

RESOLUTION 162 OF 2021

Ordinance: No Parking Zone

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO THE TRAFFIC ON THE CITY STREETS IN THE CITY OF KINGSTON, NEW YORK, AMENDING SECTION 390-97, SCHEDULE XIV NO PARKING OR STANDING AT ANYTIME

Sponsored By: Public safety/General Government Committee:
Alderman Davis, Ventura Morell, Koop

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

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

SECTION 1- SECTION 390-97, SCHEDULE XIV, "NO PARKING" is hereby amended in the following:

Extending "NO PARKING" on the north side of Linderman Ave. from Navara Street to 71 and 73 Linderman Ave

SECTION 2- All ordinances and parts thereof, inconsistent herewith are hereby repealed

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

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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

DEPARTMENT: _____ DATE: _____

Description: _____

EXTEND "NO PARKING" ZONE ON
NORTH side of Linderman from
Navarro St to 71 and 73 Linderman
(SEE ATTACHED)

Signature: _____

Motion by DK

Seconded by JVM

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____

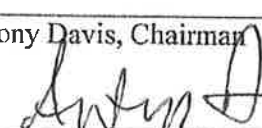
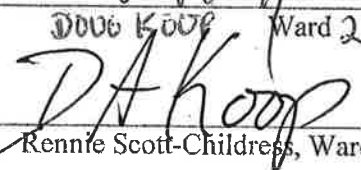
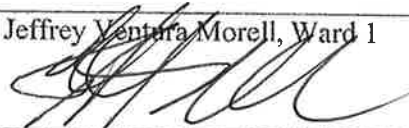
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
Tony Davis, Chairman 	✓	
DOUG KOOP, Ward 2 	✓	
Rennie Scott-Childress, Ward 3		
Jeffrey Ventura Morell, Ward 1 	✓	
Michelle Hirsch, Ward 9		

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PS/GG

6 July 2021

Andrea Shaut
Aldersperson at Large
Kingston Common Council
City Hall
420 Broadway
Kingston, NY 12401

Dear President Shaut,

With this communication I ask that the "No Parking" zone on the North side of Linderman (which currently runs from Navara Street to Hewitt Place) be extended from Hewitt Place to the property line between 71 and 73 Linderman.

This stretch of road is narrow and creates potentially hazardous conditions in an area with three intersections in a short distance of one another (Hewitt, Noone, and Delta).

Thank you for your consideration.

Best wishes,



Reynolds J. Scott-Childress
Alderman, Ward 3
62 Lounsbury Place
Kingston, NY 12401

RESOLUTION 163 of 2021

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING AMENDING THE CITY'S FUND BALANCE
POLICY**

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

WHEREAS, a request has been made to amend the City's Fund Balance policy to set targeted fund balance level at 13% to 20%.

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, New York authorizes amending the City's Fund Balance policy as per the attached to set targeted fund balance level at 13% to 20%.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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1 THE CITY OF KINGSTON COMMON COUNCIL


FINANCE AND AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Comptroller DATE: 5/28/2021

Description: Recommend amending the City's Fund Balance Policy as per attached to set targeted fund balance level at 13% to 20%.

Estimated Financial Impact: \$N/A

Signature: 

Motion by MH

Seconded by SS

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

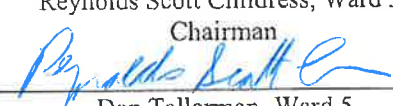
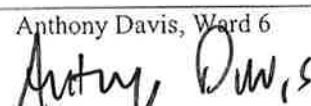
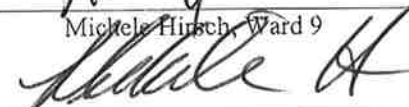
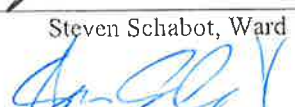
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
Reynolds Scott Childress, Ward 3, Chairman 	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Don Tallerman, Ward 5	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Davis, Ward 6 	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michele Hirsch, Ward 9 	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Steven Schabot, Ward 8 	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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F+A

Tinti, Elisa

From: Tuey, John
Sent: Friday, June 25, 2021 1:08 PM
To: Alderman
Subject: FW: Fund Balance Policy
Attachments: Fund Balance Discussion.pdf

All, see attached and below regarding my presentation to the Finance Committee last month.

From: Tuey, John
Sent: Wednesday, June 16, 2021 11:09 AM
To: Davis, Tony <tdavis@kingston-ny.gov>; Hirsch, Michele <mhirsch@kingston-ny.gov>; O'Reilly, Patrick <ward7@kingston-ny.gov>; Schabot, Steven <sshobot@kingston-ny.gov>; Scott-Childress, Reynolds <rscott-childress@kingston-ny.gov>; Tallerman, Donald <dtallerman@kingston-ny.gov>
Cc: Bryant, Kevin <kbryant@kingston-ny.gov>; Shaut, Andrea <ashaut@kingston-ny.gov>
Subject: Fund Balance Policy

Good morning all,

As you know, the Fund Balance policy update was tabled until the finance meeting scheduled for Wednesday, July 14th. If any of you would like to discuss this request in more detail with me, please feel free to reach out. There are certain estimates (i.e. expired contracts, etc) and information that are taken into consideration when developing targeted fund balance levels that I cannot discuss in detail at an open meeting.

Sincerely,
John

John Tuey, CPA
Comptroller
City of Kingston
420 Broadway
Kingston, NY 12401
Comptroller@kingston-ny.gov
P: 845.334.3941
F: 845.334.3944

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City of Kingston Fund Balance Discussion



Main Topics

- What is fund balance and how is it different from contingency?
- Benefits of adequate fund balance levels.
- Setting fund balance policy levels.
- Managing fund balance levels.

What is Contingency?

- Contingency is a current year budgetary account that is established to fund unexpected expenses.
- Unused monies in the budget are factored into the operating surplus and deficit in any given year and rolled into fund balance at year end.

What is Fund Balance?

- It is the accumulation of all operating surpluses and deficits since the inception of government operations.
- At any point in time, it is the excess of assets over liabilities.

Benefits of Having An Adequate Fund Balance

- Sufficient cash flow.
- Bond rating.
- Buffer against economic downturns.
- Protect against volatility of revenue and expenditures.

What is the Proper Fund Balance Level?

- NYS OSC allows governments to carry over “ a reasonable amount” of unassigned fund balance but does not define what is reasonable.

What is the Proper Fund Balance Level?

- GFOA (Government Finance Officers Association) recommends, at a minimum, that general-purpose governments, regardless of size, maintain unrestricted budgetary fund balance in their general fund of no less than 2 months of regular general fund operating revenues or regular general fund operating expenditures (16.67%).

Some Factors To Consider When Setting Fund Balance Policy Levels

- Exposure to unbudgeted cash outlays.
- Volatility of revenues and expenditures.
- Seasonality of revenues and expenditures.
- Liquidity (cash levels).
- Experience in prior fiscal years.

Managing Fund Balance Levels in Excess of Targeted Amounts Established by Policy – Looking Forward

- One shot expenditures. Target expenditures that don't occur annually such as equipment and capital, judgments, etc.
- Reduce debt principal. This decreases future interest payments, improves credit ratings, and provides future budgetary relief.
- Cautiously review opportunities for future property tax relief keeping in mind that one shot revenues should not be used to fund recurring expenditures (can result in unstable tax rates).

Current Fund Balance Policy

- The current policy calls for the City to “strive to maintain an unrestricted unassigned fund balance level in the General Fund ranging between 10% and 13% of the total adopted budgeted expenditures”.
- At the time the policy was put in place, the City’s finances and bond rating were notably weaker than they are today (unassigned fund balance was below 10%).

Potential Action Plan

- It is a best practice for the City to review its financial policies on a regular basis and update them as the need arises. The Common Council may want to consider updating the policy with thresholds to support the City's long term stable financial position.
- An updated policy with a “target” General Fund unassigned fund balance level of 13% to 20% of the following year's adopted budgeted expenditures would meet the City's fiscal needs.

Potential Action Plan

- Allocating an additional \$1,635,000 of fund balance to redeem a portion of our outstanding short term debt would provide near term tax relief to our taxpayers as the City's 2022 scheduled principal payment on existing debt would be reduced by approximately \$400,000. This equates to tax relief of over 2%.
- The combination of these actions, upon expenditure of the full amounts allocated, would reduce the City's unaudited, unassigned fund balance in the General Fund to approximately \$7,108,124 or approximately 16.5% pending final 2020 audited results.
- The City should consider appropriating additional unassigned fund balance in the City's 2022 budget for the purpose of funding a portion of the capital plan (emphasis on vehicles, equipment, and shorter lived assets) that would otherwise be financed with debt.

July 14, 2021 City of Kingston Finance Committee Update

General Fund Expenditure Highlights

- Through May 2021 (41.7% of the year), approximately 35.5% of the 2021 General Fund modified budget had been expended (38.3% expended/encumbered).
- Through May 2021 (41.7% of the year), the following significant General Fund expenditure categories are tracking favorably to budget:
 1. Regular Pay – 36.6% expended.
 2. Overtime Pay – 36.8% expended.
 3. Part Time Employees – 30.0% expended.
 4. Consultants – 22.2% expended.
 5. Electricity – 35.2% expended.
 6. Vehicle Fuel – 41.0% expended.
 7. Building Maintenance – 18.3% expended.
 8. Vehicle Maintenance – 31.9% expended.
 9. Contracted Services – 18.7% expended.
 10. General Materials and Supplies – 19.2% expended
 11. Hospital and Medical Insurance – 39.4% expended.
 12. Dental Insurance – 33.0% expended.
- Through May 2021 (41.7% of the year), the following significant General Fund expenditure categories are tracking unfavorable to budget.
 1. Retirement Accumulation - \$188K over modified budget. Expected to be primarily funded with contingency. There are outstanding budget transfers to cover the majority of this balance
 2. Service Contracts – 45.4% expended.
 3. Construction Materials and Supplies – 53.0% expended.

General Fund Revenue Highlights

- Sales Tax - On a year to date basis, 2021 gross sales tax collections total \$7,180,845 and are up significantly from the prior year. At this time in 2020, gross collections totaled \$5,463,656. For pre-pandemic comparison purposes, gross collections totaled \$5,848,907 at this time in 2019.
- With NYS Aim funding now restored in the NYS enacted budget, the City expects a \$613,831 positive variance in the 2021 budget.
- Paid Parking (Meter/Kiosks) revenue is at 36.8% of adopted budget through May.
- Parking violation revenue through May is at 57.3% of adopted budget.

Investment Account, Contingency and Fund Balance Update

- 6/30 General Fund Investment Account Balance – \$3,197,968 @ 0.05%, \$10,001,559 @ .0351%
- 6/30 Sewer Fund Investment Account Balance - \$1,250,756 @ .0351%
- 2021 Contingency Balance - \$99,673.
- Unassigned Fund Balance – 12/31/20 Unaudited Unassigned Fund Balance in the General Fund is \$9,242,518. This amount is 21.4% of 2021 budgeted General Fund expenditures.

**City of Kingston
Sales Tax Revenue
2021**

Date Rec'd	Receipt #	Period	2021 Amount	2020 Amount	Individual Payment \$ Diff 21/20	Cumulative Payment \$ Diff 21/20	Individual Payment % Diff 21/20	Cumulative Payment % Diff 21/20	Monthly Payment % Diff 21/20
23-Feb-21	43784	Jan-21	422,461.48	498,580.40	-76,118.92	-76,118.92	-15.27%	-15.27%	
29-Mar-21	43866	Jan-21	768,731.62	803,053.83	-34,322.21	-110,441.13	-4.27%	-8.48%	
24-Mar-21	43852	Jan-21	153,849.27	155,262.28	-1,413.01	-111,854.14	-0.91%	-7.68%	-7.68%
13-Apr-21	43898	Feb-21	1,457,822.74	1,085,533.27	372,289.47	260,435.33	34.30%	10.24%	
19-Apr-21	43913	Feb-21	248,127.80	242,274.76	5,853.04	266,288.37	2.42%	9.56%	28.48%
17-May-21	43995	Mar-21	933,894.82	591,326.53	342,568.29	608,856.66	57.93%	18.03%	
24-May-21	44013	Mar-21	219,905.07	118,898.34	101,006.73	709,863.39	84.95%	20.31%	62.46%
14-Jun-21	44071	Apr-21	955,176.20	576,830.40	378,345.80	1,088,209.19	65.59%	26.73%	
21-Jun-21	44087	Apr-21	214,981.59	93,265.44	121,716.15	1,209,925.34	130.51%	29.05%	74.63%
6-Jul-21	44122	May-21	1,212,801.63	861,000.89	351,800.74	1,561,726.08	40.86%	31.07%	
12-Jul-21	44136	Jun-21	593,092.95	437,629.93	155,463.02	1,717,189.10	35.52%	31.43%	
				333,915.01	-333,915.01	1,383,274.09	-100.00%	23.86%	1.50%
				874,479.69	-874,479.69	508,794.40	-100.00%	7.63%	
				196,907.46	-196,907.46	311,886.94	-100.00%	4.54%	-60.70%
				899,654.77	-899,654.77	-587,767.83	-100.00%	-7.57%	
				182,412.61	-182,412.61	-770,180.44	-100.00%	-9.69%	-100.00%
				1,678,903.73	-1,678,903.73	-2,449,084.17	-100.00%	-25.43%	
				321,711.83	-321,711.83	-2,770,796.00	-100.00%	-27.84%	-100.00%
				889,354.83	-889,354.83	-3,660,150.83	-100.00%	-33.76%	
				180,019.51	-180,019.51	-3,840,170.34	-100.00%	-34.84%	-100.00%
				796,106.34	-796,106.34	-4,636,276.68	-100.00%	-39.23%	
				179,622.09	-179,622.09	-4,815,898.77	-100.00%	-40.14%	-100.00%
				1,143,047.18	-1,143,047.18	-5,958,945.95	-100.00%	-45.35%	
				492,185.77	-492,185.77	-6,451,131.72	-100.00%	-47.32%	
				401,181.54	-401,181.54	-6,852,313.26	-100.00%	-48.83%	-100.00%
				401,055.50	-401,055.50	-7,253,368.76	-100.00%	-50.25%	
				203,301.35	-203,301.35	-7,456,670.11	-100.00%	-50.94%	-100.00%
			7,180,845.17	14,637,515.28	-7,456,670.11				

2021 Budget

\$ 13,865,000.00

RESOLUTION 164 of 2021

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING THE REMOVAL OF THE SUM OF \$5200.00 –
VACANT BUILDING FEES – FROM THE 2021 GENERAL TAX BILL FOR 26
GILL STREET, SBL 56.36-11-5**

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

WHEREAS, a request has been made to remove \$5200.00 from the 2021 General Tax bill for 26 Gill Street, SBL 56.36-11-5, current property owner, Randy Romeo, which amount was erroneously placed on said tax bill for vacant building fees.

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, New York authorizes the removal of the sum of \$5200.00 from the 2021 General Tax bill for 26 Gill Street, SBL 56.36-11-5, current property owner, Randy Romeo.

SECTION 2 . This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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1THE 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: Corporation Counsel DATE: July 14, 2021

Description:
Authorizing the removal of the sum of \$5,200 - vacant building fees - from the 2021 General Tax bill for 26 Gill Street - Property Owner, Randy Romeo, SBL 56.36-11-5

Estimated Financial Impact: -\$5,200.00 Signature *Randy Romeo*

Motion by SS

Seconded by TD

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>
Reynolds Scott Childress, Ward 3, Chairman <i>Reynolds Scott Childress</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Don Tallerman, Ward 5	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Davis, Ward 6 <i>Anthony Davis</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michele Hirsch, Ward 9 <i>Michele Hirsch</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Steven Schabot, Ward 8 <i>Steven Schabot</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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FIA

To the Ladies and Gentleman of the Common Council
5/27/2012

Good day my name is Tara McKinstry, I am writing to you today in desperation. My fiance Randy Romeo and I purchased a little brick

house on 26 Gill st on March 25, 2020. I purchased the house with my life savings in hopes to have something to leave to my children when I pass. We received our first tax bill for 2021, and to our surprise we found that there was a \$5200.00 charge for an inspection fee, that we were totally unaware of. We immediatly called

Genie from the building saftey dept, whom we dealt with when we received our demo permit. I failed to mention that the house is in need of major restoration and is valued at \$9500.00. We asked if she could explain

the fee, she stated that it had come from the city comptroller office.

We were never notified or contacted about a inspection date. Genie explained that the inspection fee should have been paid by Mr. Robert lanucci (the previous owner) because it was done while under his

ownership. She added that she would explain the situation to her boss

Steven Knox. After numerous calls back to Genie for an update and

voice messages that went unanswered, We then called Mr Knox who said he would be contacting John Tule. We never heard back from anyone. We called and left messages multiple times since receiving the bill trying to get a final answer, and all the while we were being charged interest on the bill that was also not explained to us, while waiting and wanting to pay the \$39.35 county and the \$85.85 city tax. On the 19th of May we called the Building Safety Dept to follow up with Genie again and was told she was out of the office for an undetermined amount of time. We explained to the clerk our situation and concern, and explained we had been trying to contact Genie for a resolution since January. She said she would leave a note on Steven Knox desk to call us ASAP. When we ended the call we reached out to John Tule and explained we never received any explanation. John was extremely kind and professional and took the time to explain that we needed to write this letter.

In ending we are graciously asking you the board to please look into this matter and please reconsider this \$5200.00 fee that we cannot

truly afford

due to our bussineses failing because of COVID and was totally unexpected.

We would be so gratefull and appreciate it so much.

Thank you so much for taking the time to read such a lengthy letter.

Warm Regards Tara Mckinstry and Randy Romeo

RESOLUTION 165 of 2021

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING WALTER A. MC DERMOTT COMPANY TO
PERFORM A TELEPHONE AUDIT**

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

WHEREAS, it has been a couple of years since a telephone audit was performed by an outside consultant; and

WHEREAS, entering into an agreement with Walter A. McDermott Company would allow for a review of the City's telephone accounts to identify overcharges; and

WHEREAS, there is no financial obligation to the City unless a credit or refund is obtained.

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, New York, authorizes the City to enter into an agreement with Walter A. McDermott Company and authorizes Kyle McIntosh to execute said agreement.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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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: Information Technology DATE: June 25, 2021

Description

Request authorization to have Walter A. McDermott company to perform a telephone audit as per the attached agreement.

Estimated Financial Impact: \$0 Signature _____

Motion by SS

Seconded by MH

Action Required:

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

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<u>1</u>		
Reynolds Scott-Childress, Chairman <u>Reynolds Scott-Childress</u>	<input checked="" type="checkbox"/>	
Tony Davis, Ward 6 <u>Anthony Davis</u>	<input checked="" type="checkbox"/>	
Michele Hirsch, Ward 9 <u>Michele Hirsch</u>	<input checked="" type="checkbox"/>	
Steven Schabot, Ward 8 <u>Steven Schabot</u>	<input checked="" type="checkbox"/>	
Don Tallerman, Ward 5		

TD

FIA

CITY OF KINGSTON
Office of Information Technology
kmcintosh@kingston-ny.gov

Kyle McIntosh, Director



Steven T. Noble, Mayor

June 25th 2021

Alderman at Large Andrea Shaut
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Dear President Shaut,

Please consider allowing us to enter into an agreement with Walter A. McDermott Telephone Auditing Services as per the attached proposal. It's been a couple years since the city has done an audit of this nature and if McDermott is not successful in obtaining a credit or refund, then McDermott will not earn a fee.

Kyle McIntosh

Director of Information Technology

Cc: Mayor S. Noble
John Tuey, Comptroller
Reynolds Scott-Childress, Finance Committee Chairman



231 Bogert Ave
201.445.3901
Ridgewood, NJ 07450 201.445.5136 fax
www.wamtas.com

Over 50 Years of Excellence, Service, Integrity
April 7, 2021

The following are the terms of the agreement between Walter A. McDermott, a telephone auditing service and City of Kingston.

McDermott will audit the monthly service and equipment portion of client's telephone bills. The objective of the audit is twofold:

1. To uncover overcharges and have them eliminated from your future telephone bills.
2. To obtain credits or refunds for the entire period of time that the overcharges have been in existence.

The fee for eliminating overcharges is forty percent (40%) of the recurring monthly reduction for the following twelve (12) months. This fee is payable in twelve equal monthly payments starting in the month that you actually realize the reduction.

This portion of the fee is subject to the following exceptions:

1. If you move from your present location, the fee stops.
2. If you change to another telephone carrier, the fee stops.

The fee for obtaining credits or refunds for the phone bill audit is forty(40%) of the credit or refund. This portion of the fee is payable when you receive the credit or refund. There is no fee if there is no recovery.

We will also audit client's cellular phone bills for the purpose of reducing your monthly charges going forward.

Our fee is fifty (50%) percent of the first year savings based on the current monthly cellular bill and the new adjusted cellular bill. There is no fee if we are unable to obtain reductions on your cellular phone bill.

A summary of savings will be presented to you each month until our audit is complete.

If McDermott is not successful in obtaining a credit or refund, then McDermott will not earn a fee.

ACCEPTED:
City of Kingston
420 Broadway
Kingston, NY 12401

ACCEPTED:
Walter A. McDermott
231 Bogert Avenue
Ridgewood, NJ 07450

Jennifer Recht

Mr. Kyle McIntosh
Director of IT

Sales Manager

RESOLUTION 166 of 2021

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING THE APPOINTMENT OF MATTHEW
BRANFORD TO THE BOARD OF ASSESSMENT REVIEW**

Sponsored By: Public Safety/General Government: Davis,
Koop, Ventura Morell

WHEREAS, over the past five assessment calendars, Board of Assessment
Chairman Matthew Branford has done an excellent job; and

WHEREAS, Chairman Matthew Branford's term expires September 30, 2021;
and

WHEREAS, request has been made to re-appoint Matthew Branford to the
Board of Assessment Review; and

WHEREAS, this vacancy is to be filled by resolution of the Common Council
pursuant to Section 523 of the Real Property Tax Law.

**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, New York,
hereby re-appoints Matthew Branford as a member of the Board of Assessment Review,
with said term ending on September 30, 2026 (term October 1, 2021 through September
30, 2026).

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____,
_____, 2021

Approved by the Mayor this ____ day of _____,
_____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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

DEPARTMENT: Assessment DATE: 7/2/2021

Description:

Appoint Matthew Branford to the Board of Assessment Review with a term ending 9/30/2026.

Motion by JVM

Seconded by DK

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>
Tony Davis, Chairman <i>[Signature]</i>	✓	
Doug Koop, Ward 2 <i>[Signature]</i>	✓	
Rennie Scott-Childress, Ward 3		
Jeffrey Ventara Morell, Ward 1 <i>[Signature]</i>	✓	
Michele Hirsch, Ward 9		



PS/GG

Tinti, Elisa

From: Baker, Daniel
Sent: Friday, July 02, 2021 12:52 PM
To: Shaut, Andrea
Cc: Davis, Tony; Tinti, Elisa
Subject: Matthew Branford Reappointment to the Board of Assessment Review (Communication) GG/PS
Attachments: Matthew Branford BAR Reappointment Communication.pdf; Matthew Branford BAR Reappointment Committee Report.pdf

Madam President,

Over the past five assessment calendars, Board of Assessment Review Chairman Matthew Branford has done an excellent job as a board of assessment review member and chairman. As Chairman he has instituted effective changes to the review and administrative processes of the Board of Assessment Review. He has been a great asset to the City of Kingston.

Chairman Branford's Board of Assessment Review term ends on 9/30/21. I am writing to you to respectfully request that the Common Council please consider his reappointment with a term ending 9/30/26 (term 10/1/2021 thru 9/30/26).

Please refer this communication to the Public Safety/General Government Committee for consideration of Chairman Branford's reappointment.

Respectfully,

Dan

Daniel Baker

City of Kingston

Assessor

(845) 334-3912

dbaker@kingston-ny.gov

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THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION		
INTERNAL TRANSFER _____	CONTINGENCY TRANSFER _____	TRANSFER _____
AUTHORIZATION X _____	BUDGET MODIFICATION _____	BONDING REQUEST _____
CLAIMS _____	ZONING _____	OTHER _____

DEPARTMENT: Assessment DATE: 7/2/2021

Description: Authorization of Settlement (MAK Real Estate Holdings, LLC vs. City of Kingston)

SBL# 56.91-4-29 172 Wall St

Roll Year	AV Reduced From	AV Reduced To
2019	420,500	295,000
2020	420,500	295,000

Estimated Financial Impact: \$ -0- Signature _____

Motion by MH

Seconded by TD

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
	Reynolds Scott Childress, Ward 3, Chairman <i>Reynolds Scott Childress</i>	<input checked="" type="checkbox"/>
Don Tallerman, Ward 5	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Davis, Ward 6 <i>Anthony Davis</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michele Hirsch, Ward 8 <i>Michele Hirsch</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Steven Schabot, Ward 8 <i>Steven Schabot</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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F+1A

Tinti, Elisa

From: Baker, Daniel
Sent: Tuesday, July 06, 2021 4:22 PM
To: Tallerman, Donald; Hirsch, Michele; Schabot, Steven; Davis, Tony; Scott-Childress, Reynolds
Cc: Kyle Barnett; Bryant, Kevin; Gartenstein, Daniel; Tuey, John; Tinti, Elisa
Subject: Assessor - 7/14/21 - Finance Meeting Agenda Item (MAK v. City of Kingston)
Attachments: Committe Report MAK v. City of Kingston.pdf; FACT SHEET for MAK Real Estate LLC v City of Kingston.pdf

Finance Committee,

I will have tree items on the 7/14/21. I am only asking that one of them (MAK v. the City of Kingston) be addressed. Unfortunately, I will be not be unable to attend the meeting on 7/14, but the committee report I am asking you to pass is very straight forward.

MAK Real Estate LLC., v City of Kingston is an assessment complaint that was started in 2019. We did an appraisal on the property and we came to a resolution that is very close to the appraisal without having to make payments back to the complainant.

I have attached a fact sheet about the complaint and the committee report.

I will try and reach out to you all prior to the 7/14/21 meeting to field any questions you may have about it. I am respectfully requesting this be moved out of committee on 7/14/21.

I will be available by phone if there are any last minute emergency questions that evening.

Thank you.

Dan

Daniel Baker
 City of Kingston
 Assessor
 (845) 334-3912
dbaker@kingston-ny.gov

RESOLUTION 167 of 2021

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING APPROVAL OF THE CONSENT ORDER AND
JUDGMENT CORRECTING AND REDUCING THE 2019 AND 2020
ASSESSMENT ROLL FOR SBL 56.91-4-29 – MAK REAL ESTATE HOLDINGS,
LLC – 172 WALL STREET**

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

WHEREAS, Mak Real Estate Holdings, LLC commenced an action challenging its assessments for the real property located at 172 Wall Street, SBL 56.91-4-29; and

WHEREAS, the City of Kingston is desirous of entering into a Consent Order and Judgment regarding same, thereby reducing the assessments for the years 2019 and 2020 for Mak Real Estate Holdings, LLC, at 172 Wall Street, SBL 56.91-4-29.

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

SECTION 1. That the Common Council of the City of Kingston authorizes the City to enter into and execute a Consent Order and Judgment for assessment reduction on the property of Mak Real Estate Holdings, LLC, located at 172 Wall Street, SBL 56.91-4-29, reducing said assessments as follows:

Roll Year 2019-Assessed Value Reduced to	\$295,000
Roll Year 2020-Assessed Value Reduced to	\$295,000

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

MAK Real Estate LLC v. City of Kingston Fact Sheet

SBL# 56.91-4-29 172 Wall St

Current Assessment Roll Information

Year	Assessed Value	Estimated Fair Market Value
2019	420,500	420,500
2020	420,500	467,222

Proposed Resolution of complaint

Year	Assessed Value	Estimated Fair Market Value (FMV)
2019	295,000	295,000
2020	295,000	327,777

Our pre-trial appraisal came in at \$312,000.

I believe a \$295,000 AV is a reasonable resolution.

\$0 Financial Impact to the City (No City Repayments)

This proposed resolution, results in one year FMV just below our appraisal and the next years FMV just above our appraisal. Please keep in mind that our Equalization Rate has been dropping, resulting in increased market values (even when Assessed Values stay the same).

