements.

A. (No change required)

B. **Should read as follows:**

The applicant must produce a copy of their Class A Master Electrician License

C. Documentation from licensing agency that License is active & in good standing

D. Documentation from licensing agency that they agree to reciprocate with us

E. One Job Permits are issued for One Job – One Location only and one at a time

F. Must produce Certificates of Insurance –

a. Liability (listing City of Kingston as additional insured)

b. Workers' Compensation & Disability Insurance (Those with no Workers' Compensation &/or Disability Insurance must provide Exempt Certificates according to General Municipal Laws 57 and 220)

G. Upon completion of the One Job Permit, the office of the Fire Chief and or the Building Department must receive a copy of the final inspection from one of the approved agencies on the City of Kingston City of Kingston list.

§208-.28 Fines

There shall be a fine plus the permit fee as set forth in the fee schedule to be established by resolution of the Common Council of this City.

§208-.1 Definitions

MASTER ELECTRICIAN LIMITED

REMOVE THIS ENTIRE SECTION

SPECIAL ELECTRICIAN

REMOVE THIS ENTIRE SECTION

§208-.2 License Required

"B." Should read as follows:

No person other than the One Limited Electrician left, shall hereafter engage in carry on or conduct the business of master electrician limited or do or perform or offer or undertake or contract to do or perform the work of a master electrician *limited* within the City of Kingston, New York or hold himself out to the public, directly or indirectly as being able to do so, since the City of Kingston no longer offers said license.

"C." **REMOVE THIS ENTIRE SECTION**

§208-.3 Board established: Membership; Secretary; compensation.

"E." Should read as follows:

The Board shall elect a Chairman from its membership. The Fire Chief of the City of Kingston, New York shall be the Secretary of said Board and shall serve as such Secretary without pay. He shall determine if the fees for members of the Board shall be waived.

The Secretary shall

§208.5 Licenses, terms; renewal, fees.

"B." Should read as follows:

Master Electrician's License, Class B. A Master Electrician's License, Class B – One Job Permit shall authorize the licensee to engage in the business of Master Electrician in the City of Kingston, New York, but only for the purpose of undertaking, performing and completing a single continuous job or installation at one location or property at one time. The fee for such license shall be for a period ending the 31st day of December of the year in which it is issued. This includes Solar Panel installations and those are *required* to file building permit applications. All individuals filing for a Class B One Job Permit must inquire with the Building Safety Division for the necessity of a Building Permit.

"C." Special Electrician's License.

REMOVE THIS ENTIRE SECTION

"D." Master Electrician Limited License

REMOVE THIS ENTIRE SECTION

§208-.5 Applications for licenses.

"B."

REMOVE THIS ENTIRE SECTION

"C."

REMOVE THIS ENTIRE SECTION

§208-.7 Examinations

"F."

REMOVE THIS ENTIRE SECTION