

RESOLUTION #176 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO
THE 2016 INFORMATION TECHNOLOGY BUDGET

Sponsored by: Finance/Economic Development Committee
Aldermen Koop, Scott-Childress, Davis, Schabot, Brown

WHEREAS, the IT Department has requested a budget transfer in the amount of \$9,420.00 to cover expenses associated with the Time Warner Franchise Agreement; and

WHEREAS, the Finance/Economic Development 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 \$16,920.00 be transferred as follows:

<u>FROM:</u>	A11990.5404	Contingency	\$9,420.00
<u>TO:</u>	A11680.5471	Service Contracts	\$9,420.00

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2016.

Approved by the Mayor this _____
day of _____ 2016.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council August 2, 2016

Financial Impact - \$9,420.00

IT bud mod

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

<u>REQUEST DESCRIPTION</u>		
INTERNAL TRANSFER <input checked="" type="checkbox"/>	CONTINGENCY TRANSFER <input checked="" type="checkbox"/>	TRANSFER <input type="checkbox"/>
AUTHORIZATION <input type="checkbox"/>	BUDGET MODIFICATION <input type="checkbox"/>	BONDING REQUEST <input type="checkbox"/>
CLAIMS <input type="checkbox"/>	ZONING <input type="checkbox"/>	OTHER <input type="checkbox"/>

DEPARTMENT <u>IT Department</u>	DATE <u>7/11/2016</u>
Description <u>After extensive research looking to hire a law firm to assist us with our Time Warner (soon to be Spectrum) Franchise Agreement renewal</u>	
<i>Pg 46</i>	
<u>Anticipated savings from other projects in A11680.5471 of \$7500 before end of year to be used with this agreement</u>	
<u>Looking to transfer \$9,420 from contingency to A11680.5471</u>	
Estimated Financial Impact <u>\$9,420</u>	Signature <i>[Signature]</i>

Motion by RS-C

Seconded by DB

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>
<i>[Signature]</i> Douglas Koop, Chairman	✓	
<i>[Signature]</i> Reynolds Scott-Childress, Ward 3	✓	
<i>[Signature]</i> Anthony Davis, Ward 6	✓	
<i>[Signature]</i> Steven Schabot, Ward 8	✓	
<i>[Signature]</i> Deborah Brown, Ward 9	✗	

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING MODIFICATIONS TO THE
2016 POLICE DEPARTMENT BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Davis, Schabot, Brown

WHEREAS, the Chief of Police has requested a transfer in the amount of \$50,520.92 to cover recent retirement payouts; 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 \$50,520.92 shall be transferred as attached:

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2016.

Approved by the Mayor this _____
day of _____ 2016.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 2, 2016

Financial Impact - \$0

2016 Budget Modification

<u>Account #</u>	<u>Transfer Out of</u>	<u>Transfer Into</u>
A1.3120		
.101 Regular Pay	\$ 20,520.92	
.105 Retirement Accumulation		\$ 20,520.92
.108 Compensatory Time		\$ 7,500.00
.472 Contracted Services		\$ 22,500.00
Revenue - IMPACT/GIVE A13120.3389	\$30,000.00	
TOTALS	\$ 50,520.92	\$ 50,520.92

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 Police Department

DATE July 1, 2016

Description Budget transfer for the 2016 budget.

This is a request to transfer funds from our Regular Pay account in to our Retirement Accumulation account to cover the payouts for our recent retirements. We are also requesting a transfer from our NYS DCJS GIVE Grant revenue account into our Contracted Services account and our Compensatory Time account.

Transfers into: .105 Retirement Accumulation - \$20,520.92, .108 Compensatory Time - \$7,500.00, .472 Contracted Services - \$22,500.00

Transfer Out of: .101 Regular Pay - \$20,520.92, Revenue/IMPACT/GIVE - \$30,000.00

Estimated Financial Impact \$0.00

Signature [Signature]

Motion by SS

Seconded by AD

Action Required:

SEQRA Decision:

Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<u>[Signature]</u> Douglas Koop, Chairman	✓	
<u>[Signature]</u> Reynolds Scott-Childress, Ward 3	✓	
<u>[Signature]</u> Anthony Davis, Ward 6	✓	
<u>[Signature]</u> Steven Schabot, Ward 8	✓	
<u>[Signature]</u> Deborah Brown, Ward 9	✓	

CITY OF KINGSTON

Police Department

police@kingston-ny.gov

Egidio F. Tinti, Chief of Police



Steven T. Noble, Mayor

July 1, 2016

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

Dear Mr. Noble,

I am respectfully requesting that you refer these internal budget transfers within our personnel and contracted services accounts in the police department budget to the appropriate committee for their review. As you can see, there is no financial impact or obligation to the City of Kingston regarding this request.

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

Sincerely,

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

EFT/mab

Enclosure

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

John Tuey
City Comptroller

RESOLUTION #178 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO
THE 2016 ASSESSOR'S BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Davis, Schabot, Brown

WHEREAS, the Assessor has requested a budget transfer in the amount of \$168.38 to cover overtime expenses; 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 \$168.38 be transferred as attached:

From: A1135514.5411	Consultants	\$168.38
TO: A1135514.5403	Overtime	\$168.38

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2016.

Approved by the Mayor this _____
day of _____ 2016.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council August 2, 2016

Assessor bud mod

YEAR-TO-DATE BUDGET REPORT

FOR 2016 06

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENC/REQ	AVAILABLE BUDGET	PCT USED
1355 ASSESSMENT							
A1135511 5101 REGULAR PAY	165,366	165,366	79,396.07	12,650.94	.00	85,969.93	48.0%
A1135511 5102 LONGEVITY PAY	2,000	2,000	.00	.00	.00	2,000.00	.0%
A1135511 5103 OVERTIME	300	300	468.38	468.38	.00	-168.38	156.1%*
A1135511 5109 TEMP. STATUS CHANGE	4,000	4,000	1,442.41	.00	.00	2,557.59	36.1%
A1135514 5811 SOCIAL SECURITY	13,132	13,132	6,105.12	985.96	.00	7,026.88	46.5%
A1135514 5402 OFFICE SUPPLIES	1,000	1,000	903.37	503.38	.00	96.63	90.3%*
A1135514 5403 BOOKS, LITERATURE, P	200	200	.00	.00	.00	200.00	.0%
A1135514 5411 CONSULTANTS	56,250	56,250	13,683.00	6,939.90	.00	42,567.00	24.3%
A1135514 5412 DATA PROCESSING SUPP	500	500	.00	.00	.00	500.00	.0%
A1135514 5426 VEHICLE FUEL	300	300	.00	.00	.00	300.00	.0%
A1135514 5444 VEHICLE MAINTENANCE	500	500	.00	.00	.00	500.00	.0%
A1135514 5451 BOARD OF REVIEW EXPE	50	50	.00	.00	.00	50.00	.0%
A1135514 5461 TRAVEL REIMBURSEMENT	100	100	.00	.00	.00	100.00	.0%
A1135514 5462 DUES, SEMINAR, ASSOCIA	700	700	245.00	85.00	.00	455.00	35.0%
A1135514 5463 POSTAGE, FREIGHT & EX	4,500	4,500	1,507.81	.00	.00	2,992.19	33.5%
A1135514 5464 ADVERTISING	175	175	.00	.00	.00	175.00	.0%
A1135518 5812 NYS RETIREMENT	31,758	31,758	.00	.00	.00	31,758.00	.0%
A1135518 5821 HOSPITAL & MEDICAL	56,603	56,603	23,114.52	3,852.42	.00	33,488.48	40.8%
A1135518 5822 DENTAL INSURANCE	2,436	2,436	828.26	149.04	.00	1,607.74	34.0%
A1135518 5826 OPTICAL INSURANCE	608	608	304.08	50.68	.00	303.92	50.0%*
TOTAL ASSESSMENT	340,478	340,478	127,998.02	25,685.70	.00	212,479.98	37.6%

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO THE
2016 ANIMAL CONTROL BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childressl, Davis, Schabot, Mills

WHEREAS, a budget modification in the amount of \$15,480.20 has been requested by the Chief of Police to cover expenses related to the dog warden, prior to the SPCA contract for Animal Control Services; 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 \$15,480.40 be transferred, as follows:

FROM:	A13510.5472	Contracted Services	\$15,480.40
TO:	A13510.5101	Regular Pay	\$2,690.85
	A13510.5415	Veterinary Services	\$9,322.39
	A13510.5421	Telephone	\$67.19
	A13510.5463	Postage & Freight	\$132.80
	A13510.5811	Social Security	\$210.44
	A13510.5821	Hospital & Medical	\$3,003.41
	A13510.5822	Dental Insurance	\$50.85
	A13510.5826	Optical Insurance	<u>\$2.47</u>
			\$15,480.40

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____ 2016.

Approved by the Mayor this _____
day of _____ 2016.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 2, 2016

Financial Impact - \$0

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 Animal Control

DATE July 1, 2016

Description Budget transfer for the 2016 budget.

This is a request to transfer funds from the Contracted Services account into several personnel accounts and services accounts. These funds were spent to pay for the dog warden salary, benefits, expenses, and veterinary services prior to our contract with the SPCA.

Transfers into: .101 Regular Pay - \$2,690.85, .415 Veterinarian Services - \$9,322.39, .421 Telephone - \$67.19, .463 Postage & Freight - \$132.80

.811 Social security - \$210.44, .821 Hospital & Medical - \$3,003.41, .822 Dental Insurance - \$50.85, .826 Optical Insurance - \$2.47

Transfer Out of: .472 Contracted Services - \$15,480.40

Estimated Financial Impact \$0.00

Signature [Signature]

Motion by SS

Seconded by AD

Action Required:

SEQRA Decision:

Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<u>[Signature]</u> Douglas Koop, Chairman	✓	
<u>[Signature]</u> Reynolds Scott-Childress, Ward 3	✓	
<u>[Signature]</u> Anthony Davis, Ward 6	✓	
<u>[Signature]</u> Steven Schabot, Ward 8	✓	
<u>[Signature]</u> Deborah Brown, Ward 9	X	

RESOLUTION #180 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO
THE 2016 WASTEWATER TREATMENT FACILITY BUDGET

Sponsored by: Finance/Audit Committee
Aldermen Koop, Scott-Childress, Davis, Schabot, Brown

WHEREAS, the Wastewater Treatment Facility has requested a budget transfer in the amount of \$224,836.83 to cover overages related to sludge removal; 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 \$224,836.83 be transferred as attached:

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____
day of _____, 2016.

Approved by the Mayor this _____
day of _____, 2016.

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council August 2, 2016

Financial Impact - \$0

G1-8130
WASTE WATER TREATMENT FACILITY

FROM:	
G1-8130-14-5474	\$1,955.04
G1-8130-14-5471	\$13.20
G1-8130-14-5470	\$222,000.00
TOTALS:	\$223,968.24

TO:	
G1-8130-14-5444	\$1,955.04
G1-8130-14-5464	\$13.20
G1-8130-14-5498	\$222,000.00
TOTALS:	\$223,968.24

G1-8130
WASTE WATER TREATMENT FACILITY

FROM:	
G1-8121-14-5474	\$868.59
TOTALS:	\$868.59

TO:	
G1-812114-5443	\$868.59
TOTALS:	\$868.59

18 ✓

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 Waste Water Treatment Facility DATE 7/8/16
 Description transfer funds to balance out accounts.
ASLAN → Sludge Removal

Estimated Financial Impact 0 Signature [Signature]

Motion by AP
 Seconded by PB

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> Anthony Davis, Ward 6	✓	
<u>[Signature]</u> Steven Schabot, Ward 8	✓	
<u>[Signature]</u> Deborah Brown, Ward 9	X	

RESOLUTION #181 of 2016

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK ADDING A 3-WAY STOP INTERSECTION ON WALL STREET AND LINDERMAN AVENUE

Sponsored By: General Government/Public Safety Committee
Aldermen Schabot, Eckert, Dawson, Davis, Brown

WHEREAS, in the interest of safety and the needs of the residents, traffic on the streets must be regulated; and

WHEREAS, the Public Safety/General Government committee has recommended that a stop intersection be created with 2 crosswalks at the intersection of Wall Street with Linderman Avenue;

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

Section 1: ARTICLE 13, SCHEDULE 9, SECTION 390-92, "STOP INTERSECTIONS" be amended by ADDING the following:

Stop Sign on Linderman Avenue at the intersection with Wall Street

Stop Signs on Wall Street (both directions) at the intersection with Linderman Avenue

Section 2: All ordinances and parts thereof, inconsistent here with 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 _____, 2016

Approved by the Mayor this _____
day of _____ 2016

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

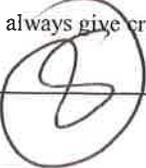
Adopted by Council on August 2, 2016

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT D&W DATE 7/27/16
 Description Resolution to install 3 stop signs at the intersection of Luderum Ave. & Wall St. And paint 2 crosswalks at the intersection across of Luderum Ave. wall St. across at the intersection of Luderum Ave.

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

Signature 

Motion by AD

Seconded by LF

Action Required: _____

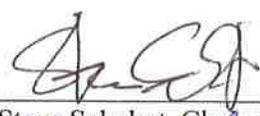
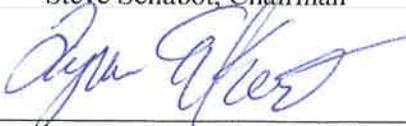
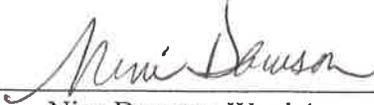
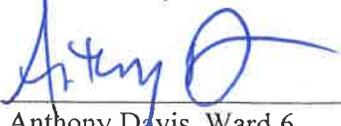
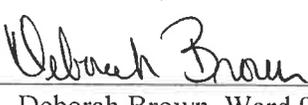
SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
 Steve Schabot, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Lynn Eckert, Ward 1	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Nina Dawson, Ward 4	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Anthony Davis, Ward 6	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Deborah Brown, Ward 9	<input checked="" type="checkbox"/>	<input type="checkbox"/>

June 17, 2016

Ald at Large James Noble, President
City of Kingston Common Council
City Hall – 420 Broadway
Kingston, NY 12401

Re: Request for Traffic Signalization/Controls to be Instituted Permanently and Safety Measures Be Refurbished/Added

Dear President Noble,

As the newly installed Alderman of Ward 3, I am gratified to see that Washington Avenue has re-opened and traffic is once again flowing freely. This has, to some degree, eased congestion along several side streets which were designated detour routes. However, some unintended and hazardous conditions have resulted. Residents have contacted me requesting that certain traffic calming measures that were instituted as part of the detouring plan be continued and/or re-instated for purposes of pedestrian and vehicular safety:

- Intersection of Washington Avenue and Linderman Avenue – Previously there was a full working signal that was changed during the construction phase to a four-way stop signal. I request that this traffic signal be continued in its present format as a four-way stop. This format slows traffic by requiring a clear stop on a regular basis, but prevents stacking for any length of time on either street. It also helps with pedestrian safety and crossing.
- Intersection of Linderman Avenue and Wall Street – Stop signs which were installed along Wall Street during the detour phase on Wall Street served to allow improved safety and vehicle passage at this intersection where there are many children from nearby George Washington School. These signs have been removed and the difference in traffic movements has been noticed by local residents and there has been a safety issue raised. I myself witnessed at this intersection, in a 20-minute visit, four disturbingly close calls in which vehicles, traveling too fast, almost collided with one another. Re- installing the stop signs would slow traffic in an orderly fashion, maintain pedestrian safety, and accommodate those parking at the local commercial deli situated on the corner. In addition, I ask that pedestrian crosswalks be repainted across Linderman and added on both corners across Washington and that the school zone warning also be repainted in Wall Street just to the east of the intersection. Lastly, the deli-operator asks that asphalt, spilled on the sidewalk in an earlier repaving be removed.

I have also been in contact with our City Planning Director, who has reached out to Dianne Berquist, Safety Officer to confirm that these measures are appropriate. If you have any question, please do not hesitate to contact me and I appreciate your consideration.

Sincerely,

Reynolds Scott-Childress, Ald. Ward 3

Cc: S. Noble, Mayor
Ald. S. Schabot, Chairman General Government/Public Safety
S. Cahill, Planning Director
D. Berquist, Safety Officer
M. Schupp, DPW Supt.

RESOLUTION #183 OF 2016

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO TRAFFIC
ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK,
AMENDING NO PARKING ON FIRST AVENUE

Sponsored By: General Government/Public Safety Committee
Aldermen: Schabot, Eckert, Dawson, Davis, Brown

WHEREAS, in the interest of safety and the needs of the residents, traffic and parking 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 13, SCHEDULE 14, SECTION 390-97, 'NO PARKING OR STANDING AT ANY TIME' is hereby amended as follows:

No Parking on First Avenue for a distance of **55 FEET** from the intersection of Delaware Avenue

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 _____ 2016

Approved by the Mayor this _____

day of _____ 2016

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 2, 2016

NoParking

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT DPW DATE 7/27/16
 Description
Resolution to extend the distance of the
"No Parking Here to Corner" sign 30 feet at the
intersection of First Avenue and Delaware Ave.
going northeast on First Ave.

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

Signature [Signature]

Motion by LE

Seconded by DB

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> Steve Schabot, Chairman	✓	
<u>[Signature]</u> Lynn Eckert, Ward 1	✓	
<u>[Signature]</u> Nina Dawson, Ward 4	✓	
<u>[Signature]</u> Anthony Davis, Ward 6	✓	
<u>[Signature]</u> Deborah Brown, Ward 9	✓	

F.S.
1

Winnie, Carly

From: Mair <mmills1299@aol.com>
Sent: Thursday, June 16, 2016 9:08 PM
To: James Noble; Winnie, Carly; STEVEN SCHABOT
Cc: Debra Brown; Bill Carey
Subject: Communication

Hello

Please add the following to the appropriate committee for review. I am requesting that current signage; no parking from here to corner, be extended. The view is obstructed as a trailer remains parked at all times and extending the signage will allow for more visibility.

The code also states:

- A. No bus, truck, tractor or tractor-trailer combination in excess of 25 feet in length shall be parked on any street or highway of this City.
- B. Buses, trucks, tractor or tractor-trailer combinations in excess of 25 feet in length may be parked or left standing for a period of time not in excess of 30 minutes, for comfort only, provided that the prior specific permission of a police officer is obtained.
- C. No trailer section of a tractor-trailer combination shall be parked or left standing on any street or public place of this City unless connected to a tractor section and in condition to be moved at any time.
- D. No recreational vehicles over 19 feet in length shall be parked on any street except under the following conditions: The owner, or lessee of real property in the City of Kingston may park a recreational vehicle registered in their name in front of said property along the curb adjoining their property for a maximum of three hours total between 7:00 a.m. and 7:00 p.m., provided that the parking of said vehicle does not obstruct traffic or violate any provisions of this Code.
[Added 10-4-1988; amended 8-3-1993]

Thanks

Maryann

Sent from my iPad

Resolution 184 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING APPROVAL TO ENTER INTO A STIPULATION OF SETTLEMENT CORRECTING
AND REDUCING THE 2015 ASSESSMENT ROLL FOR
159 GREEN STREET (SBL No. 48.330-2-8)

Sponsored By:

WHEREAS, STOCKADE CAPITAL II, LLC commenced an action challenging its assessment for real property located at Tax Map Number 48.330-2-8; and

WHEREAS, the City is desirous of entering into an Consent Judgment regarding same; and

WHEREAS, this 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. The City of Kingston is authorized to enter into an Order and Judgment for a tax reduction on the property of Never More Now Corp. for the 2015 Assessment Roll as follows:

ASSESSMENT ROLL	ASSESSMENT	REDUCED ASSESSMENT	AMOUNT OF REDUCTION
2015	\$435,000	\$370,000	\$65,000

SECTION -2. This resolution shall take effect immediately.

Submitted to the Mayor this ___ day of
July, 2016.

Approved by the Mayor this ___ day of
July, 2016.

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016.

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 of Assessment _____ DATE 7/11/2016

Description Authorization of Settlement

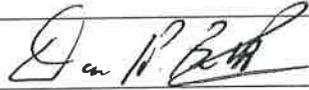
Authorization of Settlement in the Matter of Stackade Capital II, LLC, vs. The City Assessor, Board of Assessment Review and City of Kingston

2015 Assesmnet Roll

SBL# 48.330-2-8

AV \$435,000 reduced to \$370,000 (Reduction of \$65,000) Estimated \$1,190.37 to be taken from Budget Line A11930145 467 Certiorari Actions

See attached Resolution and Consent Order

Estimated Financial Impact (-0-) \$1,190.37 from Cert Actions Signature 

Motion by DB

Seconded by SS

Action Required:

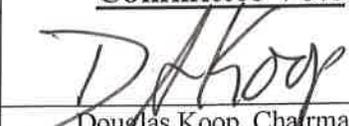
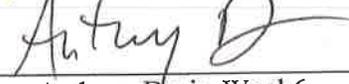
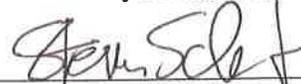
SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Douglas Koop, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Reynolds Scott-Childress, Ward 3	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Anthony Davis, Ward 6	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Steven Schabot, Ward 8	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 Deborah Brown, Ward 9	<input checked="" type="checkbox"/>	<input type="checkbox"/>

CITY OF KINGSTON
ASSESSOR'S OFFICE
420 BROADWAY
KINGSTON, NEW YORK 12401



Communication to Common Council

Date: July 11, 2016
TO: James Noble, Alderman at Large
FROM: Daniel Baker, City of Kingston Assessor
RE: Authorization of Settlement, Stockade Capital II, LLC. v. City of Kingston

.....

I am requesting an Authorization of Settlement for Stockade Capital II, LLC. v. City of Kingston.
Committee report is attached.

Executive Session is respectfully requested.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ULSTER

In the Matter of the Application of
STOCKADE CAPITAL II, LLC,

Petitioner,

- against -

THE CITY ASSESSOR AND THE BOARD OF
ASSESSMENT REVIEW OF THE CITY OF KINGSTON
AND THE CITY OF KINGSTON,

Respondents,

CONSENT ORDER
AND JUDGMENT

Index No.: 15-2428
RJI No.: 55-15-01379

For Review, Under Article 7 of the Real Property Tax Law,
of the Assessment of certain Real Property in the said City
of Kingston, New York.

The above-named petitioner having duly brought this proceeding to review the tax assessment made against premises of the petitioner known as 159 Green Street, Kingston, New York (SBL No.: 48.330-2-8) (the "Property") for the year 2015 and being the real property mentioned and more fully described in the petition made and filed herein, and issue having been duly joined herein, and the Petitioner having appeared by Whiteman Osterman & Hanna LLP (Christopher M. McDonald, Esq., of counsel) and Respondents having appeared by Van De Water and Van De Water, LLP (Kyle W. Barnett, Esq., of counsel), and the parties having entered into and consent to this Consent Order and Judgment;

NOW, on the motion of Whiteman Osterman & Hanna LLP, attorneys for Petitioner, it is hereby,

ORDERED, ADJUDGED AND DECREED that the 2015 assessment of the Property on the assessment roll of the City of Kingston for the year 2015 shall be reduced from \$435,000 to \$370,000, and it is further

ORDERED, ADJUDGED AND DECREED that the City of Kingston, the City of Kingston School District, the County of Ulster, and any special district for which taxes are levied based on the assessment made subject to this agreement, shall refund to petitioner, in care of its counsel of record, principal amounts of excess taxes paid by petitioner, all refund checks being payable to "Whiteman Osterman & Hanna LLP" and said refunds should be tendered to Whiteman Osterman & Hanna LLP, One Commerce Plaza, Albany, New York 12260. Petitioner waives statutory interest and costs from all refunds paid by the City, School District, and County if paid within 60 days of service of this Consent Order and Judgment with Notice of Entry thereof or an application for audit and payment under RPTL § 726(3) on the appropriate parties, and it is further

ORDERED, ADJUDGED AND DECREED that the refunds, set forth above, shall be paid to Whiteman Osterman & Hanna LLP, attorneys for Petitioner, One Commerce Plaza, Albany, New York 12260 without interest or costs, provided any such refunds are made within sixty (60) days of the services of this Consent Order and Judgment with notice of entry thereof or an application for audit and payment under RPTL § 726(3) on the City, the County, and the City School District, and it is further

ORDERED, ADJUDGED AND DECREED that Petitioner will not challenge the 2016 assessment of the Property, provided that the assessed value for the Property on the 2016 assessment roll does not exceed \$370,000, and it is further

ORDERED, ADJUDGED AND DECREED, that, in the event that the 2016 assessment for the Property does exceed \$370,000, and Petitioner brings a challenge to the assessment, Respondents waive and release any claim, argument, or defense against such challenge under RPTL § 525(2)(a).

Dated: June __, 2016

Hon. Christopher E. Cahill, J.S.C.

Dated: June __, 2016

WHITEMAN OSTERMAN & HANNA LLP

By: _____

Christopher M. McDonald, Esq.
Attorneys for Petitioner
One Commerce Plaza
Albany, New York 12260
518.487.7600

Dated: June __, 2016

VAN DE WATER & VAN DE WATER, LLP

By: _____

Kyle W. Barnett, Esq.
Attorneys for Respondents
P.O. Box 112
Poughkeepsie, New York 12602
845.452.5900

RESOLUTION 185 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR HUDSON RIVER ESTUARY PROGRAM (HREP) GRANT #DEC01-T00061GG-3350000 FROM NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYS DEC) FOR A NATURAL RESOURCES INVENTORY FOR THE CITY OF KINGSTON.

Sponsored by:

WHEREAS, the City of Kingston has been awarded a Hudson River Estuary Program Grant #DEC01-T00061GG-3350000 in the amount of \$22,000 from the NYS Department of Environmental Conservation (NYS DEC) for the Natural Resources Inventory for the City of Kingston; and

WHEREAS, the matching funding requirements of \$3,897.50 are expected through in-kind donations and force account contributions; and

WHEREAS, there are specific requirements and regulations governing the expenditure of these funds; and

WHEREAS, the action is categorized under 6 NYCRR, Part 617.5 as Type II.

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

SECTION 1. Administration of all funds under these grants will be in accordance with all terms and conditions contained in guidelines provided by NYS Department of Environmental Conservation (NYS DEC).

SECTION 2. The Mayor of the City of Kingston is hereby authorized to expend funds in the first instance under the terms of the Natural Resources Inventory Contract #DEC01-T00061GG-3350000.

SECTION 3. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day
of _____ 2016

Approved by the Mayor this _____ day
of _____ 2016

Carly Williams, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

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 Economic and Community Development DATE 7/18/2016

Description: AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR HUDSON RIVER ESTUARY PROGRAM (HREP) GRANT #DEC01-T00061GG-3350000 FROM NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYS DEC) FOR A NATURAL RESOURCES INVENTORY FOR THE CITY OF KINGSTON.

*\$23,000 water: 3,897.50
IK*

Estimated Financial Impact _____ Signature _____

Motion by AD

Seconded by SS

Action Required:

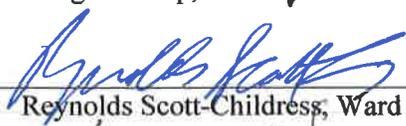
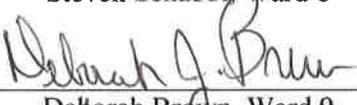
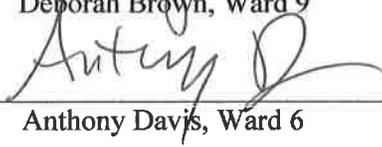
SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Douglas Koop, Chairman, Ward 2	✓	
 Reynolds Scott-Childress, Ward 3	✓	
 Steven Schabot, Ward 8	✓	
 Deborah Brown, Ward 9	✓	
 Anthony Davis, Ward 6	✓	

RESOLUTION 186 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR HUDSON RIVER ESTUARY PROGRAM (HREP) GRANT #DEC01-T00068GG-3350000 FROM NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYS DEC) FOR THE SEA LEVEL RISE IMPLEMENTATION LEARNING GROUP.

Sponsored by:

WHEREAS, the City of Kingston has been awarded a Hudson River Estuary Program Grant #DEC01-T00068GG-3350000 in the amount of \$49,684 from the NYS Department of Environmental Conservation (NYS DEC) for the Sea Level Rise Implementation Learning Group; and

WHEREAS, the matching funding requirements of \$10,950.00 are expected through in-kind donations and force account contributions; and

WHEREAS, there are specific requirements and regulations governing the expenditure of these funds; and

WHEREAS, the action is categorized under 6 NYCRR, Part 617.5 as Type II.

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

SECTION 1. Administration of all funds under these grants will be in accordance with all terms and conditions contained in guidelines provided by NYS Department of Environmental Conservation (NYS DEC).

SECTION 2. The Mayor of the City of Kingston is hereby authorized to expend funds in the first instance under the terms of the Sea Level Rise Implementation Learning Group Contract #DEC01-T00068GG-3350000.

SECTION 3. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day
of _____ 2016

Approved by the Mayor this _____ day
of _____ 2016

Carly Williams, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

THE CITY OF KINGSTON COMMON COUNCIL

**FINANCE AND AUDIT
COMMITTEE REPORT**

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

DEPARTMENT Economic and Community Development **DATE** 7/18/2016

Description: AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR HUDSON RIVER ESTUARY PROGRAM (HREP) GRANT #DEC01-T00068GG-3350000 FROM NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYS DEC) FOR THE SEA LEVEL RISE IMPLEMENTATION LEARNING GROUP.

49,684 match: 10,950
IK

Estimated Financial Impact _____ Signature _____

Motion by SS

Seconded by AD

Action Required: _____

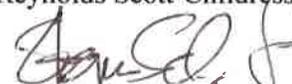
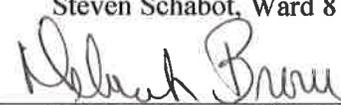
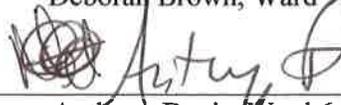
SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Douglas Koop, Chairman, Ward 2	✓	
 Reynolds Scott-Childress, Ward 3	✓	
 Steven Schabot, Ward 8	✓	
 Deborah Brown, Ward 9	✓	
 Anthony Davis, Ward 6	✓	

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE AN AGREEMENT FOR SHARED SERVICES WITH THE COUNTY OF ULSTER FOR TOURISM

Sponsored by: Public Safety/General Government Committee: Aldermen:
Schabot, Dawson, Davis

WHEREAS, the City of Kingston and County of Ulster are desirous of entering into a Shared Services Agreement for use of City space and the County will provide the services for tourism; and

WHEREAS, the County will provide staff and volunteer coordination services at the City's Heritage Area Visitor's Center and the City will be responsible for all repairs, maintenance, janitorial services and utilities for the Visitor's Center, with the exception of the County's telephone and internet requirements; and

WHEREAS, entering into said agreement would be in the best interests of the City of Kingston, as the County will promote tourism sites, attractions and events; and

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

SECTION 1. That the Common Council of the City of Kingston approves entering into a Shared Services Agreement with Ulster County for tourism and authorizing the Mayor of the City of Kingston to execute said Agreement for a term of one year.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2016

Approved by the Mayor this _____ day of _____, 2016

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT Corporation Counsel

DATE July 27, 2016

Description Approve the Shared Services Agreement with the County of Ulster and authorize the Mayor execute same

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

Signature *Ken R. Bryant*

Motion by ND

Seconded by AD

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
<i>(Signature)</i> Steve Schabot, Chairman	✓	
<i>(Signature)</i> Lynn Eckert, Ward 1		X
<i>(Signature)</i> Nina Dawson, Ward 4	✓	
<i>(Signature)</i> Anthony Davis, Ward 6	✓	
<i>(Signature)</i> Deborah Brown, Ward 9	✓	X

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

Steven T. Noble, Mayor
Kevin R. Bryant, Corporation Counsel



Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble, President, Common Council
FROM: Kevin R. Bryant, Corporation Counsel *KB*
DATE: July 26, 2016
RE: Shared Services Agreement

The County of Ulster has forwarded the attached Shared Service Agreement for use of City space and the County will provide the services for tourism. The term of the Agreement is for one year.

It is in the City's best interest to enter into said Agreement as the County will promote tourism sites, attractions and events. The County will provide staff and volunteer coordination services at the City's Heritage Area Visitor's Center. The City's responsibility will be for all repairs, maintenance, janitorial services and utilities for the Visitor's Center, with the exception of the County's telephone and internet requirements.



SHARED SERVICES AGREEMENT

This **SHARED SERVICES AGREEMENT** (the “Agreement”), is entered into by and between the **COUNTY OF ULSTER**, a municipal corporation and a county of the State of New York, with principal offices at 244 Fair Street, Kingston, New York 12401 (the “County”); and the **CITY OF KINGSTON**, a municipal corporation and a city of the State of New York, having its principal place of business at 420 Broadway, Kingston, New York 12401 (the “City”); (each, a “Party;” together, the “Parties”).

RECITALS

WHEREAS, the County’s Department of Tourism is responsible for promoting all of Ulster County’s tourism sites, attractions and events; and

WHEREAS, the City promotes its own tourism sites, attractions and events within the City of Kingston; and

WHEREAS, the City desires to enter into this Agreement with the County to better leverage its limited tourism resources by having the County operate and provide staff and volunteer coordination services (the “Services”) at the City’s Heritage Area Visitors’ Center located at 20 Broadway, Kingston, New York 12401 (the “Center”), in exchange for the City providing the County with office space at the Center, which said office space will provide the County with improved visibility and greater opportunities for visitor engagement; and

WHEREAS, the County has agreed to provide the Services and the City has agreed to provide the use of its space pursuant to the terms and conditions set forth below.

NOW THEREFORE, it is mutually agreed between the Parties as follows:

1. Term of Agreement

- a. This Agreement shall commence upon full execution of this Agreement (such date shall be the “Effective Date”), shall remain in full force and effect for one (1) year (the “Term”), and this Agreement shall automatically renew for two (2) separate one (1) year terms (each, a “Renewal Term”), unless terminated by either Party as set forth in paragraph 5 below.

2. Services & Responsibilities

- a. The County shall, through the County’s Tourism Department, operate the Center, including keeping it open Monday through Friday, 9:00 AM to 5:00 PM throughout the entire calendar year, and on weekends from 11:00 AM to 5:00 PM for the Months of May through October. In addition, the County shall staff the Center with County Tourism Department employees and coordinate the City’s volunteer staff; who will respond to visitors’ questions, hand out the City’s promotional materials, answer the City’s phone line at the Center, and mail out the City’s Visitors’ Guide in response to email and phone requests. City will be responsible for the costs of mailing the City’s Visitors’ Guide.
- b. The City shall provide the County with office space at the Center, and the City shall permit the County to use said office space. The City shall be responsible for all repairs, maintenance, janitorial services, and utilities for the space, with the exception of the County’s telephone and internet requirements. The County shall be responsible for payments for its internet and telephone services. The City agrees that the County may make some temporary modifications to the space, but except for telephone and internet accommodations, under no circumstance shall the County make any permanent improvements to the space.

- c. The Parties understand and agree that the County shall only provide services pursuant to this Paragraph No. 2, entitled "Services & Responsibilities," and in no instance shall the County have any responsibility or involvement in the organization, orchestration, financing, oversight, management, regulation, policing, and/or coordination of the City's sites, attractions and/or events.

3. Dispute Resolution

- a. Disputes arising from this Agreement shall be resolved by agreement between the Mayor of the City of Kingston and the Ulster County Executive. Non-operational disputes resolved in this manner shall be subject to rejection, within thirty (30) days, by either the County Legislature or the City's Common Council. In the case of such rejection by either legislative body, the original terms of the Agreement shall remain in full force and effect.

4. Prior Agreement

- a. The Parties hereby agree that by executing this Agreement, that the prior Agreement (County Contract No. C12-00051) between the Parties is hereby terminated as of this Agreement's Effective Date.

5. Modification & Termination

- a. This Agreement may be terminated by either Party only at the end of the Term or the end of any Renewal Term, and such termination requires one hundred twenty (120) days prior written notice thereof to the other Party.
- b. This Agreement may be modified only upon written agreement signed by both Parties.

6. Insurance and Indemnification

- a. Each Party shall provide the other Party with proof of General Liability, Workers Compensation, Disability, and Auto insurance coverage, and shall name the other Party as an additional insured with respect to General Liability coverage.
- b. Each Party agrees to defend, indemnify and hold harmless the other Party, including its officials, employees and agents, against all claims, losses, damages, liabilities, costs or expenses (including without limitation, reasonable attorney fees and costs of litigation and/or settlement), whether incurred as a result of a claim by a third party or any other person or entity, arising out of the performance of its obligations pursuant to this Agreement, that either Party, or its officials, employees or agents, may suffer by reason of any negligence, fault, act or omission of the other Party, its employees, representatives, subcontractors, assignees or agents.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the dates set forth below, effective as of the "Effective Date" set forth herein.

Steven T. Noble
Mayor, City of Kingston

Date

Kenneth J. Ronk, Jr.
Chair, Ulster County Legislature

Date

Resolution 188 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE SALE OF 8 BARMANN AVENUE, TAX MAP NO. 56.33-2-21 AND
RECOMMENDING A NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE

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

WHEREAS, Thezika Goode has submitted an offer to purchase 8 Barmann Avenue,
Tax Map No. 56.33-2-21; and

WHEREAS, the sale of 8 Barmann Avenue to Thezika Goode is 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. That the Mayor is authorized to execute a quitclaim deed conveying
all of the City of Kingston's interest in the property located at 8 Barmann Avenue, Tax Map
No. 56.33.2-21 for the sum of Four Thousand Five Hundred and 00/100 (\$4,500.00) Dollars,
plus all necessary filing fees, to Thezika Goode upon payment in full of the purchase price,
recording and filing fees.

SECTION-2. That the sale of said premises is subject to purchaser obtaining a
Certificate of Occupancy within 24 months of the date of the transfer of said property.

SECTION-3. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____,
_____, 2016

Approved by the Mayor this ____ day of _____,
_____, 2016

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

THE CITY OF KINGSTON COMMON COUNCIL

188

FINANCE AND AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT _____

DATE 7/20/16

Description Sell 8 Barman Ave (Tax Map 56.33-2-21)
to Therika Goode in sum of \$4,500 per her
offer of 6/26/16 via Century 21, 531 Haight Ave
Poughkeepsie, NY (MLS Purchase Offer
2016 2428. Subject to Reverter Clause
of 24 months.

Estimated Financial Impact \$4,500 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: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<u>D Koop</u> Douglas Koop, Chairman	✓	
<u>Brad Will</u> Brad Will, Ward 3	✓	
<u>Reynolds Scott</u> Reynolds Scott, Ward 3	✓	
<u>Anthony Davis</u> Anthony Davis, Ward 6	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	
<u>Deborah Brown</u> Deborah Brown, Ward 9	✓	

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

Steven T. Noble, Mayor
Kevin R. Bryant, Corporation Counsel



Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble, President, Common Council
FROM: Kevin R. Bryant, Corporation Counsel *K.R.B.*
DATE: June 30, 2016
RE: 8 Barmann Avenue
Tax Map No. 56.33-2-21

Enclosed please find the following offer for 8 Barmann Avenue

From Thezika Goode in the sum of \$4,500.00

Please forward to the appropriate committee for consideration.

CENTURY 21 Hudson Valley Realty

531 Haight Avenue
Poughkeepsie, NY 12603
(845) 454-6334 (business)
(845) 473-0619 (fax)
JC21HudsonValley@aol.com

PURCHASE OFFER

MLS #: 20162428

The undersigned agrees to purchase the property located at: 8 Barman

Kingston NY 12401

\$ \$4500K Purchase Price ____ If this is checked, there is a seller's concession needed at ____ %

\$ _____ Good faith deposit of 1% (Check made payable to: CENTURY 21 Hudson Valley Realty) to be held in a non-interest bearing escrow account.

\$ _____ Down payment at signing of contracts. Contracts to be drawn up by the seller's attorney and signed by the buyer(s), then the seller(s)

\$ _____ Balance due at closing

Title transfer to be ON Or ABOUT _____ at the office of the lending institution/buyer's attorney or title company's office.

This is a CASH sale if checked. This sale is contingent of the buyer(s) obtaining a _____ type of mortgage in the amount of \$ _____.

Other Contingencies: _____

Included in the sale are the following Non-Real Estate Items:

Date: 6/26/16 Buyer Signature(s) Shezika Goode
Buyer(s) Print Name(s) Thezika Goode

Buyer Address: 100 Downs St. Kingston NY 12401

BUYER'S ATTORNEY INFO:

ACCEPTANCE: I HEREBY ACCEPT THE ABOVE OFFER AGREEING TO SELL ON THE TERMS AND CONDITIONS ABOVE & AGREE THIS SALE WAS BROUGHT ABOUT BY CENTURY 21 HUDSON VALLEY REALTY AND _____ WHO ARE DUE A COMMISSION.

Date: _____ Seller(s) Signature _____
Seller(s) Print Name(s) _____

SELLER'S ATTORNEY INFO:

both the buyer and seller that the agent is acting for the other party as well. The agent should also explain the possible effects of dual representation, including that by consenting to the dual agency relationship the buyer and seller are giving up their right to undivided loyalty. A buyer or seller should carefully consider the possible consequences of a dual agency relationship before agreeing to such representation. A seller or buyer may provide advance informed consent to dual agency by indicating the same on this form.

of the real estate broker. With the informed consent of the buyer and the seller in writing, the designated sales agent for the buyer will function as the buyer's agent representing the interests of and advocating on behalf of the buyer and the designated sales agent for the seller will function as the seller's agent representing the interests of and advocating on behalf of the seller in the negotiations between the buyer and seller. A designated sales agent cannot provide the full range of fiduciary duties to the buyer or seller. The designated sales agent must explain that like the dual agent under whose supervision they function, they cannot provide undivided loyalty. A buyer or seller should carefully consider the possible consequences of a dual agency relationship with designated sales agents before agreeing to such representation. A seller or buyer may provide advance informed consent to dual agency with designated sales agents by indicating the same on this form.

Dual Agent with Designated Sales Agents

If the buyer and seller provide their informed consent in writing, the principals and the real estate broker who represents both parties as a dual agent may designate a sales agent to represent the buyer and another sales agent to represent the seller to negotiate the purchase and sale of real estate. A sales agent works under the supervision

This form was provided to me by Karen Ashe (print name of licensee) of Century 21 (print name of company, firm or brokerage), a licensed real estate broker acting in the interest of the: Hubbards Valley Realty

Seller as a (check relationship below)

Buyer as a (check relationship below)

Seller's agent

Buyer's agent

Broker's agent

Broker's agent

Dual agent

Dual agent with designated sales agent

For advance informed consent to either dual agency or dual agency with designated sales agents complete section below:

Advance informed consent dual agency

Advance informed consent to dual agency with designated sales agents

If dual agent with designated sales agents is indicated above: _____ is appointed to represent the buyer; and _____ is appointed to represent the seller in this transaction.

(I) (We) Thezika Goode acknowledge receipt of a copy of this disclosure

form: signature of Buyer(s) and/or Seller(s):

Thezika Goode

Date: 6/20/16

Date: _____

ALL FIELDS DETAIL



MLS # 20162428
Status ACTIVE
Type Single Family
Address 8 Barmann
City Kingston
Zip 12401
Area/Town KINGSTON,CITY
Class RESIDENTIAL
Asking Price \$5,000
of Bedrooms Two
of Full Baths One
of Half Baths None
Garage Capacity None
Garage Type None
Age 100-200



GENERAL

Client Hit Count	32	Agent Hit Count	126
VOW Include	Yes	VOW Address	Yes
VOW Comment	Yes	VOW AVM	Yes
Foreclosure (Y/N)	Yes	Short Sale (Y/N)	No
Number of Acres	0.10	Agent	Michael Crocitto - Cell: 845-216-2522
Listing Office 1	Win Morrison Realty - Main: 845-339-1144	Listing Agent 2	Cindy VanSteenburg - Main: 845-339-1144
Listing Office 2	Win Morrison Realty - Main: 845-339-1144	SubAgent Comm	0
BB Comm	2.5	BkrAgt Comm	0
Owners Name	City of Kingston	Occupied	N
Listing Date	5/26/2016	Expiration Date	8/10/2016
Year Built	1888	School District	Kingston Consolidated
Zone	o-2	Survey	N
Lot Dimensions	69x75	Style	Two Story
Living Room -Level	1	Dining Room -Level	n
Kitchen -Level	1	Family Room -Level	n
Bedroom 1 -Level	2	Bedroom 2 -Level	2
Bedroom 3 -Level	n	Bedroom 4 -Level	n
Utility -Level	n	Den -Level	n
Other 1 -Level	n	Other 2 -Level	n
Square Feet	882	SqFt 1st	441
Liber/Book	5761	Page	175
Section	56.33	Block	2
Lot	21	Access/Detailed Show Inst	Just Go, do not enter
Directions	Broadway to Greenkill to S. Prospect to Barmann	Update Date	5/26/2016
Status Date	5/26/2016	Input Date	5/26/2016 4:20 PM
Hotsheet Date	5/26/2016	FIPS Code	NY111
Days On Market	47	State	NY
For Sale	For Sale	Listing Type	Exclusive Right
Lot Block Address	21,2,8 Barmann	Picture	1

FEATURES

CONDITION	LEASE TYPE	ACCESS/SHOWING INFO	WATER
POOR	NONE	VACANT	MUNICIPAL
CONSTRUCTION	TERMS	OTHER/SEE REMARKS	SEWER
FRAME/STICK	CASH PREFERRED	STYLE	MUNICIPAL
LOT/SITE	NONE	TWO STORY	
CITY			

FINANCIAL

Original Price	\$5,000	Associated Document Count	0
IDX Include	Y	Tax ID	NY111
Sign	Y	Assessed	\$1
School Tax	\$1	General Tax	\$1

REMARKS

Two story, City owned, fire damaged. Cash offers with proof of funds only. Building department has deemed the structure as unsafe to enter.

AGENT REMARKS

City owned, so no assessed value or taxes are available. Building Safety says building is unsafe to enter. You are welcome to go and look through windows/doors

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT _____

DATE 7/20/16

Description _____

Sell 8 Barman Ave (Tax Map 56.33-2-21)
to Therika Goode in sum of \$4,500 per her
offer of 6/26/16 via Century 21, 531 Haight Ave
Poughkeepsie, NY (MLS Purchase Offer
2016 2428 - Subject to Reverter Clause
of 24 months.

Estimated Financial Impact \$4,500

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: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<u>D. Koop</u> Douglas Koop, Chairman	✓	
<u>Brad Willis</u> Brad Willis, Ward 3	✓	
<u>Reynolds Scott</u> Reynolds Scott, Ward 3	✓	
<u>Anthony Davis</u> Anthony Davis, Ward 6	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	
<u>Deborah Brown</u> Deborah Brown, Ward 9	✓	

Resolution 189 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE SALE OF 311-317 FIRST AVENUE, TAX MAP NO. 48.75-6-9.220 AND
RECOMMENDING A NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE

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

WHEREAS, Steven and Kathie Burnham has submitted an offer to purchase 311-317
First Avenue, Tax Map No. 48.75-6-9.220; and

WHEREAS, the sale of 311-317 First Avenue to Steven and Kathie Burnham is 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. That the Mayor is authorized to execute a quitclaim deed conveying
all of the City of Kingston's interest in the property located at 311-317 First Avenue, Tax Map
No. 48.75-6-9.220 for the sum of Two Thousand and 00/100 (\$2,000.00) Dollars, plus all
necessary filing fees, to Steven and Kathie Burnham upon payment in full of the purchase
price, recording and filing fees.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____,
_____, 2016

Approved by the Mayor this ____ day of _____,
_____, 2016

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

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 to Steven & Kathie Burnham DATE 7/20/16
Description Sell'n 311-317 Flort Ave (Vacant Lot)

Tax Map No. 48.75-6-9, 220 for sum of
\$2000 in accordance with offer of 6/22/16
Subj'n

Estimated Financial Impact 42,000 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: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<u>D Koop</u> Douglas Koop, Chairman	✓	
<u>Brad Will</u> Brad Will, Ward 3	✓	
<u>Reynolds Scott-Childress</u> Anthony Davis, Ward 6	✓	
<u>Steven Schabot</u> Steven Schabot, Ward 8	✓	
<u>Deborah Brown</u> Deborah Brown, Ward 9	X	

CITY OF KINGSTON
Office of Corporation Counsel

kbryant@kingston-ny.gov

Steven T. Noble, Mayor
Kevin R. Bryant, Corporation Counsel



Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble, President, Common Council

FROM: Kevin R. Bryant, Corporation Counsel *KRB*

DATE: June 24, 2016

RE: 311-317 First Avenue
Tax Map No. 48.75-6-9.220

Enclosed please find the following offer for 311-317 First Avenue

From Steven and Kathie Burnham in the sum of \$2,000.00

Please forward to the appropriate committee for consideration.



WWW.WINMORRISONREALTY.COM

o 63 John St
Kingston, NY 12401
845-339-1144
Fax: 845-339-6877

o 56 John St.
Kingston, NY 12401
845-339-9999
Fax: 845-338-2444

o 5 Tinker St
Woodstock, NY 12498
845-679-9444
Fax: 845-679-2006

o 2 Old Forge Rd
Woodstock, NY 12498
845-679-2929
Fax: 845-679-0491

o 76 Main St.
Phoenicia, NY 12464
845-688-2929
Fax: 845-6885217

o 232 Main St.
Saugerties, NY 12477
845-246-3300
Fax: 845-2467060

Town of Olive
Real Estate Hot
Line: 845-657-4240

OFFER TO PURCHASE

DATE: _____

This is a legally binding document. If not understood, please consult an attorney.

SELLER: CITY OF KINGSTON

PURCHASER: STEVEN & KATHIE BURHAM

Address: 420 B' WAY

Address: 323 FIRST AVE

KINGSTON, NY 12401

KINGSTON, NY 12401

MLS#: 20153921 SBL: 48.75 / 6 / 19.220 Liber: 4188 Page: 10

PROPERTY DESCRIPTION: VACANT LAND

\$ 2,000 PURCHASE PRICE

\$ ~~0~~ Deposit to be held in escrow on behalf of the Seller in Win Morrison Realty's Escrow Account at Ulster Savings Bank. If this offer is accepted, this deposit shall become part of the purchase price. If not, it will be returned.

\$ ~~0~~ Additional deposit on signing of formal contract on or about _____

\$ ~~0~~ Maximum mortgage to be secured at the prevailing rate for _____ years.

\$ 2,000 Balance due from buyer at closing of title on or about ASAP

SUBJECT TO THE FOLLOWING TERMS & CONDITIONS:

1. Seller shall provide clear and marketable title.
2. Purchaser shall make any and all inspections deemed necessary within fourteen (14) days of acceptance of this binder. All inspections to be paid by the purchaser.
3. Subject to attorney approval within 3 business days.
4. Subject to buyer obtaining a mortgage approval. Application to be submitted within 10 business days of acceptance
- 5.

NON-REAL ESTATE ITEMS INCLUDED IN THIS SALE: _____

The seller of said property recognizing Win Morrison Realty and _____ Licensed N.Y.S. Real Estate Brokers as the brokers negotiating this agreement.

Lindy VanSteenbug
Broker License # 37M00764882

TERMS ACCEPTED: [Signature] 6/22/16

Purchaser	Date	Seller	Date
<u>Kathie Burham</u>	<u>6/22/16</u>		
Purchaser	Date	Seller	Date

Attorney for Purchaser _____ Attorney for Seller _____

Telephone# _____ Fax# _____ Telephone# _____ Fax# _____

Purchaser's Agent _____ Seller's Agent _____

Agent NYS License # _____ Agent NYS License # _____

ALL FIELDS DETAIL



MLS # 20153921 **Listing Type** Exc. Right to Sell
Status ACTIVE
Type Residential
Address 311-317 FIRST AVE
City Kingston
State NY
Zip 12401
Area/Town KINGSTON, CITY
Class LOTS/LAND
Asking Price \$10,000
For Sale For Sale



GENERAL

Client Hit Count	7	Agent Hit Count	112
VOW Include	Yes	VOW Address	Yes
VOW Comment	Yes	VOW AVM	Yes
Foreclosure (Y/N)	No	Short Sale (Y/N)	No
Number of Acres	0.22	Agent	Cindy VanSteenburg - Main: 845-339-1144
Listing Office 1	Win Morrison Realty - Main: 845-339-1144	Listing Agent 2	Michael Crocitto - Cell: 845-216-2522
Listing Office 2	Win Morrison Realty - Main: 845-339-1144	SubAgent Comm	0
BB Comm	2	BkrAgt Comm	2
Bonus	0	Owners Name	CITY OF KINGSTON
Phone	339-1144	Listing Date	8/10/2015
Expiration Date	8/10/2016	School District	KINGSTONCONSOLD
Elementary School	KENNEDY K-4	Zone	RR
Survey	N	Lot Dimensions	79 X 136
Liber/Book	4188	Page	10
Section	48.75	Block	6
Lot	9.220	Access/Detail Show Instru	CALL 339-1144 LOG AND GO
Directions	ALBANY AVE TURN RIGHT ONTO FLATBUSH AVE, TURN RIGHT ON CLIFTON AVE, TAKE 3RD LEFT ONTO LINCOLN STREET. TURN RIGHT ONTO HOOKER STREET. SHARP LEFT ONTO 1ST AVE. PROPERTY IS ON THE LEFT HAND SIDE.	Sign	Y
Hotsheet Date	8/10/2015	FIPS Code	NY111
Original Price	\$10,000	Associated Document Count	1
Update Date	8/12/2015	IDX Include	Y
Tax ID	NY111	Days On Market	317
Lot Block Address	9.220,6,311-317 FIRST AVE	Geocode Quality	Exact Match With Bing
Status Date	8/10/2015	Input Date	8/10/2015 4:00 PM
Picture	8		

FEATURES

CONDITION	LOT/SITE	WATER	ROAD FRONTAGE
GOOD	CITY	MUNICIPAL	CITY STREET
ELECTRICITY	ACCESS/SHOWING INFO	SEWER	PAVED
WITHIN 1/4 MILE	VACANT	MUNICIPAL	

FINANCIAL

Assessed \$20,000 **School Tax** \$299
General Tax \$318

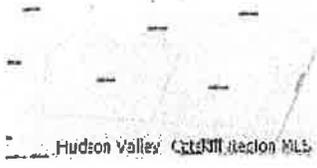
REMARKS

THIS BUILDING LOT IS LOCATED BEHIND HOUSE #311. ACCESS IS VIA RIGHT OF WAY ON RIGHT SIDE. MUNICIPAL WATER AND SEWER AVAILABLE. Lot and Bulk in associated documents.

SHOWING ASSIST INSTRUCT

Just Go

ADDITIONAL PICTURES



DISCLAIMER

This information is deemed reliable but not guaranteed.

RESOLUTION 190 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING A 20% LOCAL MATCH AS REQUIRED BY THE ENGINEERING
PLANNING GRANT PROGRAM FOR THE HASBROUCK CSO SEWERSHED 1/1 STUDY
PROJECT

Sponsored by: Public Safety/General Government Committee Aldermen:
Schabot, Eckert, Dawson, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$125,000.00, including a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City’s Hasbrouck CSO Sewershed, and

WHEREAS, the City of Kingston has responded to the initial grant award affirmatively in a letter dated December 30, 2015 and there are certain requirements and representations that the City must meet in order to futher qualify for the grant funding.

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

SECTION 1. The Common Council of the City of Kingston authorizes the Mayor to enter into and execute any and all documents necessary to appropriate a 20% local match as required by the Engineering Planning Grant Program for the Hasbrouck CSO Sewershed 1/1 Study Project. The local match must be 20% of the total project cost, for a total project cost of \$125,000.00.

SECTION 2. The maximum local share appropriated, subject to any changes agreed to by the Mayor, shall not exceed \$20,000.00 based upn a total estimated maximum project costs of \$125,000.000.

SECTION 3. The Mayor may increase this local match through the use of in-kind services without further approval of the Common Council of the City of Kingston.

SECTION 4. A negative declaration of environmental significance is rendered.

SECTION 5. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day
of _____, 2016

Approved by the Mayor this _____ day
of _____, 2016

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016

Res 190 2016 20% Match Hasbrouck CSO Sewershed

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

Steven T. Noble, Mayor
Kevin R. Bryant, Corporation Counsel



Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble, President, Common Council
FROM: Kevin R. Bryant, Corporation Counsel *KB*
DATE: July 26, 2016
RE: EPG Grant – City of Kingston Engineering Study
Planning Grant #54659

Resolutions 37 and 38 of 2016 regarding the above Planning Grant contains a discrepancy Between the budget form and the local match. The EPG grant award is for a maximum amount of \$100,000.00 or 80% of the total project costs. In order to capture the full award amount of \$100,000 the total project cost must come to \$125,000.

A revised resolution is needed which should match the final budget, to include a 20% Local Match.

Higgins, Janet

From: Swenson, Ralph
Sent: Monday, July 25, 2016 1:50 PM
To: Higgins, Janet
Cc: Swenson, Ralph
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study
Attachments: 54659 Kingston Award Letter.pdf; Res 37 of 2016_Planning Grant Funding.pdf; Res 38 of 2016_Planning Grant SEQRA & Execution by Mayor.pdf

Importance: High

You're on it.

From: Swenson, Ralph
Sent: Monday, July 25, 2016 11:23 AM
To: Bryant, Kevin; Noble, Steve
Cc: Swenson, Ralph; Adin, Alan
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study
Importance: High

I still need some help on this. I either need a letter interpreting the resolution in a way that matches my need, \$100K for the consultant WITH our local match, or perhaps a communication to Council asking them to consider a revised resolution during caucus that increases the bond amount to \$125K INCLUDING our local match.

Ralph

From: Swenson, Ralph
Sent: Tuesday, July 19, 2016 8:38 AM
To: Bryant, Kevin; Noble, Steve
Cc: Swenson, Ralph; Adin, Alan
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study

I need some help on this. The Resolution says "with a 20% Local Match", it doesn't say "including a 20% Local Match".

Ralph

From: Moss, Monica (EFC) [mailto:Monica.Moss@efc.ny.gov]
Sent: Monday, July 18, 2016 4:10 PM
To: Swenson, Ralph
Cc: Erin K. Moore (EKMoore@tigheBond.com)
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Thank you for the phone call. I was able to go and speak with our legal counsel regarding the language in the local match resolution. Unfortunately, it is a programmatic requirement that we have each municipality authorize the local match amount. In this case, the local match resolution only authorizes \$20,000 which would equate to a grant of \$80,000 and a total project cost of \$100,000.

A revised resolution will be needed and should match the final budget. I am available to review any drafts. Please remember, the grant amount is limited to \$100,000 or 80% of the total project cost (engineering + in-house force account).

Our legal counsel did give an alternative to passing a new resolution. The City could have their counsel write a letter explaining how the City is allowed to go over the amount that was previously authorized in the resolution. I'm not sure if this sounds like an easier pathway but if you would like to discuss further let me know and I can coordinate the discussion.

I apologize for the delay this will cause the project. Please let me know if you have any questions or there is anything that we can help with.

From: Swenson, Ralph [mailto:rswenson@kingston-ny.gov]
Sent: Monday, July 18, 2016 3:12 PM
To: Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>; Earley, Willard C (DEC) <willard.earley@dec.ny.gov>
Cc: Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>; Hack, Tamara (EFC) <Tamara.Hack@efc.ny.gov>; rswenson@kingston-ny.gov
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

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We've been down this road before. Originally the grant was for \$100,000.00, I understood that to mean that \$100,000 was going to be made available to the City; we are not asking to be reimbursed for our Local Share.

If I have to get another resolution it will delay the project because it takes 45 to 60 days to get it through Council.

Ralph

From: Moss, Monica (EFC) [mailto:Monica.Moss@efc.ny.gov]
Sent: Monday, July 18, 2016 3:01 PM
To: Swenson, Ralph; Earley, Willard C (DEC)
Cc: Erin K. Moore (EKMoore@tigheBond.com); Hack, Tamara (EFC); Swenson, Ralph
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Hi Ralph,

I just did a double check of your local match resolution against the budget. There is a discrepancy between the budget form and the local match resolution. The EPG grant award is for a maximum amount of \$100,000 OR 80% of the total project costs. In order to capture the full award amount of \$100,000 the total project cost must come to \$125,000.

The budget form shows a total project cost of \$119,910 which would result in only \$95,928 in grant and the remaining amount of \$23,982 as local match. However, the local match resolution states a total project cost of \$100,000 and only authorizes a local match of \$20,000.

Please clarify and revise the budget and/or resolution as needed. Please let me know if you have any questions.

From: Swenson, Ralph [mailto:rswenson@kingston-ny.gov]
Sent: Monday, July 18, 2016 2:53 PM
To: Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>; Earley, Willard C (DEC) <willard.earley@dec.ny.gov>
Cc: Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>; Hack, Tamara (EFC) <Tamara.Hack@efc.ny.gov>; rswenson@kingston-ny.gov
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

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fyi

From: Moss, Monica (EFC) [<mailto:Monica.Moss@efc.ny.gov>]
Sent: Monday, July 18, 2016 1:17 PM
To: Swenson, Ralph; Earley, Willard C (DEC)
Cc: Swenson, Ralph; Erin K. Moore (EKMoore@tigheBond.com); Hack, Tamara (EFC)
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Great. Thank you Ralph. I've included Tammy Hack on this email response back. You should have seen an email from her earlier this morning with information regarding the MWBE items.

It looks like the only other remaining item we need to enter into a grant agreement with the City is the budget form. Please complete the attached form and let me know if you have any questions.

EFC will begin drafting the grant agreement with the City once the budget form and all MWBE items are satisfied.

From: Swenson, Ralph [<mailto:rswenson@kingston-ny.gov>]
Sent: Monday, July 18, 2016 12:32 PM
To: Earley, Willard C (DEC) <willard.earley@dec.ny.gov>; Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>
Cc: rswenson@kingston-ny.gov; Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>
Subject: 54659-EPG Grant-City of Kingston Engineering Study

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Willard / Monica -

Attached please find the executed agreement. As sub-consultant agreements get executed, I'll forward copies of:

- T&B Utilization Plan
- Fully executed sub consultant agreements
- Subconsultant EPA 6100-3 forms
- Subconsultant EEO statements
- Proof of M/WBE status from NYS

Ralph

Ralph E. Swenson, P.E.
City of Kingston City Engineer
City Hall
420 Broadway
Kingston, New York 12401
(845) 334-3967
(845) 416-0026 Cell
rswenson@kingston-ny.gov

**NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION**

625 Broadway
Albany, New York 12203-1010
www.dec.ny.gov

**ENVIRONMENTAL
FACILITIES CORPORATION**

625 Broadway
Albany, New York 12207-2997
www.efc.ny.gov

DEC 10 2015

Honorable Shayne Gallo
Mayor
City of Kingston
420 Broadway
Kingston, NY 12401

Re: Planning Grant: #54659
City of Kingston Engineering Study

Dear Mayor Gallo:

In 2011, Governor Cuomo launched the Regional Economic Development Councils and the Consolidated Funding Application (CFA) to provide each region with the tools to create and implement their own roadmap for economic prosperity and job creation. This community-based model uses local assets to drive local economic growth and has resulted in unprecedented partnerships and collaboration that are building a reinvigorated economy.

After four successful rounds, the 2015 CFA made \$750 million in economic development resources available from more than thirty programs across thirteen State agencies. The agency programs provide resources for projects focused on community development and job creation, direct assistance to business, waterfront revitalization, energy and environmental improvements, sustainability and low-cost financing. The Department of Environmental Conservation (DEC) and Environmental Facilities Corporation (EFC) are proud to have contributed \$2,000,000 to this year's CFA.

We are pleased to inform you that the City of Kingston project has been selected to receive up to \$100,000 for the Engineering Planning Grant through the New York Clean Water State Revolving Fund program. On behalf of our partners at the federal, State, and local levels of government, please accept our gratitude for taking the initiative to participate in this program. If you applied for funding from other DEC or EFC programs or other State agencies, you will receive information from those programs/agencies separately.

We are ready to begin working with your community on this project, but before proceeding we would first like to confirm that you are interested in proceeding and using this funding for your project. Within two weeks of the date on this letter, please send your confirmation or declination to EFC and the name and contact information of the municipality's authorized project representative to epg@efc.ny.gov.



Department of
Environmental
Conservation

Environmental
Facilities Corporation

In order for you to remain on schedule and enter into a grant agreement with EFC to access these funds, there are several steps that must be completed by your organization. For your convenience a project checklist is enclosed but you may also visit <http://www.efc.ny.gov/Default.aspx?tabid=485> for the list of supporting documents necessary to complete the grant agreement with EFC. Your project coordinator will be reaching out to you shortly to assist with completing all the required submittals necessary to execute a grant agreement with EFC.

We recommend that you begin working immediately on the procurement of engineering services for the preparation of the Engineering Report. If you have already procured engineering services, please forward the contract documents to EFC as soon as possible. Please be aware that the grant requires that you seek 30 percent participation by New York State certified Minority and/or Women Owned Business Enterprises for contracted work that exceeds \$25,000. Additionally, this award requires that you provide a 20 percent minimum local match of the total project cost.

We look forward to working with you on this important water quality project. If you should have any questions, please contact EFC at epg@efc.ny.gov or call 518-402-7396.

Sincerely,



Sabrina M. Ty
President and CEO



Basil Seggos
Acting Commissioner

Enclosure

RESOLUTION 37 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING AND APPROPRIATING A MINIMUM 20% LOCAL MATCH AS
REQUIRED BY THE ENGINEERING PLANNING GRANT PROGRAM FOR THE
HASBROUCK CSO SEWERSHED 1/1 STUDY PROJECT

Sponsored by: Finance and Audit Committee Aldermen: Koop, Schabot, Will, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$100,000.00, with a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City's Hasbrouck CSO Sewershed, and

WHEREAS, the City of Kingston has responded to the initial grant award affirmatively in a letter dated December 30, 2015; and

WHEREAS, there are certain requirements and representations that the City must meet in order to further qualify for the grant funding.

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

SECTION 1. The Common Council of the City of Kingston authorizes the Mayor authorized to enter into and execute any and all documents necessary to appropriate a minimum 20% local match as required by the Engineering Planning Grant Program for the Hasbrouck CSO Sewershed 1/1 Study Project. The local match must be at least 20% of the total project cost.

SECTION 2. The maximum local share appropriated, subject to any changes agreed to by the Mayor, shall not exceed \$20,000.00 based upon a total estimated maximum project costs of \$100,000.000.

SECTION 3. The Mayor may increase this local match through the use of in-kind services without further approval of the Common Council of the City of Kingston.

SECTION 4. A negative declaration of environmental significance is rendered.

SECTION 5. This resolution shall take effect immediately.

Submitted to the Mayor this 3rd day
of February, 2016


Carly Winnie, City Clerk

Approved by the Mayor this 3rd day
of February, 2016


Steven T. Noble, Mayor

Adopted by Council on February 2, 2016
Res 37 2016 20% Match Hasbrouck CSO Sewershed

RESOLUTION 38 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE NYS
ENVIRONMENTAL FACILITIES CORPORATION

Sponsored by: Finance and Audit Committee Aldermen: Koop, Schabot, Will, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$100,000.00, with a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City's Hasbrouck CSO Sewershed, and

WHEREAS, 6 NYCRR Section 617.5 under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law.

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

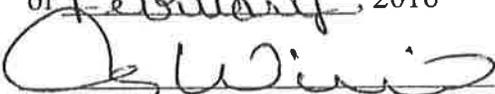
SECTION 1. The Common Council of the City of Kingston authorizes the Mayor authorized to enter into and execute any and all documents for the grant agreement with the NYS Environmental Facilities Corporation.

SECTION 2. The Common Council of the City of Kingston hereby determines that the proposed Hasbrouck CSO Sewershed 1/1 Study is a Type II action in accordance with 6 NYCRR Section 617.5 (c) (18) which constitutes "information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is not subject to review under 6 NYCRR Part 617;

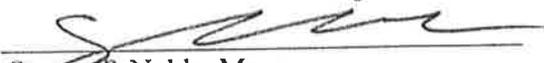
SECTION 3. That the Common Council of the City of Kingston declares itself as Lead Agency for the Type II Study.

SECTION 4. This resolution shall take effect immediately.

Submitted to the Mayor this 3rd day
of February, 2016


Carly Winnie, City Clerk

Approved by the Mayor this 3rd day
of February, 2016


Steven T. Noble, Mayor

Adopted by Council on February 2, 2016
Res 38 2016 Hasbrouck Sewershed Agree

RESOLUTION #182 OF 2016

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, ALTERING TRAFFIC SIGNALS AT THE INTERSECTION OF WASHINGTON AND LINDERMAN AVENUES

Sponsored By: General Government/Public Safety
Aldermen Carey, Seche, Mills, Davis, Brown

WHEREAS, in the interest of safety and the needs of the residents, traffic 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 13, SCHEDULE 1, SECTION 390-84 TRAFFIC CONTROL SIGNALS is hereby amended by REMOVING the following:

Traffic Control Signal at the intersection of Washington Avenue with Linderman Avenue

Section 2: ARTICLE 13, SCHEDULE 11, SECTION 390-94,"FLASHING SIGNALS" be amended by ADDING the following:

Washington Avenue at the intersection of Linderman Avenue
(RED in all Directions)

Section 3: All ordinances and parts thereof, inconsistent herewith are hereby repealed

Section 4: This ordinance shall take effect immediately after passage, approval and publication as provided by law.

Submitted to the Mayor this _____
day of _____, 2016

Approved by the Mayor this _____
day of _____, 2016

CARLY WINNIE, CITY CLERK

STEVEN T. NOBLE, MAYOR

Adopted by Council on August 2, 2016

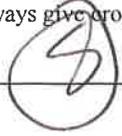
THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT DPW DATE 7/27/16

Description Resolution to continue the traffic signal control device at the intersection of Washington Ave and Judders Ave as a four way blinking red light. as per attached correspondence

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

Signature 

Motion by ND

Seconded by LE

Action Required: _____

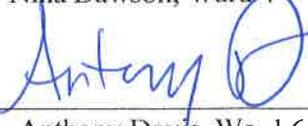
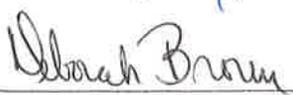
SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action _____

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	✓	✓
 Lynn Eckert, Ward 1	✓	
 Nina Dawson, Ward 4	✓	
 Anthony Davis, Ward 6	✓	
 Deborah Brown, Ward 9	X	

RESOLUTION 191 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE NYS
ENVIRONMENTAL FACILITIES CORPORATION

Sponsored by: Public Safety/General Government Committee Aldermen: Schabot, Eckert,
Dawson, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$125,000.00, including a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City's Hasbrouck CSO Sewershed, and

WHEREAS, 6 NYCRR Section 617.5 under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law.

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

SECTION 1. The Common Council of the City of Kingston authorizes the Mayor to enter into and execute any and all documents for the grant agreement with the NYS Environmental Facilities Corporation.

SECTION 2. The Common Council of the City of Kingston hereby determines that the proposed Hasbrouck CSO Sewershed 1/1 Study is a Type II action in accordance with 6 NYCRR Section 617.5 (c) (18) which constitutes "information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is not subject to review under 6 NYCRR Part 617;

SECTION 3. That the Common Council of the City of Kingston declares itself as Lead Agency for the Type II Study.

SECTION 4. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day
of _____, 2016

Approved by the Mayor this _____ day
of _____, 2016

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2016
Res 191 2016 Hasbrouck Sewershed Agree

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

190
191

DEPARTMENT Corporation Counsel DATE July 27, 2016
 Description Approve the EPG grant award for a maximum amount of \$100,000 or 80% of the total project costs. The total project cost must come to \$125,000.00. Revised resolution to include a 20% Local Match and authorize the Mayor to execute any and all documents approving same

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

Signature [Handwritten Signature]

Motion by ND

Seconded by LF

Action Required: _____

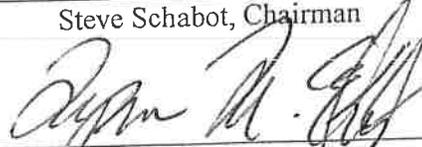
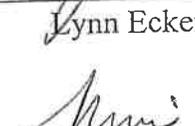
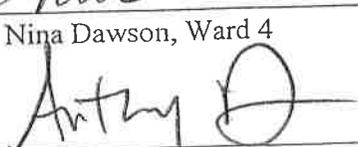
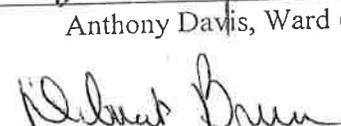
SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

Committee Vote	YES	NO
 Steve Schabot, Chairman	✓	
 Lynn Eckert, Ward 1	✓	
 Nina Dawson, Ward 4	✓	
 Anthony Davis, Ward 6	✓	
 Deborah Brown, Ward 9	+	

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

Steven T. Noble, Mayor
Kevin R. Bryant, Corporation Counsel



Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble, President, Common Council
FROM: Kevin R. Bryant, Corporation Counsel *KB*
DATE: July 26, 2016
RE: EPG Grant – City of Kingston Engineering Study
Planning Grant #54659

Resolutions 37 and 38 of 2016 regarding the above Planning Grant contains a discrepancy Between the budget form and the local match. The EPG grant award is for a maximum amount of \$100,000.00 or 80% of the total project costs. In order to capture the full award amount of \$100,000 the total project cost must come to \$125,000.

A revised resolution is needed which should match the final budget, to include a 20% Local Match.

Higgins, Janet

From: Swenson, Ralph
Sent: Monday, July 25, 2016 1:50 PM
To: Higgins, Janet
Cc: Swenson, Ralph
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study
Attachments: 54659 Kingston Award Letter.pdf; Res 37 of 2016_Planning Grant Funding.pdf; Res 38 of 2016_Planning Grant SEQRA & Execution by Mayor.pdf

Importance: High

You're on it.

From: Swenson, Ralph
Sent: Monday, July 25, 2016 11:23 AM
To: Bryant, Kevin; Noble, Steve
Cc: Swenson, Ralph; Adin, Alan
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study
Importance: High

I still need some help on this. I either need a letter interpreting the resolution in a way that matches my need, \$100K for the consultant WITH our local match, or perhaps a communication to Council asking them to consider a revised resolution during caucus that increases the bond amount to \$125K INCLUDING our local match.

Ralph

From: Swenson, Ralph
Sent: Tuesday, July 19, 2016 8:38 AM
To: Bryant, Kevin; Noble, Steve
Cc: Swenson, Ralph; Adin, Alan
Subject: FW: 54659-EPG Grant-City of Kingston Engineering Study

I need some help on this. The Resolution says "with a 20% Local Match", it doesn't say "including a 20% Local Match".

Ralph

From: Moss, Monica (EFC) [mailto:Monica.Moss@efc.ny.gov]
Sent: Monday, July 18, 2016 4:10 PM
To: Swenson, Ralph
Cc: Erin K. Moore (EKMoore@tigheBond.com)
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Thank you for the phone call. I was able to go and speak with our legal counsel regarding the language in the local match resolution. Unfortunately, it is a programmatic requirement that we have each municipality authorize the local match amount. In this case, the local match resolution only authorizes \$20,000 which would equate to a grant of \$80,000 and a total project cost of \$100,000.

A revised resolution will be needed and should match the final budget. I am available to review any drafts. Please remember, the grant amount is limited to \$100,000 or 80% of the total project cost (engineering + in-house force account).

Our legal counsel did give an alternative to passing a new resolution. The City could have their counsel write a letter explaining how the City is allowed to go over the amount that was previously authorized in the resolution. I'm not sure if this sounds like an easier pathway but if you would like to discuss further let me know and I can coordinate the discussion.

I apologize for the delay this will cause the project. Please let me know if you have any questions or there is anything that we can help with.

From: Swenson, Ralph [mailto:rswenson@kingston-ny.gov]
Sent: Monday, July 18, 2016 3:12 PM
To: Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>; Earley, Willard C (DEC) <willard.earley@dec.ny.gov>
Cc: Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>; Hack, Tamara (EFC) <Tamara.Hack@efc.ny.gov>; rswenson@kingston-ny.gov
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

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

We've been down this road before. Originally the grant was for \$100,000.00, I understood that to mean that \$100,000 was going to be made available to the City; we are not asking to be reimbursed for our Local Share.

If I have to get another resolution it will delay the project because it takes 45 to 60 days to get it through Council.

Ralph

From: Moss, Monica (EFC) [mailto:Monica.Moss@efc.ny.gov]
Sent: Monday, July 18, 2016 3:01 PM
To: Swenson, Ralph; Earley, Willard C (DEC)
Cc: Erin K. Moore (EKMoore@tigheBond.com); Hack, Tamara (EFC); Swenson, Ralph
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Hi Ralph,

I just did a double check of your local match resolution against the budget. There is a discrepancy between the budget form and the local match resolution. The EPG grant award is for a maximum amount of \$100,000 OR 80% of the total project costs. In order to capture the full award amount of \$100,000 the total project cost must come to \$125,000.

The budget form shows a total project cost of \$119,910 which would result in only \$95,928 in grant and the remaining amount of \$23,982 as local match. However, the local match resolution states a total project cost of \$100,000 and only authorizes a local match of \$20,000.

Please clarify and revise the budget and/or resolution as needed. Please let me know if you have any questions.

From: Swenson, Ralph [mailto:rswenson@kingston-ny.gov]
Sent: Monday, July 18, 2016 2:53 PM
To: Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>; Earley, Willard C (DEC) <willard.earley@dec.ny.gov>
Cc: Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>; Hack, Tamara (EFC) <Tamara.Hack@efc.ny.gov>; rswenson@kingston-ny.gov
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

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

fyi

From: Moss, Monica (EFC) [<mailto:Monica.Moss@efc.ny.gov>]
Sent: Monday, July 18, 2016 1:17 PM
To: Swenson, Ralph; Earley, Willard C (DEC)
Cc: Swenson, Ralph; Erin K. Moore (EKMoore@tigheBond.com); Hack, Tamara (EFC)
Subject: RE: 54659-EPG Grant-City of Kingston Engineering Study

Great. Thank you Ralph. I've included Tammy Hack on this email response back. You should have seen an email from her earlier this morning with information regarding the MWBE items.

It looks like the only other remaining item we need to enter into a grant agreement with the City is the budget form. Please complete the attached form and let me know if you have any questions.

EFC will begin drafting the grant agreement with the City once the budget form and all MWBE items are satisfied.

From: Swenson, Ralph [<mailto:rswenson@kingston-ny.gov>]
Sent: Monday, July 18, 2016 12:32 PM
To: Earley, Willard C (DEC) <willard.earley@dec.ny.gov>; Moss, Monica (EFC) <Monica.Moss@efc.ny.gov>
Cc: rswenson@kingston-ny.gov; Erin K. Moore (EKMoore@tigheBond.com) <EKMoore@tigheBond.com>
Subject: 54659-EPG Grant-City of Kingston Engineering Study

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

Willard / Monica -

Attached please find the executed agreement. As sub-consultant agreements get executed, I'll forward copies of:

- T&B Utilization Plan
- Fully executed sub consultant agreements
- Subconsultant EPA 6100-3 forms
- Subconsultant EEO statements
- Proof of M/WBE status from NYS

Ralph

Ralph E. Swenson, P.E.
City of Kingston City Engineer
City Hall
420 Broadway
Kingston, New York 12401
(845) 334-3967
(845) 416-0026 Cell
rswenson@kingston-ny.gov

**NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION**

625 Broadway
Albany, New York 12203-1010
www.dec.ny.gov

**ENVIRONMENTAL
FACILITIES CORPORATION**

625 Broadway
Albany, New York 12207-2997
www.efc.ny.gov

DEC 10 2015

Honorable Shayne Gallo
Mayor
City of Kingston
420 Broadway
Kingston, NY 12401

Re: Planning Grant: #54659
City of Kingston Engineering Study

Dear Mayor Gallo:

In 2011, Governor Cuomo launched the Regional Economic Development Councils and the Consolidated Funding Application (CFA) to provide each region with the tools to create and implement their own roadmap for economic prosperity and job creation. This community-based model uses local assets to drive local economic growth and has resulted in unprecedented partnerships and collaboration that are building a reinvigorated economy.

After four successful rounds, the 2015 CFA made \$750 million in economic development resources available from more than thirty programs across thirteen State agencies. The agency programs provide resources for projects focused on community development and job creation, direct assistance to business, waterfront revitalization, energy and environmental improvements, sustainability and low-cost financing. The Department of Environmental Conservation (DEC) and Environmental Facilities Corporation (EFC) are proud to have contributed \$2,000,000 to this year's CFA.

We are pleased to inform you that the City of Kingston project has been selected to receive up to \$100,000 for the Engineering Planning Grant through the New York Clean Water State Revolving Fund program. On behalf of our partners at the federal, State, and local levels of government, please accept our gratitude for taking the initiative to participate in this program. If you applied for funding from other DEC or EFC programs or other State agencies, you will receive information from those programs/agencies separately.

We are ready to begin working with your community on this project, but before proceeding we would first like to confirm that you are interested in proceeding and using this funding for your project. Within two weeks of the date on this letter, please send your confirmation or declination to EFC and the name and contact information of the municipality's authorized project representative to epg@efc.ny.gov.



Department of
Environmental
Conservation

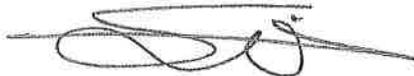
Environmental
Facilities Corporation

In order for you to remain on schedule and enter into a grant agreement with EFC to access these funds, there are several steps that must be completed by your organization. For your convenience a project checklist is enclosed but you may also visit <http://www.efc.ny.gov/Default.aspx?tabid=485> for the list of supporting documents necessary to complete the grant agreement with EFC. Your project coordinator will be reaching out to you shortly to assist with completing all the required submittals necessary to execute a grant agreement with EFC.

We recommend that you begin working immediately on the procurement of engineering services for the preparation of the Engineering Report. If you have already procured engineering services, please forward the contract documents to EFC as soon as possible. Please be aware that the grant requires that you seek 30 percent participation by New York State certified Minority and/or Women Owned Business Enterprises for contracted work that exceeds \$25,000. Additionally, this award requires that you provide a 20 percent minimum local match of the total project cost.

We look forward to working with you on this important water quality project. If you should have any questions, please contact EFC at epg@efc.ny.gov or call 518-402-7396.

Sincerely,



Sabrina M. Ty
President and CEO



Basil Seggos
Acting Commissioner

Enclosure

RESOLUTION 37 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING AND APPROPRIATING A MINIMUM 20% LOCAL MATCH AS
REQUIRED BY THE ENGINEERING PLANNING GRANT PROGRAM FOR THE
HASBROUCK CSO SEWERSHED 1/1 STUDY PROJECT

Sponsored by: Finance and Audit Committee Aldermen: Koop, Schabot, Will, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$100,000.00, with a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City's Hasbrouck CSO Sewershed, and

WHEREAS, the City of Kingston has responded to the initial grant award affirmatively in a letter dated December 30, 2015; and

WHEREAS, there are certain requirements and representations that the City must meet in order to further qualify for the grant funding.

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

SECTION 1. The Common Council of the City of Kingston authorizes the Mayor authorized to enter into and execute any and all documents necessary to appropriate a minimum 20% local match as required by the Engineering Planning Grant Program for the Hasbrouck CSO Sewershed 1/1 Study Project. The local match must be at least 20% of the total project cost.

SECTION 2. The maximum local share appropriated, subject to any changes agreed to by the Mayor, shall not exceed \$20,000.00 based upon a total estimated maximum project costs of \$100,000.000.

SECTION 3. The Mayor may increase this local match through the use of in-kind services without further approval of the Common Council of the City of Kingston.

SECTION 4. A negative declaration of environmental significance is rendered.

SECTION 5. This resolution shall take effect immediately.

Submitted to the Mayor this 3rd day
of February, 2016


Carly Winnie, City Clerk

Approved by the Mayor this 3rd day
of February, 2016


Steven T. Noble, Mayor

Adopted by Council on February 2, 2016
Res 37 2016 20% Match Hasbrouck CSO Sewershed

RESOLUTION 38 of 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT WITH THE NYS
ENVIRONMENTAL FACILITIES CORPORATION

Sponsored by: Finance and Audit Committee Aldermen: Koop, Schabot, Will, Davis, Brown

WHEREAS, the City of Kingston has been awarded Planning Grant #54659 under the NYS DEC/EFC 2015 CFA in an amount not to exceed \$100,000.00, with a 20% local match, for the purposes of an engineering report to identify the sources and locations of inflow and infiltration into the City's Hasbrouck CSO Sewershed, and

WHEREAS, 6 NYCRR Section 617.5 under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law.

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

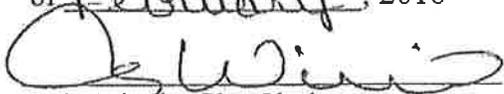
SECTION 1. The Common Council of the City of Kingston authorizes the Mayor authorized to enter into and execute any and all documents for the grant agreement with the NYS Environmental Facilities Corporation.

SECTION 2. The Common Council of the City of Kingston hereby determines that the proposed Hasbrouck CSO Sewershed 1/1 Study is a Type II action in accordance with 6 NYCRR Section 617.5 (c) (18) which constitutes "information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is not subject to review under 6 NYCRR Part 617;

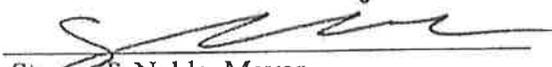
SECTION 3. That the Common Council of the City of Kingston declares itself as Lead Agency for the Type II Study.

SECTION 4. This resolution shall take effect immediately.

Submitted to the Mayor this 3rd day
of February, 2016


Carly Wingie, City Clerk

Approved by the Mayor this 3rd day
of February, 2016


Steven T. Noble, Mayor

Adopted by Council on February 2, 2016
Res 38 2016 Hasbrouck Sewershed Agree