

JULY 2024 LAWS & RULES COMMITTEE MEETING

Wednesday, July 17th, at 6:30 PM.

1. Edits to Disposition Policy - B. Starodaj
2. Renaming of VanBuren Street Playground - Mayor Noble (& Alderwoman Edwards)
3. Memorializing Resolution to fund clean water - Alderwoman Edwards
4. Modification of Rules of Order - Alderman Tierney
5. Modification of Rules - zoom public speaking - President Shaut

OLD BUSINESS

1. Food Trucks- Ald. Edwards
2. Kingston Charter Revision Task Force- Ald. Scott-Childress

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L+R

CITY OF KINGSTON
Office of Housing Initiatives

Bartek Starodaj, Director



Steven T. Noble, Mayor

June 24, 2024

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

Re: Edits to the City of Kingston Disposition Policy for Article 19-A

Dear President Shaut,

As you know, via Resolution 66 of 2023 the City of Kingston Common Council passed a disposition policy to increase certainty for the Kingston City Land Bank and other parties wishing to acquire and redevelop City-owned properties. Among other objectives, the goal of the disposition policy was to accelerate the overall redevelopment timeline of vacant properties.

When the Disposition Policy was drafted, it was only intended to cover surplus properties acquired by the in-rem foreclosure process. I am asking the Common Council to edit our disposition policy to also include any properties acquired by the City of Kingston under Article 19-A of the Real Property Actions and Proceedings Law, a *Special Proceeding to Convey Title to Abandoned Dwelling to City, Town, Village*.

Article 19-A is a tool for municipalities to obtain title to residential buildings that have been certified abandoned. The City of Kingston has never used this tool, however, I am currently collaborating with Corporation Counsel and the Building & Safety Department to investigate using Article 19-A to acquire abandoned vacant properties.

Editing the disposition policy to include Article 19-A properties would increase the certainty for how the City should dispose of any properties acquired by 19-A. The Common Council would retain full authority for approving any property sale.

I ask that you please forward this communication to the Common Council for consideration.

Respectfully Submitted,

Bartek Starodaj
Director, Housing Initiatives

Cc: Steve T. Noble, Mayor
E. Tinti, City Clerk
B. Graves-Poller, Corporation Counsel

- Properties in Tier 2: (purchased by end-user households between 80–100% AMI): the lesser of \$13,000 or the full amount of outstanding taxes and fees (including those yet to be billed) associated with the parcel preceding, during and post foreclosure/acquisition;
- Properties in Tier 3 (purchased by end-user households between 100–130% AMI): the lesser of \$18,000 or the full amount of outstanding taxes and fees (including those yet to be billed) associated with the parcel preceding, during and post foreclosure/acquisition;
- Properties in Tier 4 (purchased by end-user households above 130% AMI): The full amount of outstanding taxes and fees (including those yet to be billed) associated with the parcel preceding, during and post foreclosure/acquisition, plus 10% of the net sales revenue. Net sales revenue is defined as the total sales price minus closing costs.

D. The Kingston City Land Bank will assume responsibility for the above-listed payment obligations when it sells properties directly to end-user households and when it conveys properties received in accordance with this disposition policy to for-profit and not-for-profit corporations, which then sell property to end-user households.

E. The City may dispose of any property that the Kingston City Land Bank declines to purchase during the 90-day option period in accordance with Section IV below.

III. *For vacant land with less than \$30,000 in outstanding taxes and fees (including those yet to be billed) associated with the parcel preceding, during and post foreclosure/acquisition:*

The City will offer such land to the Kingston City Land Bank.

A. The Kingston City Land Bank shall have a 90-day option to purchase such land for \$1.00. This 90-day offer period begins to run when the City communicates an offer notice to the Kingston City Land Bank. This offer letter will include the total of all delinquent taxes and fees associated with the parcel preceding, during, and post foreclosure/acquisition. The Kingston City Land Bank shall communicate its acceptance or rejection of properties via resolution of the Kingston City Land Bank Board of Directors. The City has discretion to extend this offer period to facilitate the Kingston City Land Bank's property inspection and due diligence procedures.

B. The Kingston City Land Bank is required to take title to a property within 90-days of Common Council Resolution approving the conveyance of the property. If the Kingston City Land Bank fails to take title to a property within this 90-day period, the City will follow the provisions of Section IV for that property.

C. The Kingston City Land Bank shall remit an additional payment to the City within 30 days of the sale of each transferred property. The payment due to the City for each property will be calculated as follows:

knowledge or information is not accessible to the general public, or who have the authority to appoint employees who have any of the foregoing powers or access to the foregoing information, are specifically precluded from purchasing properties conveyed to the Land Bank by the City during and for two (2) years after the termination of their City employment or term of office.

D. This resolution is intended to incentivize the production of low-to-moderate affordable housing opportunities in the City of Kingston. Accordingly, it is expected that at least 65% of all one- or two-unit residential properties sold by the Kingston City Land Bank are disposed to households at or below 130% of Area Median Income for Ulster County.

E. The Kingston City Land Bank will provide the Corporation Counsel and Comptroller of the City of Kingston with a quarterly report on the properties subject to this Disposition Plan that were acquired and/or sold by the Kingston City Land Bank in the preceding quarter and must include information sufficient for the City of Kingston to ensure compliance with these provisions. Notwithstanding any other provision herein, the City of Kingston may decline to offer property to the Kingston City Land Bank if the Land Bank fails to provide quarterly reports or if those reports indicate noncompliance with either these Disposition Plan's provisions or the City's Comprehensive Plan. The City shall then have the right to offer property to another affordable housing non-profit under the conditions of this Disposition Plan.

RESOLUTION X of 2024

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK EDITING A POLICY FOR DISPOSITION OF SURPLUS CITY-OWNED PROPERTY TO INCLUDE PROPERTIES ACQUIRED VIA ARTICLE 19-A

Sponsored by:

WHEREAS, via Resolution 66 of 2023 the Common Council passed a disposition policy to prioritize transferring surplus City-owned property to the Kingston City Land Bank, advance revitalization goals set forth in the Kingston 2025 Comprehensive Plan, accelerate the citywide production of housing at all income levels, and stimulate economic growth;

WHEREAS, Article 19-A of the New York Real Property Actions and Proceedings Law is a tool for municipalities to obtain title to abandoned residential buildings;

WHEREAS, the City of Kingston is currently investigating using Article 19-A to obtain title to certified abandoned residential buildings;

WHEREAS, the Common Council wishes to accelerate the redevelopment of any certified abandoned residential properties acquired via Article 19-A by including such properties within its Disposition Policy.

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

SECTION 1. That the City of Kingston shall follow the annexed disposition plan for transferring ownership of surplus City-owned properties acquired through the “in rem,” delinquent tax lien foreclosure process and Article 19-A provisions.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day

Approved by the Mayor this _____ day

of _____ 2024

of _____ 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

L+R

Steven T. Noble
Mayor



June 27th, 2024

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

Re: Re-naming VanBuren Park

Dear President Shaut,

The Parks and Recreation Commission has reviewed and discussed a request from the family of Dj'aneira Mason to rename the VanBuren Street Playground in memory of Dj'aneria Mason, who tragically died on VanBuren Street in December of 2020.

The Parks and Recreation Commission supports and recommends this request, and I second that recommendation. I ask that the appropriate Committee take the next step in the approval process.

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

Respectfully Submitted,

Steven T. Noble
Mayor

***City of Kingston
Parks and Recreation Commission***

***467 Broadway
Kingston, NY 12401
(845)481-7327 kgilfeather@kingston-ny.gov***

Commissioners

***Joseph McDole, Jr Chair Nancy Mills
Maureen Byrd-Blue Travis Rask
Andrea Dassie Al Nace***

***Interim Director
Kevin Gilfeather***

***Alderman and Council Liaison
Steven Schabot***

June 10, 2024

Dear Andrea Shaut

The Parks and Recreation Commission has reviewed and discussed a request from the family of Dj'aneira Mason, as well as supported by Alderperson, Jeanne Edwards of the 4th Ward, to rename the VanBuren Street Playground in the memory of Dj'anageria Mason, who tragically died on VanBuren Street in December of 2020.

The Parks and Recreation Commission supports and recommends this request and ask the appropriate Committee to take the next step in the approval process.

If any additional information is needed, please feel free to reach out.

With Respect,

Joseph McDole, Jr, Chair



Maureen Byrd-Blue

Al Nace

Nancy Mills

Andrea Dassie

Travis Rask

Cc:

Steve Noble, Mayor

Steven Schabot, Commission Liaison

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(L+R)

Tinti, Elisa

From: Edwards, Jeanne
Sent: Monday, June 3, 2024 2:13 PM
To: Shaut, Andrea
Cc: Tinti, Elisa
Subject: FW: [EXTERNAL EMAIL] communications
Attachments: resolution.docx

Andrea,

I sent this earlier but did not reach you. My computer is being worked on. I guess this is for next month.

Thank you

Jeanne Edwards
Alderman, Ward 4
64 Liberty St.
Kingston, NY 12401
845-242-2533

From: jeanne tavis <bluinative66@yahoo.com>
Sent: Thursday, May 30, 2024 6:22 PM
To: Edwards, Jeanne <Ward4@kingston-ny.gov>
Subject: [EXTERNAL EMAIL]

[Yahoo Mail: Search, Organize, Conquer](#)

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

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NY TO ADOPT A MEMORIALIZING RESOLUTION CALLING ON FEDERAL REPRESENTATIVES TO SPONSOR, CO-SPONSOR AND SUPPORT RESOLUTIONS CALLING FOR FUNDING FOR CLEAN AND SAFE DRINKING WATER, AND SANITARY SEWER SYSTEMS FOR FEDERALLY RECOGNIZED TRIBES AND ITS MEMBERS,

WHEREAS, the City of Kingston is united against all forms of violence and recognizes that all lives are precious and cannot be replaced; and

WHEREAS, the City of Kingston denounces the racial inequality and injustice historically perpetrated against all Native Americans/Indigenous Peoples; and

WHEREAS, the City of Kingston condemns all forms of racism including anti-Native American Indian/Indigenous Peoples; and

WHEREAS, the City of Kingston grieves all victims of Native American/Indigenous Peoples genocide; and

WHEREAS, the City of Kingston recognizes the urgency of the daily needs of the Native American/Indigenous Peoples; and

WHEREAS, only half of households in Native American reservations have clean water or adequate sanitation (www.kcur.org/2023-10-19); and

WHEREAS, many Native Americans on these reservations rely on a bottled water supply; and

WHEREAS, tribes are unable to afford the necessary infrastructure to bring clean and safe drinking water to the reservation; and

WHEREAS, limited staff resources make it difficult to navigate the complex funding process; and

WHEREAS, the Native American/Indigenous Peoples struggle with a 7.9% unemployment rate vs. a 3.9% national unemployment rate; and

WHEREAS, 28.4% on reservations live in poverty compared with 12.7% nationally (US Census); and

WHEREAS, 36% of families with children on reservations live below the poverty line compared with 9.2% of families nationally (US Census); and

WHEREAS, Native people experience a high degree of homelessness due to lack of affordable housing; and

WHEREAS, Native people who are no longer living on a reservation and very little federal funding is directed specifically toward them; and

THEREFORE BE IT RESOLVED, the City of Kingston calls upon our elected officials in Washington to sponsor and support resolutions calling for increased federal funding to be directed to Native Americans living both on and off reservations to attain economic equity through job training and opportunities; and

BE IT FURTHER RESOLVED, the Common Council of the City of Kingston calls upon our elected officials in Washington to sponsor and support resolutions calling for increased federal funding to be directed to Native Americans for infrastructure that will bring clean water and sanitation services to all reservations; and

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Tinti, Elisa

(L+R)

From: Shaut, Andrea
Sent: Tuesday, June 25, 2024 5:33 PM
To: Tinti, Elisa; Kwame WiafeAkenten Jr.
Cc: Tierney, Michael
Subject: Fw: Communication for July Committees: Modification of Rules of Order
Attachments: Rules of Order - Effective April 16, 2024.pdf

Hi Elisa & Kwame,

Can one of you put the below communication in my folder?

Thank you!

Andrea Shaut

Council President, City of Kingston

From: Tierney, Michael <Ward2@kingston-ny.gov>
Sent: Tuesday, June 25, 2024 4:17 PM
To: Shaut, Andrea <ashaut@kingston-ny.gov>
Subject: Communication for July Committees: Modification of Rules of Order

Dear President Shaut,

Please accept this email as a communication for the July Committee schedule to modify our Rules of Order so that sponsors must consent to any amendments to their Resolutions as follows:

Resolutions may be amended in any Committee by vote of the majority of the total members of such Committee so long as the Sponsor(s), if present, does not object. If the sponsor(s) is not present, the Committee may pass the Resolution in its original form or as amended. If amended, the Clerk shall promptly notify the Sponsor(s) of the amendment and the fact that the Resolution has passed in amended form. The Sponsor(s) may then, approve such amendment or reject it. If the Sponsor(s) rejects the amendment, the Resolution shall not be advanced and shall be considered a Regular Resolution in unamended form at the next regularly scheduled meeting of the Committee. Notwithstanding the preceding, an amendment to a Resolution may not be made in Committee on the date the Resolution is to be voted on by the full Council; in such case, the amendment must be made by the full Council. Resolutions, when amended shall show the amendments in a track changes format in the version to be adopted by the Council, but shall not be forwarded to the Mayor or otherwise entered into the minutes or official records in track changes format.

This language is based off the County Legislature's Rules of Order, which I have attached for reference.

Thanks,
Michael Tierney
Alderman, Ward 2

RULES OF ORDER

ULSTER COUNTY LEGISLATURE

(Effective April 16, 2024)

RULE 1. RULES OF ORDER NOT SUBJECT TO EXECUTIVE APPROVAL.

The Rules of Order of the Ulster County Legislature, except where any portion or section thereof has been made part of the Charter of the County of Ulster, pertain solely to the conduct of the Ulster County Legislature. Thus, as a result and pursuant to §C-12 of the Charter (Submission of Enactments for Executive Approval; Veto and Veto Override) are not subject to County Executive approval.

RULE 2. AMENDMENT OF RULES.

The Rules shall not be rescinded, altered or amended, nor any additional Rule added thereto except by timely presentation to the Clerk of the Legislature, in the form of Resolution, and by a majority vote of the total members of the Legislature and only after having been presented for consideration at two consecutive meetings of the Legislature and, at the second meeting, approved by a majority of the members of the Legislature.

RULE 3. RESOLUTIONS, LOCAL LAWS, RULES FOR PROCEDURE FOR PRESENTATION AND CONSIDERATION.

- A. Adoption, amendment and repeal. *The County Legislature may adopt, amend and repeal Resolutions by a majority vote of the total number of its members. Each Resolution shall embrace only one subject and may relate to property or any other subject of County concern not required by the Charter or applicable law to be provided by local law. Resolutions shall not be subject to referenda.*
- B. Procedure. *Except as otherwise provided in the Charter, all procedural details relating to the adoption, amendment and repeal of Resolutions shall be as provided in the Administrative Code or applicable law. The procedural details shall also be governed by these Rules to the extent they are not inconsistent with the Charter, Administrative Code or applicable law.*
- C. Procedure for the submission and consideration of Resolutions in Committee.
1. Introduction: A Legislator or Legislators together may introduce a Resolution by drafting or causing the same to be drafted and filing the same with the Clerk of the Legislature. The Sponsors shall be deemed those representing themselves as the sponsors when the Resolution is filed with the Clerk of the Legislature (one Legislator may represent to the Clerk of the Legislature that multiple Legislators are sponsors). Other Legislators may co-sponsor the Resolution by asking the

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or on the agenda of the Laws and Rules, Governmental Services Committee if the Committee of Original Jurisdiction has already met, at the option of the Chairperson of the appropriate committee if any two of the following circumstances exist:

- (i) The Resolution was introduced upon the request of the County Executive, Comptroller, Sheriff, District Attorney, or County Clerk, which shall be specifically identified as being introduced at their request. The Resolution, if meeting this criteria, shall contain written explanation, acceptable to the Chairperson of the Legislature or the Chairperson of the Laws and Rules, Governmental Services Committee from the County Executive, Comptroller, Sheriff, District Attorney, or County Clerk, explaining why the Resolution was sent for introduction to the Clerk of the Legislature on the date it was sent and why it is necessary that the Resolution must be acted upon at the next meeting of the County Legislature.
- (ii) The Resolution is of financial consequence or potential financial consequence for the County, the timeliness of which requires or favors action by the full Legislature at its next meeting, as determined by the Chairperson of the Legislature or Chairperson of the Ways and Means Committee.
- (iii) The Resolution relates to a matter of public safety and the failure to act would negatively impact the people of Ulster County as certified by the Sheriff, Legislature Chairperson, Chairperson of the Law Enforcement and Public Safety Committee or District Attorney;
- (iv) That another governmental entity (Town/Village/City/School District/State/Federal government) or division or agency thereof requires or requests such Resolution be acted on in order for that entity or division or agency to act.
- (v) That the Chairperson of the Legislature deems it appropriate to act on the Resolution at such meeting and the matter should not be held until the next meeting of the County Legislature.

If a Late Resolution must also be considered by the Ways and Means Committee, nothing in these Rules shall preclude such Late Resolution, upon a finding by the Chairperson of the Ways and Means Committee or the Chairperson of the Laws and Rules, Governmental Services Committee, from being placed on any Regular or Special Meeting of the Ways and Means Committee to be called by the Chairperson thereof before or after the Laws and Rules, Governmental Services Committee shall have approved such Resolution. Notwithstanding the preceding, the Chairperson of the Laws and Rules, Governmental Services Committee may refer a Resolution to another Committee of more appropriate subject matter jurisdiction (in such Chairperson of the Laws and Rules, Governmental Services Committee's judgment), for an advisory opinion on such Resolution if that Committee has already met for the Legislative Calendar Month, or if the Chairperson of that other Committee indicates to the Chairperson of the Laws and Rules, Governmental Services Committee, that a Special Committee meeting of that Committee would be called for the purpose of rendering advice on such Resolution.

(c) Thereafter if the requisite number of Legislators have signed the Petition to Discharge, as described above, the Resolution shall be referred to the next Regular meeting of the County Legislature for a vote, provided such Regular meeting is at least ten (10) days from the date the minimum number of signatures needed pursuant to these Rules have been made upon (or with the authorization of the Legislator placed upon) the Petition to Discharge. At said Regular meeting of the County Legislature, the discharged Resolution may be adopted, defeated, or referred back to Committee. If the discharged Resolution is defeated in committee a second time and should a second Petition to Discharge be successfully executed, the Resolution shall only be subject to adoption or defeat by a vote of the full Legislative Body.

F. Procedure for the submission and consideration of Local Laws: The routing process of a proposed local law, before adoption by the Legislature, shall be as follows:

1. A Legislator may introduce a proposed local law by filing it with the Clerk of the Legislature, who shall number the proposed local law. The Clerk of the Legislature shall number the proposed local law as "Proposed Local Law Number ____ of the year ____" and then refer the proposed local law to a Committee of appropriate jurisdiction. Upon the presentation of the local law for adoption by the Legislature, the Clerk of the Legislature shall number the proposed local law based on the actual order such proposal, if adopted, would become law based on the local law proposals which have actually become law already that year. The Clerk of the Legislature, in consultation with the Counsel to the Legislature and County Attorney shall cause the adopted local law to be properly numbered for filing with the Secretary of State consistent with State Law and shall annotate any change to the number of the law in the minutes of the meeting when the law was adopted.
2. The Committee to which the Local Law is referred may approve, disapprove, or with the consent of the sponsor, amend the proposed local law. If approved in its original or amended form, the proposed law shall be referred to the Laws and Rules, Governmental Services Committee.
3. Upon referral to the Laws and Rules, Governmental Services Committee, the Committee shall review the law for completeness and technical flaws. If the proposed law needs substantive modifications, it shall be sent back to the originating committee with the recommended changes. If non-substantive changes are necessary, the Laws and Rules, Governmental Services Committee may make the proposed changes with the approval of the Sponsors of the proposed law. Within sixty days of receipt of the proposed law, or longer if consented to by the Sponsor and unless it has been sent back to the originating committee, the Clerk of the Legislature shall generate a Resolution for consideration by the full Legislature setting a time and date for a public hearing.
4. The County Legislature shall vote on whether to set a Public Hearing on the proposed local law and shall conduct such hearing.

2. All sponsors of a Resolution may withdraw the Resolution by notifying the Clerk of Legislature that the Resolution is withdrawn.
3. Sequential number of Resolutions. The Clerk of the Legislature shall cause Resolutions, when introduced to be sequentially numbered. If amended, there shall be a letter(s) appended to the Resolution indicating the amendment(s). For each amended version the letter shall change. Original and amended versions of each Resolution shall be retained by the Clerk of the Legislature.

RULE 4. CONFIRMATION OF APPOINTMENTS.

A proposed appointment or proposed appointments to County office by the County Executive that requires confirmation by the County Legislature under provisions of this Charter shall be presented by the County Executive to the Clerk of the Legislature in writing in sufficient time to allow the Clerk to inform the full Legislature of the proposed appointment or appointments at least thirty (30) days prior to the Legislature's next scheduled meeting. The Legislature shall vote on the confirmation of such individual at its next regular meeting at least thirty (30) days after such nomination has been made by the County Executive. If the Legislature fails to vote upon the proposed appointment or appointments, the proposed appointment or appointments shall be deemed confirmed. When an appointment is not confirmed by the Legislature, but such appointment was considered at a regular meeting of the Legislature, the appointment of the same individual for the same position may not be resubmitted by the County Executive for twelve (12) months after the Legislature votes upon the proposed appointment. [Amended pursuant to Local Law No. 9 of 2012.] In the event that multiple appointments are considered for the same position in one Resolution, any legislator may, in a committee of original jurisdiction, at their sole discretion, request that each candidate for appointment be presented on a separate Resolution. Said request can be made in person at the committee of original jurisdiction, or in writing, via email or hard copy, and submitted through the Clerk of the Legislature to the Committee Chairperson. Upon receiving such request, the Chairperson shall separate the appointments into individual Resolutions.

RULE 5. STANDING AND SPECIAL COMMITTEES OF THE LEGISLATURE AND CALENDARING OF THE LEGISLATIVE SESSIONS

- A. All members of Standing Committees of the Legislature shall be appointed by the permanent Chairperson within twenty (20) days after their election or appointment, and the list of Committees shall be filed with the Clerk of the Legislature and printed in the County Directory.
- B. The Chairperson of the Legislature in their discretion may appoint members to Special Committees, as established by the Legislature.

(d) The Chairperson of the Legislature shall consider each legislator's knowledge, experience, expertise, or and interests, and will assign each legislator at least one of their requested Committees and other assignments will be at the discretion of the Chairperson. *[Amended pursuant to Resolution 54.1 dated June 17, 2014]*

- H. Legislators may be excused from serving on Standing Committees only upon written notification to the Chairperson of the Legislature which may be granted due to a conflict of interest, illness, family obligations or any other reason as deemed sufficient by the Chairman. In a circumstance where a Legislator only serves on one Standing Committee and excusal from service on said Committee is granted for any reason absent an illness, the Chairperson shall appoint the Legislator to another Committee to be determined at the discretion of the Chairperson. *[Amended pursuant to Resolution 54.1 dated June 17, 2014]*

RULE 6. CHAIRPERSON EX-OFFICIO MEMBER OF ALL LEGISLATIVE COMMITTEES

The Chairperson shall be a member ex-officio of all legislative committees with a vote thereon. The Chairperson's presence at a meeting shall be counted in determining whether a quorum is present; however, the presence of the Chairperson at such meeting will not increase the number of votes necessary to pass a particular matter unless all sitting members are present.

RULE 7. RULES FOR COMMITTEES.

- A. The Rules of Order of the Legislature, except Rule 10(J) and 10(U), shall apply to all Committee meetings. *[Amended pursuant to Resolution 37 dated April 21, 2015]*
- B. The Standing and Special committees of the Legislature shall conduct all items of their business open to the public and press, except where executive sessions are mandated or authorized under the law. Notices of all committee meetings shall be made available to the public and press by the Clerk of the Legislature. The weekly committee meeting agendas, where available, shall be posted in a public place.
- C. An agenda of all matters before a committee shall be prepared by the Clerk of the Legislature upon request of the Chairperson of a Committee. The Agenda of all Committee meetings must include all Regular Resolutions referred to said committee that were filed in accordance with the Rules of Order of the Legislature, unless all Sponsors of the Regular Resolution request it be referred to a later meeting of the Committee. *[Amended pursuant to Resolution No. 36 dated April 21, 2015.]*
- D. The Standing and Special committees shall keep minutes of all meetings including the date and time of meeting and committee members in attendance. The original of said minutes shall be filed with the Clerk of the Legislature as soon as possible, but not to exceed 20 business days after the next Regular Committee meeting, at which time the minutes shall be reviewed and accepted. The Clerk of the Legislature or their designee shall maintain an official record of each committee's agenda

5. To refer to a Standing Committee.
6. To postpone to the next Regular Committee Meeting.
 - a. A Resolution considered at the first Regular Monthly Meeting of the Ways & Means Committee may be postponed until; either the Second Regular Monthly Meeting of the same month, or the first Regular Monthly Meeting the following month.
7. To postpone to a Special Meeting, which shall occur no later than sixty (60) days from the date said Motion to Postpone is passed, or at the next Regularly Scheduled Committee Meeting, whichever is sooner, with the consent of the Sponsor(s),
8. To withdraw a motion.
9. To recess.
10. To adjourn.

All motions listed above, with the exception of numbers 4 and 8, shall require a second. [*Amended pursuant to Resolution No. 36 dated April 21, 2015.*]

- L. A Resolution may not remain in committee for more than 90 consecutive days unless the Resolution's sponsor(s) agrees. When a Resolution has remained in committee for 91 consecutive days without the permission of the sponsor, it shall be immediately placed on the agenda of the next regular monthly meeting of the committee where it has remained whereupon the Resolution shall be either moved out of committee or defeated therein.

RULE 8. ADVISORY COMMITTEES, COMMISSIONS AND BOARDS.

Members of all citizens' committees, commissions and boards appointed pursuant to § C-11K of the Charter shall serve at the pleasure of the County Legislature. They shall serve without compensation other than for actual and necessary expenses within appropriations made therefore, unless otherwise provided by Resolution of the County Legislature. The Chairperson of the County Legislature shall be a member ex-officio of all such committees, commissions and boards.

RULE 9. ORGANIZATION OF THE LEGISLATURE – CHAIRPERSON, MAJORITY, MINORITY LEADERS.

- A. *The organizational meeting of the County Legislature shall be conducted on or before the second Tuesday of January in each year, at the time and place designated in a written notice to be given each Legislator by the Clerk of the County Legislature not later than five days prior to such meeting. In the event of a vacancy in the office of the Clerk of the County Legislature, or his or her inability or failure to act in accordance with the provisions of this section, notice shall be given by the County Clerk. In that event, the County Clerk shall determine the time and place designated in a written notice to be given by the County Clerk to each Legislator, the Executive, the Clerk of the County Legislature, and the County Attorney not later than three days prior to such meeting. Public notice to such meeting shall also be given by the County Clerk at the same time written notice is given to the public officials referenced herein.*

*Note: Anything appearing in **ITALICS** represents Charter language and may not be rescinded, altered, amended or repealed except through a change of the Charter.*

- F. For the purpose of complying with the provisions of Section 200, Subdivision 1 of the County Law in the event that neither of the members of one party nor the other constitute a majority of the members of the County Legislature, then, in said event, the Chairperson of the County Legislature shall designate one party leader as the Majority Leader and the other as the Minority Leader. In all other matters, they shall be known as the Leaders of their respective parties.

RULE 10. MONTHLY AND SPECIAL MEETINGS; NOTICE; RULES OF ORDER.

A. Monthly Meetings.

1. The County Legislature's Regular Monthly Meeting shall take place on the third Tuesday of the month unless a different date is prescribed in the Annual Legislative Calendar, which the Chairperson shall promulgate not later than twenty (20) days after thier election. After such Regular Monthly Meeting dates are established, pursuant to the County Charter (§ C-18) no other prior notice of such meetings shall be required. The regular meeting location of the Legislature shall be in the Legislative Chambers except that if the Chairperson, in consultation with the Minority Leader, determines that the safety of the public would be better served (due to an anticipated larger turnout for any particular matter or matters), then other regular meeting places of the Legislature shall be deemed to include the campus of the Ulster County Community College in the Town of Marbletown and the SUNY New Paltz campus in the Town of New Paltz.
2. If a regular meeting falls on a holiday, September 11 or if the Chairperson determines the safety and welfare of the public and members may be compromised due to inclement weather or any other emergency, said regular session or committee meetings shall be held on another day designated by the Chairperson. [*Amended pursuant to Resolution No. 275 dated January 22, 2013.*]
3. Each regular session and all adjourned sessions shall be open for the consideration of any matter which, in accordance with these rules, may be properly brought to the attention of the Legislature.

B. Special Meetings.

1. *Special Meetings may be conducted at such times and places and upon such conditions and notice to all members as the County Legislature by rule may provide.*
2. Special Meetings shall be held at the call of the Clerk of the Legislature upon the direction of the Chairperson or upon the filing with the Clerk of the Legislature a written request, signed by a majority of the members of the Legislature.

(iii). Legislative Session: The determination of whether circumstances are “extraordinary” as set forth in this Section shall be made by the Chair of the Legislature.

(iv). Legislative Committee, Sub-Committee, Special Committee and Advisory Committee Meetings: The determination of whether circumstances are “extraordinary” as set forth in this Section shall be made by the Chair of the given Committee, in consultation with the Chair of the Legislature.

D. Chairperson to Secure Quorum. In the absence of a quorum during the sessions of the Legislature, the Chairperson may take such measures as provided by law and he/she may deem necessary to secure the presence of a quorum.

E. Roll Call; Minutes; Absences.

1. At any and every meeting of the Legislature, upon the members being called to order by the Chairperson, the roll of members shall be called by the Clerk of Legislature, and names of those absent shall be inserted in the minutes. The minutes of the preceding meeting shall then be acknowledged in order that any corrections, alterations, or additions may be made. In all cases when an order, Resolution or motion shall be entered in the minutes of the Legislature, the name of the member presenting or moving the same shall be entered.

2. Any member wishing to leave session before the Legislature’s session is adjourned, shall notify the Deputy Clerk before leaving for the remainder of the session, with departure time noted in the minutes.

F. Order of Business. The Order of Business of each session shall be as follows, except the Chairperson, at their discretion, may change the Order of Business at any session:

1. Calling the roll of members for the session by the Clerk of the Legislature.
2. Reading the minutes of the proceedings of the preceding meeting.
3. Presentation of Communications.
4. Reports of Standing and/or Special Committees.
5. Reports of County Officers.
6. Privilege of the Floor.
7. Public Comment which shall be limited to Resolutions appearing on the Meeting Agenda or matters currently before any Standing Committee.
8. Presentation of Motions, Resolutions and Notices.
9. Unfinished or Other Business.
10. Announcements from the Chair.
11. Special order of the day.
12. Announcements of Committee Meetings.
13. Public Comment on any items not eligible for earlier inclusion, including all topics not appearing on the Meeting Agenda or currently before any Standing Committee.
14. Memorial Resolutions for Adjournment.

Note: Anything appearing in ITALICS represents Charter language and may not be rescinded, altered, amended or repealed except through a change of the Charter.

- I. Acting Chairperson. In the absence of the Chairperson and Vice Chairperson from any meeting of the Legislature, the members present and voting, by a majority of the votes, shall select a member of the Legislature to serve as Acting Chairperson at such meeting. The Acting Chairperson shall have and exercise all the powers and duties of the Chairperson at the meeting for which he/she is called to preside.
- J. Privilege of the Floor. The following shall apply to privilege of the floor:
1. No person shall be entitled to the privilege of the floor during the session of the Legislature, unless permission has been granted by the Chairperson 48-hours prior to the meeting, by written request, except during that part of the agenda reserved for public comment at the commencement of each regular meeting.
 2. Any person, who either digresses from the subject matter concerning which he/she has been granted permission to address the Legislature, or engages in a personal attack upon the character of any member of the Legislature, shall immediately be deemed to have yielded the floor to the Chairperson and shall be precluded from continuing their address to the Legislature.
 3. Any person who is not a Legislator who has engaged in personal attacks upon any member of the Legislature shall thereafter at the discretion of the Chair be denied the privilege of the floor, for a period of not less than six months, or more than 24 months.
 4. That the agenda of the Regular Monthly Meeting of the Ulster County Legislature shall include a period not to exceed 30 minutes for public comments, whereas any citizen of Ulster County shall be afforded opportunity to address the Legislature, for a maximum period of five minutes per person, upon recognition by the Chairperson, said recognition to be afforded in the order the requests therefore were made, where practicable. The Chairperson shall have the authority to extend the public comment period.
- K. Member Not to Speak or Leave Their Place. While the Chairperson is putting a question, or while the roll is being called, no member shall speak or leave their place. The Chairperson shall allow opportunity for debate before the roll is called. Each member may speak as he/she votes.
- L. Priority of Business. All questions relative to priority of business shall be decided by the Chairperson without debate, and their decision shall be final, unless reversed by a majority of the votes of the Legislature.
- M. Limitation of Time of Speech. No member shall speak more than five minutes at any one time, nor more than twice on the same question unless the so-allocated available remaining portion of speaking time of another member is transferred to such member. Each member may transfer their

U. Presentation of a Motion. When a question shall be under consideration, no motion shall be received except as herein specified, which motions, termed subsidiary motions shall have precedence in the order named, to wit:

1. For an adjournment of the Legislature.
2. A call of the Legislature.
3. For the previous question.
4. To lay on the table.
5. To postpone indefinitely.
6. To postpone to a certain day.
7. To go immediately into a Committee of the Whole on the pending subject or another matter.
8. To recess.
9. To commit to a Standing Committee.
10. To commit to a Special Committee.
11. To amend.

V. Committee of the Whole.

1. The Legislature may, at any time when in session, except as provided for in (U) immediately above, and with the consent of the Minority Leader or Deputy Minority Leader or otherwise by vote of 2/3 of the members of the Legislature then in attendance may resolve itself into a Committee of the Whole on any subject and in such case, the Chairperson of the Legislature shall appoint a Legislator to serve as Chairperson of the Committee of the Whole. A Resolution passed by the Committee of the Whole need not be passed by any other Committee.
2. If at any time in Committee of the Whole, it is ascertained that there is no quorum, the Chairperson shall immediately report the fact to the Chairperson of the Legislature and adjournment of the Committee of the Whole shall automatically occur.

W. Withdrawal of Resolution or Motion. Any Resolution of motion offered by a member may be withdrawn by the member presenting it at any time before an announcement by the Chairperson of the vote thereon or before an amendment to such Resolution or motion has been adopted.

X. Motions Not Amendable or Debatable. All motions for an adjournment, for a recess, for the previous questions, or to lay on the table, shall be neither amended nor debated.

Y. Previous Questions and Amendments Thereto. The “previous question” shall be as follows: “Shall the main question now be put?” and until it is decided, shall preclude all amendments and debates. When the Legislature shall order the previous question and amendments are pending, the question shall first be taken upon such amendments in reverse order, and then upon the main question without further debate or amendment.

1. Public comment session
 2. Unfinished business
 3. Communications from governmental officials, departments and agencies
 4. Notices and petitions
 5. Reports of standing committees
 6. Reports of special committees
 7. Special orders
 8. Motions and Resolutions
- E. The agendas shall be numbered consecutively each year and shall have the items thereon separately numbered beginning with number one (1) for each agenda and continuing consecutively through to the last number and shall contain the title of each item.
- F. The Clerk of the Legislature shall furnish to each County Legislator, the County Executive, the County Attorney, Legislative and Minority Counsel, and post on the County web site, as soon as reasonably possible after the deadline for the filing of Resolutions, a complete listing of all filed Resolutions, and such listing to contain a brief description resume of the contents of each Resolution.
- G. A list of unfinished business, special orders to be acted upon by the Legislature and the agenda for the next regular meeting of the Board and a schedule of all committee meetings shall be kept posted by the Clerk of the Legislature.
- H. The Clerk of the Legislature shall also perform such functions as may be directed by the Chairperson of the Legislature or the Legislative body.

6

L+R

Tinti, Elisa

From: Shaut, Andrea
Sent: Thursday, June 27, 2024 10:35 PM
To: Tinti, Elisa
Subject: Can you please include this email in my communication folder? THANK YOU!

Dear Members of Laws & Rules,

Due to last month's disgusting display of racist and antisemitic language used during the public speaking portion of our Common Council meeting, I am calling on the committee to discuss options for moving forward. Although reported as a 'zoom bombing,' this is not an accurate depiction of what occurred. We did have a horrific 'zoom bomb' back in 2021, after which we immediately altered our platform. Our current system was our solution, which has protected and benefited our community until last month. Unfortunately, the bad actors entered our meeting the same way all of our Zoom public speakers enter, by accessing our information on the city's website. Just like our regular speakers, they were called on one by one and only given access to speak when their name was called. Because they followed our standard process, and Zoom has confirmed that the platform and system we use have the lowest security risk, I believe we need to examine our process. I am offering four suggestions for your consideration. However, I look forward to a conversation with you all. Perhaps there is another way that I have not considered that could work.

1. All Zoom speakers must be on camera. This will eliminate anonymity and make it harder for folks to hide their statements behind a screen. This also does not significantly hinder why we opted to continue virtual comment post-COVID to allow for greater accessibility. Folks can remain home and participate in local government.
2. Our CouncilRules state that virtual speakers must sign up by emailing the City Clerk by noon on the meeting day. Admittedly, I can adhere to this rule more. I am unsure if this will affect our situation because bad actors can learn and adhere to this rule. However, it does add an extra hoop to jump through that our community members could adjust to, but perhaps bad actors from outside our community would either not be aware of it, or they would not want to do the extra step.
3. The Council can opt to end public comment through Zoom. The in-person comment period will remain the same. If folks cannot make it to City Hall, they can email us their written comments.
4. Do nothing and leave the Zoom public portion as we have been operating. The City Clerk and I will do our best to handle any inappropriate speech if it happens again.

I look forward to discussing this issue with you, and I want to thank you for your hard work and dedication to serving Kingston.

Respectfully,

Andrea Shaut

Council President, City of Kingston

OLD BUSINESS

①
Tinti, Elisa

(LIR)

From: Shaut, Andrea
Sent: Monday, March 25, 2024 2:48 AM
To: Tinti, Elisa
Subject: Fw: Food trucks- communications

Please include the below email in my communications folder.

Thank you!

Andrea Shaut

Council President, City of Kingston

From: Edwards, Jeanne <Ward4@kingston-ny.gov>
Sent: Sunday, March 24, 2024 2:18 PM
To: Shaut, Andrea <ashaut@kingston-ny.gov>
Subject: Food trucks- communications

Dear Madame President and Common Council,

Good afternoon, I hope this email finds you well. I am writing to inform you of the issues regarding the flow of traffic on Elemendorf St, Downs St and O'Neil St. At the entrance to each of these streets there are food trucks permanently parked, interrupting the flow of traffic, pedestrian crossings and taking up legal parking spaces, limiting parking for business and residents and visitors to the area.

Additionally, restaurant owners have expressed their feelings regarding these trucks and the issues they present to them. The restaurateur's pay high rents, taxes, insurances and have the need to employ many members of staff, while these trucks function under different guidelines and are taking up coveted parking spots and creating unnecessary competition and intrusion in the restaurant community.

The solution that would best serve our community is to have designated areas for food trucks to park to control the flow of traffic, the safety of patrons and pedestrians and create a more harmonious and prosperous environment where the city of Kingston, midtown area, can continue to be a food destination while meeting the needs of all its small business owners and showing our support to the brick and mortar locations as well as our mobile establishments.

I believe the council should establish a resolution that sets a time frame for when and where these mobile trucks operate. They should not be able to stay parked in the same space 24/7, commandeering coveted spaces that should be rotated more regularly to allow all mobile businesses to prosper here in Kingston.

Thank you for your time and consideration on this matter, we look forward to your anticipated cooperation in bettering our city and keeping it safe.

Respectfully yours,
Alderman Jeanne Edwards

②
Tinti, Elisa

(LIR)
From: Shaut, Andrea
Sent: Friday, January 26, 2024 9:45 AM
To: Tinti, Elisa
Cc: Scott-Childress, Reynolds
Subject: Fw: Communication re Establishing a Charter Review Task Force

Good morning,

Please include the following email in my communications folder.

Thank you,

Andrea Shaut

Council President, City of Kingston

From: Scott-Childress, Reynolds <Ward3@kingston-ny.gov>
Sent: Tuesday, January 23, 2024 7:40 PM
To: Shaut, Andrea <ashaut@kingston-ny.gov>
Subject: Communication re Establishing a Charter Review Task Force

Dear President Shaut,

I request that the appropriate committee of the Kingston Common Council consider initiating a process to establish a "Kingston Charter Revision Task Force."

The NY Department of State document, "Revising City Charters in New York State," describes a City charter as "the basic document that defines the organization, powers, functions and essential procedures of the city government. It is comparable to the State Constitution and the Constitution of the United States. The charter is, therefore, the most important single law of any city." The Department of State document notes that a "good charter should provide a clear distribution of the powers of city government and clear descriptions of the duties and powers of municipal officials."

Reasons to consider Charter revision, or at least review, might include:

- Providing the basis for reconsidering municipal regulatory functions and improving the delivery of municipal services.
- Avoiding problems caused by obsolete provisions that may have become unworkable due to changed conditions.
- Removing contradictions between outmoded structural features and excellent delivery of essential services.
- Establishing a reasonable balance of powers to ensure our City government equitably represents Kingston residents' interests.

From what I understand, the City of Kingston's charter has not been reviewed in more than twenty years. It is certainly possible that our Charter is not in need of significant revision. But I believe it is high time we consider the quality of the current Charter with an eye to making any improvements a review might reveal.