

LEGISLATION LIST SEPTEMBER 2021

RESOLUTION 171- REQUESTING A BUDGET MODIFICATION IN THE COMMUNITY DEVELOPMENT OFFICE IN THE AMOUNT OF \$750.00 TO COVER THE EXPENSE OF ADVERTISING AND GENERAL SUPPLIES AND MATERIALS

RESOLUTION 172- REQUESTING A TRANSFER OF FUNDING REIMBURSEMENTS IN THE AMOUNT OF \$50,350.00 IN THE OFFICE OF COMMUNITY DEVELOPMENT

RESOLUTION 173- REQUESTING A TRANSFER FROM FUND BALANCE IN THE AMOUNT OF \$77,986.00 TO COVER THE EXPENSE OF HIRING THREE NEW POLICE OFFICER POSITIONS

RESOLUTION 174- REQUESTING A BUDGET MODIFICATION IN THE PLANNING DEPARTMENT IN THE AMOUNT OF \$2,554.21 TO COVER THE COST ASSOCIATED WITH THE DEPARTURE OF A PART TIME EMPLOYEE .

RESOLUTION 175- REQUESTING A TRANSFER IN THE PLANNING DEPARTMENT IN THE AMOUNT OF \$1,600.00 TO COVER THE COST OF OVERTIME

RESOLUTION 176- AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE CITY OF KINGSTON PEDESTRIAN SAFETY ACTION PLAN IMPROVEMENTS

RESOLUTION 177- AUTHORIZING THE SETTLEMENT OF RITE AID CORPORATION VS. THE CITY OF KINGSTON

SECOND READING OF LOCAL LAW # 3 OF 2021- AUTHORIZING THE ADOPTION OF A NEW CHAPTER ENTITLED COMMUNITY CHOICE AGGREGATION (ENERGY) PROGRAM

RESOLUTION 171 OF 2021

**RESOLUTION OF THE COMMON COUNCIL, OF THE CITY OF KINGSTON,
NEW YORK, REQUESTING A BUDGET MODIFICATION IN THE
COMMUNITY DEVELOPMENT OFFICE IN THE AMOUNT OF \$750.00 TO
COVER THE EXPENSE OF ADVERTISING AND GENERAL SUPPLIES AND
MATERIALS**

Sponsored By: Finance/Audit Government Committee: Alderman
Schabot, O'Reilly, Tallerman, Hirsch

WHEREAS, the Director of the Office of Community Development has requested a budget modification in the amount of \$750.00 to cover expenses in advertising and general supplies and materials

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request;

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

FROM:	A1.6989.14.5461	Travel	\$100.00
	A1.6989.14.5462	Dues & Seminars	\$650.00
TO:	A1.6989.14.5472	Contracted Services	\$330.00
	A1.6989.14.5464	Advertising	\$300.00
	A1.6989.14.5485	General Materials & Supplies	\$120.00

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

1A
171

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Community Development DATE: July 28, 2021

Description: Transfer from A16989-14-5461 Travel \$100

A16989-14-5462 Dues & Seminars \$650

to A16989-14-5472 Contracted Services \$330

A16989-14-5464 Advertising \$300

A16989-14-5485 General Materials & Supplies \$120

Estimated Financial Impact: \$ 0 Signature *Amanda Y. Bruck*

Motion by MH

Seconded by PO

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>		YES	NO
<i>Patrick O'Reilly</i> Reynolds Scott Childress, Ward 3, Chairman		✓	
Don Tallerman, Ward 5 <i>[Signature]</i>		✓	
Anthony Davis, Ward 6 <i>[Signature]</i>			
Michele Hirsch, Ward 9 <i>[Signature]</i>		✓	
Steven Schabot, Ward 8 <i>[Signature]</i>			



F/MU

Tinti, Elisa

From: Bruck, Amanda
Sent: Friday, July 30, 2021 10:54 AM
To: Shaut, Andrea
Cc: Tuey, John; Tinti, Elisa
Subject: Budget Modification Request
Attachments: 7 30 2021 Modification to budget.pdf; 7 30 2021 Modification to budget (2).pdf

Dear President Shaut,

Attached please find two budget modification requests for the Office of Community Development.

The first request is to cover additional expenses in Advertising and General Materials & Supplies. The advertising for the CDBG Program has been higher than previous years due to the number of mandatory public notices published for each of the regular CDBG funding, two rounds of CDBG-CV funding and a CDBG Substantial Amendment.

The second request is to transfer funding reimbursements already received by the City to Contractual Services.

Respectfully,

Mandy

Amanda L. Bruck
Director, Office of Community Development
Executive Director, Kingston Local Development Corporation

RESOLUTION 172 OF 2021

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A TRANSFER OF FUNDING REIMBURSEMENTS IN THE AMOUNT OF \$50,350.00 IN THE OFFICE OF COMMUNITY DEVELOPMENT

Sponsored By: Finance/Audit Committee: Alderman Schabot,
O'Reilly, Tallerman, Hirsch

WHEREAS, the Director of the Office of Community Development has requested a transfer of funding reimbursements in the amount of \$50,350.00, 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:

FROM:	A1.6989.23.43389	NYS Grants	\$50,350.00
TO:	A1.6989.13.5301	Contract Services	\$50,350.00

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

1B

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: Community Development

DATE: July 30, 2021

Description: Transfer from: A16989.23.43389 NYS Grants \$50,350

to: A16989.13.5301 Contractual Services \$50,350

Estimated Financial Impact: \$ 0

Signature

Amelia L. Pruck

Director, Community Development

Motion by MT

Seconded by PO

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:

Table with 3 columns: Committee Vote, YES, NO. Rows include Reynolds Scott Childress, Don Tallerman, Anthony Davis, Michele Hirsch, and Steven Schabet.

F/110



Tinti, Elisa

From: Bruck, Amanda
Sent: Friday, July 30, 2021 10:54 AM
To: Shaut, Andrea
Cc: Tuey, John; Tinti, Elisa
Subject: Budget Modification Request
Attachments: 7 30 2021 Modification to budget.pdf; 7 30 2021 Modification to budget (2).pdf

Dear President Shaut,

Attached please find two budget modification requests for the Office of Community Development.

The first request is to cover additional expenses in Advertising and General Materials & Supplies. The advertising for the CDBG Program has been higher than previous years due to the number of mandatory public notices published for each of the regular CDBG funding, two rounds of CDBG-CV funding and a CDBG Substantial Amendment.

The second request is to transfer funding reimbursements already received by the City to Contractual Services.

Respectfully,

Mandy

Amanda L. Bruck
Director, Office of Community Development
Executive Director, Kingston Local Development Corporation

RESOLUTION 173 OF 2021

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A TRANSFER FROM FUND BALANCE IN THE AMOUNT OF \$77,986.00 TO COVER THE EXPENSE OF HIRING THREE NEW POLICE OFFICER POSITIONS

Sponsored By: Finance/Audit Committee: Alderman Schabot,
O'Reilly, Tallerman, Hirsch

WHEREAS, The Mayor has requested a transfer from Fund Balance in the amount of \$77,986.00 to cover the expense of three new Police Officer positions, 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:

FROM:	A1.9999.5901	Fund Balance	\$77,986.00
TO:	A1.3120.5101	Regular Pay	\$40,149.00
	A1.3120.5811	Social Security	\$3,071.00
	A1.3120.5814	Police Retirement	\$11,643.00
	A1.3120.5821	Hospital & Med. Ins.	\$22,140.00
	A1.3120.5822	Dental Ins.	\$983.00

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

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CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

FIA

Steven T. Noble
Mayor



July 29, 2021

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

Re: Hiring Additional Police Officers

Dear President Shaut,

I am requesting the Common Council approve the funding to allow for the hiring of three (3) new police officers for the Kingston Police Department. The financial impact on the 2021 budget will be \$77,986 out of our fund balance. These officers will assist with our new community policing initiatives as well as the AVERT initiative I recently discussed with the Council. I believe we need to add these additional resources to assist in keeping our residents safe while building better relationships with our community, block by block, front porch by front porch.

Please feel free to contact me if you have any questions or concerns.

Respectfully Submitted,

Steven T. Noble
Mayor

<u>Account #</u>	<u>Account Description</u>	<u>Difference</u>
<u>From:</u>		
A19999.5901	Fund Balance	<u>77,986</u>
		<u>77,986</u>
<u>To:</u>		
A13120.5101	Regular Pay	40,149
A13120.5811	Social Security	3,071
A13120.5814	Police Retirement	11,643
A13120.5821	Hospital and Medical ins	22,140
A13120.5822	Dental Ins	<u>983</u>
		<u>77,986</u>

1 THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Mayor DATE: 7/27/2021

Description:

Request approval of the attached \$77,986 transfer from fund balance to fund 3 new police officer positions effective 10/1/2021.

Estimated Financial Impact: \$ 77,986 Signature _____

Motion by DT

Seconded by PO

Action Required:



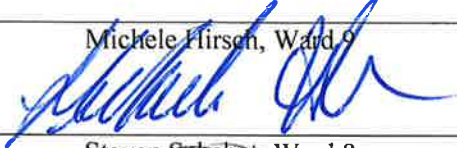
SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action _____

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

RESOLUTION 174 OF 2021

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A BUDGET MODIFICATION IN THE PLANNING DEPARTMENT IN THE AMOUNT OF \$2,554.21 TO COVER THE COST ASSOCIATED WITH THE DEPARTURE OF A PART TIME EMPLOYEE

Sponsored By: Finance/Audit Committee: Alderman Schabot,
O'Reilly, Tallerman, Hirsch

WHEREAS, the Planning Board Director requested a transfer in the amount of \$2,554.21 to cover the costs associated with the departure of a part time employee, 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:

FROM:	A1.8020.5112	Part Time Employee	\$2,554.21
TO:	A1.8020.5105	Retirement Accumulation	\$2,554.21

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

174
3

F+A

CITY OF KINGSTON

Kingston Planning

planning@kingston-ny.gov

Suzanne Cahill, Planning Director
Kyla Dedeia, Assistant Planner



Steven T. Noble, Mayor

July 20, 2021

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

Re: FY 2021 Budget Amendment - Planning - Payout

Dear Pre. Shaut:

As all may be aware, J. Edelson-Safford unexpectedly left the City of Kingston employment as a part time Historic Preservation Administrator in June of 2021. We are currently seeking a replacement for that position in our office. This is to request authorization of an internal budget request to cover costs associated with her departure as we are contractually obligated to pay her out for unused time. This time was audited by both our Civil Service and Comptroller's Office prior to be paid and was not an anticipated expense under our regular 2021 budget. The transfer is moving existing funds from another payroll account line so that there is no fiscal impact to the City. Therefore, I respectfully request the following budget transfer:

INCREASE BUDGET LINE: A1-8020 5105 (Planning - Retirement Accumulation) by \$2,554.21

DECREASE BUDGET LINE: A1-8020 5112 (Planning - Part Time Employees) by \$2,554.21

A proposed form of Committee Report is attached for your use. If there are any questions, please do not hesitate to contact our office to discuss.

Sincerely,

Suzanne Cahill

Suzanne Cahill
Planning Director

CC: S. Noble, Mayor
Ald. R. Scott-Childress, W3, Chairman F&A
J. Tuey, Comptroller

RESOLUTION 175 OF 2021

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, REQUESTING A TRANSFER IN THE PLANNING DEPARTMENT IN THE AMOUNT OF \$1,600.00 TO COVER THE COST OF OVERTIME

Sponsored By: Finance/Audit Committee: Alderman Schabot,
O'Reilly, Tallerman, Hirsch

WHEREAS, the Director of the Planning Department has requested a transfer in the amount of \$1,600.00 to cover the expense of overtime, 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:

FROM:	A1.7520.5485	Landmark's General Materials	\$200.00
	A1.8030.5485	Heritage General Materials	\$200.00
	A1.8020.5408	Planning DP Supplies	\$200.00
	A1.8020.5411	Planning Consultants	\$1,000.00
To:	A1.8020.5103	Overtime Contracted Services	\$1,600.00

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

175
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F1A

CITY OF KINGSTON
Kingston Planning
planning@kingston-ny.gov

Suzanne Cahill, Planning Director
Kyla Dedea, Assistant Planner



Steven T. Noble, Mayor

July 20, 2021

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

Re: FY 2021 Budget Amendment - Planning Overtime

Dear Pre. Shaut:

This is to request that authorization of an internal budget request to cover costs associated with overtime pay in the Planning Board FY 2021 budget. At this time the allocation which was originally adopted has been depleted and there is a need to cover both current and anticipated costs through the end of the year. The transfer is moving existing funds from other accounts and lines so that there is no fiscal impact to the City. Therefore, I respectfully request the following budget transfer:

INCREASE BUDGET LINE A1-8020.5103 (Planning - Overtime-Contracted Expenses) by \$1,600.00

DECREASE BUDGET LINES:

- A17520 5485 (Landmarks - General Materials) by \$200.00
- A18030 5485 (Heritage - General Materials) by \$200.00
- A18020 5408 (Planning - DP Supplies) by \$200.00
- A18020 5411 (Planning - Consultants) by 1,000.00

A proposed form of Committee Report is attached for your use. If there are any questions, please do not hesitate to contact our office to discuss.

Sincerely,

Suzanne Cahill

Suzanne Cahill
Planning Director

CC: S. Noble, Mayor
Ald. R. Scott-Childress, W3, Chairman F&A
J. Tuey, Comptroller

1THE CITY OF KINGSTON COMMON COUNCIL

**FINANCE AND AUDIT
COMMITTEE REPORT**

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

DEPARTMENT: <u> Planning </u>	DATE: <u> July 2021 </u>
Description: Authorize FY 2021 Budget Modification as follows:	
INCREASE BUDGET LINE A1-8020.5103 (Planning - Overtime) by \$1,600.00	
DECREASE BUDGET LINES:	
<ul style="list-style-type: none"> • A17520 5485 (Landmarks – General Materials) by \$200.00 • A18030 5485 (Heritage – General Materials) by \$200.00 • A18020 5408 (Planning – DP Supplies) by \$200.00 • A18020 5411 (Planning – Consultants) by 1,000.00 	
Estimated Financial Impact - \$0	<u> Suzanne Cahill </u> Signature

Motion by DT

Seconded by PC

Action Required:

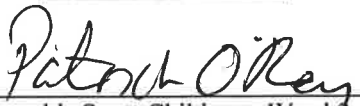
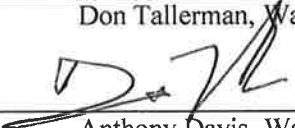
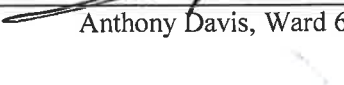


SEQRA Decision:
 Type I Action
 Type II Action X
 Unlisted Action

Negative Declaration of Environmental Significance:

Conditioned Negative Declaration:

Seek Lead Agency Status:

Positive Declaration of Environmental Significance:

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Reynolds Scott Childress, Ward 3, Chairman	✓	
Don Tallerman, Ward 5 		
Anthony Davis, Ward 6 		
Michele Hirsch, Ward 9 	✓	
Steven Schabot, Ward 8 	✓	

RESOLUTION 176 OF 2021

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE CITY OF KINGSTON PEDESTRIAN SAFETY ACTION PLAN IMPROVEMENTS

Sponsored By:

Finance/Audit Committee: Alderman Schabot,
O'Reilly, Tallerman, Hirsch

WHEREAS, a Project for the City of Kingston Pedestrian Safety Action Plan Improvements, PIN 8762.07 (The Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% federal funds and 0% non-federal funds; and

WHEREAS, the City of Kingston desires to advance the Project by making a commitment of 100% of the costs of construction and construction inspection.

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

SECTION 1. That the Common Council of the City of Kingston hereby approves the above subject Project.

SECTION 2. That the Common Council of the City of Kingston hereby authorizes the City of Kingston to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof.

SECTION 3. That the sum of \$471,000 is hereby appropriated from the General Fund to the Capital Fund and made available to cover the cost of participation in the above phase of the Project.

SECTION 4. That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the City of Kingston Common Council shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the City of Kingston Mayor thereof.

SECTION 5. That the Mayor of the City of Kingston be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Kingston with the New York State

Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state aid eligible Project costs and all Projects costs within appropriations therefore that are not so eligible.

SECTION 6. That in addition to the Mayor the following municipal titles: Superintendent of Public Works, City Engineer, City Comptroller, and Director of the Office of Grants Management are also hereby authorized to execute any necessary agreements or certifications on behalf of the Project identified in the State/Local Agreement.

SECTION 7. That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

SECTION 8. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

4 174

F+A

CITY OF KINGSTON
Office of Grants Management
grants@kingston-ny.gov

Kristen Wilson, Director



Steven T. Noble, Mayor

July 30, 2021

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

Re: Authorizing funding in the first instance for the Pedestrian Safety Action Plan

Dear President Shaut,

The City of Kingston received federal funding of \$530,000 for the Pedestrian Safety Action Plan Project in 2019. These funds do not require a local match.

To date, the funding for the Preliminary Design and Detailed Design has been expended and Right-of-Way (ROW) was not required; these components were authorized under Resolution 101 of 2019. This current request is to authorize the remaining funds for the Construction and Construction Inspection costs for the project.

The City of Kingston is improving pedestrian safety at both signalized and uncontrolled crosswalk intersections throughout the City. The main objective behind these improvements is to ultimately reduce the potential for pedestrian crashes in target areas. Intersections will have ADA compliant curb ramps/ extensions, high visibility crosswalks, including pedestrian signal updates such as countdown timers and signal timing.

In order to access the remaining funds, the NYSDOT requires that the City pass a resolution to fund the construction and construction inspection project costs in the first instance. The attached resolution, originally drafted by NYSDOT, will allow the City to request reimbursements from the NYSDOT for the remaining \$471,000.

I am requesting placement on the agenda of the appropriate committee in August to recommend the passage of this resolution. Ruth Ann Devitt-Frank, the Project Manager for this project, will attend the meeting.

Please feel free to contact me or Ruth Ann with any questions regarding the project. Thank you for your consideration.

Sincerely,

Kristen E. Wilson
Director

RESOLUTION

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE CITY OF KINGSTON PEDESTRIAN SAFETY ACTION PLAN IMPROVEMENTS

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

WHEREAS, a Project for the City of Kingston Pedestrian Safety Action Plan Improvements, PIN 8762.07 (The Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% federal funds and 0% non-federal funds; and

WHEREAS, the City of Kingston desires to advance the Project by making a commitment of 100% of the costs of construction and construction inspection.

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

SECTION 1. That the Common Council of the City of Kingston hereby approves the above subject Project.

SECTION 2. That the Common Council of the City of Kingston hereby authorizes the City of Kingston to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Project or portions thereof.

SECTION 3. That the sum of \$471,000 is hereby appropriated from the General Fund to the Capital Fund and made available to cover the cost of participation in the above phase of the Project.

SECTION 4. That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the City of Kingston Common Council shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the City of Kingston Mayor thereof.

SECTION 5. That the Mayor of the City of Kingston be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Kingston with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state aid eligible Project costs and all Projects costs within appropriations therefore that are not so eligible.

SECTION 6. That in addition to the Mayor the following municipal titles: Superintendent of Public Works, City Engineer, City Comptroller, and Director of the Office of Grants Management are also hereby authorized to execute any necessary agreements or certifications on behalf of the Project identified in the State/Local Agreement.

THE CITY OF KINGSTON COMMON COUNCIL

**FINANCE AND AUDIT
COMMITTEE REPORT**

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

DEPARTMENT: Office of Grants Management DATE: _____

Description

A resolution authorizing the implementation and funding in the first instance 100% of the federal-aid eligible costs of the Pedestrian Safety Action Plan project for Construction and Construction Inspection.

Estimated Financial Impact: \$0 Signature _____

Motion by DT

Seconded by MH

Action Required:

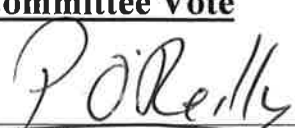
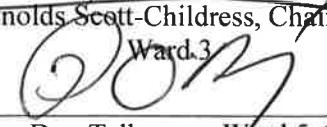
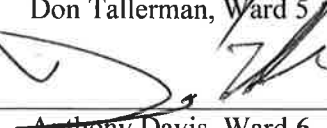
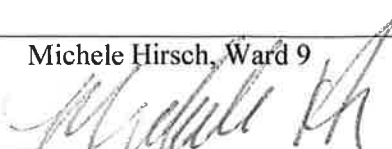

SEQRA Decision:
 Type I Action _____
 Type II Action _____
 Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
 Keynolds Scott-Childress, Chairman Ward 3	✓	
 Don Tallerman, Ward 5	✓	
 Anthony Davis, Ward 6		
 Michele Hirsch, Ward 9	✓	
 Steven Schabot, Ward 8	✓	

RESOLUTION 177 of 2021

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING KYLE W. BARNETT, ESQ. TO EXECUTE THE STIPULATION AND CONSENT ORDER CHANGING PRIOR ASSESSMENTS TO THE REVISED ASSESSMENTS FOR THE YEARS 2017 THROUGH 2021 ASSESSMENT ROLL FOR SBL 56.26-10-1 AND SBL 48.75-1-14.1 – RITE AIDE CORPORATION– 485 BROADWAY AND 351 FLATBUSH AVENUE RESPECTIVELY

Sponsored By: Finance/Audit Committee: Alderman:
O'Reilly, Tallerman, Hirsch, Schabot

WHEREAS, Rite Aide Corporation commenced an action challenging its assessments for the real properties located at 485 Broadway, SBL 56.26-10-1 and 351 Flatbush Avenue, SBL 48.75-1-14.1; and

WHEREAS, the City of Kingston is desirous of entering into a Consent Order and Judgment regarding same, thereby changing prior assessments to the revised assessments for the years 2017 through 2021 for Rite Aide Corporation, at 485 Broadway, SBL 56.26-10-1 and 351 Flatbush Avenue, SBL 48.75-1-14.1.

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

SECTION 1. That the Common Council of the City of Kingston authorizes Kyle W. Barnett, Esq., attorney for the City of Kingston, to enter into and execute a Stipulation and Consent Order changing prior assessments to the revised assessment on the properties of Rite Aide Corporation located at 485 Broadway, SBL 56.26-10-1 and 351 Flatbush Avenue, SBL 48.75-1-14.1, as per the attached Committee Report.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2021

Approved by the Mayor this ____ day of _____, 2021

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2021

1 THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION X _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT: Assessment

DATE: 7/2/2021

Description: Authorization of Settlement (Rite Aid Corporation vs. City of Kingston)

SBL# 56.26-10-1

485 Broadway

<u>Roll Year</u>	<u>AV Reduced From</u>	<u>AV Reduced To</u>
2017	2,447,000	No Change
2018	2,692,000	No Change
2019	2,961,000	No Change
2020	2,961,000	2,700,000
2021	2,961,000	2,430,000

SBL# 48.75-1-14.1

351 Flatbush Ave

<u>Roll Year</u>	<u>AV Reduced From</u>	<u>AV Reduced To</u>
2017	2,242,000	No Change
2018	2,446,000	No Change
2019	2,713,000	No Change
2020	2,713,000	2,340,000
2021	2,713,000	2,106,000

Estimated Financial Impact: \$ 9,029.38

Signature _____



Motion by PO

Seconded by MH

Action Required:



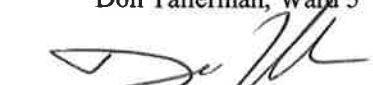
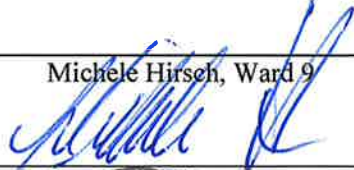
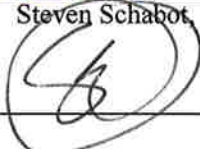
SEQRA Decision:
Type I Action
Type II Action
Unlisted Action

Negative Declaration of Environmental Significance:

Conditioned Negative Declaration:

Seek Lead Agency Status:

Positive Declaration of Environmental Significance:

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



FIA

Tinti, Elisa

From: Baker, Daniel
Sent: Friday, July 02, 2021 3:05 PM
To: Shaut, Andrea
Cc: Scott-Childress, Reynolds; Tinti, Elisa; Tuey, John
Subject: Department of Assessment Communication (Month of July) Rite Aid v. The City of Kingston

Madam President,

I would like the opportunity to discuss with the Common Council's Finance Committee the matter of Rite Aid Corporation v the City of Kingston.

Please accept this email as a formal communication for the month of July from my office with regards to this matter.

Respectfully,

Dan

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