

A public meeting of the Common Council was held in the Common Council Chambers of the Municipal Building, 840 Main Street, Peekskill, New York and virtually via ZOOM on July 17, 2023 beginning at 7:30 p.m., with Mayor Vivian McKenzie presiding, following the Pledge of Allegiance to the Flag.

Present were: Councilmen Brian Fassett, Robert Scott, Dwight Douglas, Ramon Fernandez and Councilwoman Kathleen Talbot, Deputy Mayor Patricia Riley, and Mayor Vivian McKenzie.

Also present were: City Manager Matthew Alexander, Corporation Counsel Timothy Kramer, City Clerk Cassandra Redd and Sergeant at Arms Chief Dylewski.

PUBLIC COMMENTS ON AGENDA ITEMS

DTHenry – Public Comments on Agenda Item: 13. Reso: re DRI Branding/Marketing Consultant- see attached.

Tina Bonger – letter of support for SOLO Momentum Fund application grant writer fund. SOLO project should attempt a level 2 remediation NOT a track#4 that the project is applying for. She approves of the development.

COMMUNICATIONS

None

DEPARTMENT HEAD AND CITY MANAGER REPORTS

City Manager Matt Alexander reported on the following areas:

- *City has been busy as this is grant season
- *Met with school to discuss anti violence and bullying initiatives
- *Inventory for mental health resources. It will be a part of the use of the grant the City received from Senator Harckham
- *Parks working on a survey with the Events to Remember
- *Website rollout soon
- *Budget for 2024 process has been started
- *Quality of Life issues – Police Dept over the last 22 days; there have been 79 vehicle and traffic stops. Building Dept is cracking down on overcrowding. DPW- Matt walked around and took pictures on a “non-event Saturday”. The Downtown looks pretty good. DPW collecting shopping carts and looking at more street lights and looking into the HVAC issues
- *Greg Pettus, Keith, Steve Errinberg – wants to do arches. The group showed artwork for consideration. They would put up the \$30,000 plus cost, which they already have most of. George Condonis – 401 Welcher Avenue, printer and artist, for this endeavor.

Comments on presentation:

Joanne Brody, Crompond, NY, DRI is something that we were granted to bring in art. Steve was chosen by DRI. The contract has not yet been signed.

Larry D'Amico- scale of pieces in that area is pretty high and scary images. He is concerned with the profound statement and is not very greeting.

Councilman Douglas- These are very interesting and community should be able to view them in a gallery.

Drew Claxton, 601 Kissam Road, Peekskill, artwork is great, but that size it is very dark and a little scary. Is it the right work for the arches? Does it represent Peekskill?

Syliva Lopez Chavez, Boston, Massachusetts- artist residency in Peekskill- refreshing to see art on the train and throughout the City.

Robin Kline- concerned with the process. There is no one person deciding. It is a committee. The opportunity should be open to others.

This would be a gift to the City.

NEW BUSINESS

Swearing in Ceremony for Lieutenant Patrick MacLennan

PUBLIC HEARINGS

1. Amend surface restoration law

Mayor McKenzie stated the purpose of the Public Hearing was to hear public comment on a proposed Local Law PURPOSE: TO HEAR PUBLIC COMMENT ON A PROPOSED LOCAL LAW AMENDING SECTIONS 422-14, 505-40, 505-41 & 505-43 OF THE CITY CODE REGARDING STREET PAVEMENT AND SURFACE RESTORATION AND A PROPOSED "CITY OF PEEKSKILL – MINIMUM PAVEMENT RESTORATION LIMITS" DIAGRAM.

Mayor McKenzie declared the meeting opened.

The Clerk read the Notice of Public Hearing and advised the Legal Notice was published in the Journal News on July 3, 2023.

Roll Call – All present except Councilman Fernandez.

Director of Public Works Chris Gross who attended via ZOOM gave a statement by City Official.

There was no one in the Chambers or online who wished to speak during the Public Hearing. Motion to close public hearing was made by Deputy Mayor Riley and seconded by Councilman Fassett. Motion passed.

2. Abandoned Shopping Carts Ordinance

Mayor McKenzie stated the purpose of the Public Hearing was to hear The purpose of said public hearing is to receive the public comments on the proposed local law ESTABLISHING A NEW CHAPTER 465 OF THE PEEKSKILL CITY CODE ENTITLED "SHOPPING CARTS" TO ADDRESS SHOPPING CARTS ABANDONED ON PUBLIC PROPERTY.

Mayor McKenzie declared the meeting opened.

Roll Call – All Common Council were present.

The Clerk read the Notice of Public Hearing and advised the Legal Notice was published in the Journal News on July 3, 2023.

Corporation Council Tim Kramer gave a statement by City Official. The revisions were made to the penalty section.

There was no one in the Chambers or online who wished to speak during the Public Hearing.

DTHenry – Public Comment on Abandoned Shopping Carts Ordinance attached.

Councilman Fernandez questioned if the comment could be read.

Corporation Counsel explained after COVID comments/communications received would no longer be read, but entered into the record. The Clerk will share with the Counsel as well.

Motion to close public hearing was made by Deputy Mayor Riley and seconded by Councilman Fassett. Motion passed unanimously.

3. Special Permit for Kitchen Incubator

Mayor McKenzie stated the purpose of the Public Hearing was to hear public comment on a proposed Local Law PURPOSE: TO HEAR PUBLIC COMMENT ON A PROPOSED AN APPLICATION FOR A COMMON COUNCIL SPECIAL USE PERMIT TO ALLOW THE CONSTRUCTION OF THE PEEKSKILL FIREHOUSE KITCHEN INCUBATOR AT 701 WASHINGTON STREET. THE COMMON COUNCIL MUST REFER THE APPLICATION TO THE PLANNING COMMISSION FOR ITS RECOMMENDATION

Mayor McKenzie declared the meeting opened.

Roll Call not taken as all were still present.

The Clerk read the Notice of Public Hearing and advised the Legal Notice was published in the Journal News on July 3, 2023.

Economic Development Specialist Matthew Rudikoff gave a statement by City Official.

There was no one in the Chambers or online who wished to speak during the Public Hearing. Motion to close public hearing was made by Deputy Mayor Riley and seconded by Councilman Fassett. Motion passed unanimously.

LOCAL LAW

Amend surface restoration law

Councilwoman Talbot moved to adopt the following resolution:

RESOLUTION ADOPTING LOCAL LAW NO. ____ OF 2023 AMENDING SECTION 422-14 ENTITLED “STREET OPENINGS”, SECTION 505-40 ENTITLED “BITUMINOUS PAVEMENT”, SECTION 505-41 ENTITLED “MACADAM PAVEMENT” AND SECTION 505-43 ENTITLED PERFORMANCE OF WORK BY

THE CITY, AND ADOPTING AN ASSOCIATED “CITY OF PEEKSKILL – MINIMUM PAVEMENT RESTORATION LIMITS” DIAGRAM

WHEREAS, the current City of Peekskill Street Pavement and Surface Restoration code requirements obligate any private entity digging in a publicly owned street to provide a minimum of a one foot “cut back and re-pave”, also referred to as “mill & fill”, beyond all sides of their excavation; and

WHEREAS, the Superintendent of Public Works recommends amending the City Code to require the street to be restored to additional specifications according to the type and location of digging that occurs; and

WHEREAS, the drafted code revisions and roadway specifications include a “Minimum Pavement Restoration Limits” diagram that encompasses any magnitude of roadway excavation project; and

WHEREAS, this diagram classifies the (6) project magnitude categories and clearly specifies the required restoration area; and

WHEREAS, on June 5, 2023, a proposed local law was placed on the desks of the members of the Common Council to adopt a local law to amend sections 422-14, 505-40, 505-41, & 505-43 of the Peekskill City Code, and the “Minimum Pavement Restoration Limits” Sketch, regarding “Street Pavement and Surface Restoration”; and

WHEREAS, on July 17, 2023 a public hearing was held on said local law both via videoconferencing and in person in the Common Council Chambers at City Hall in Peekskill, New York after due publication of notice of said public hearing; and

WHEREAS, the said local law has been on the desks of the members of the Common Council in its final form for at least seven days, exclusive of Sundays.

NOW, THEREFORE, BE IT

RESOLVED, that said local law be, and the same is hereby adopted and shall be known as Local Law No. _____ for the year 2023 in the City of Peekskill; and be it further

RESOLVED, that the Common Council adopts the attached Minimum Pavement Restoration Limits” diagram.

**LOCAL LAW No. ____ OF 2023
AMENDING THE PEEKSKILL CITY CODE, SECTION 422-14 ENTITLED “STREET
OPENINGS”, SECTION 505-40 ENTITLED “BITUMINOUS PAVEMENT”, SECTION
505-41 ENTITLED “MACADAM PAVEMENT” AND SECTION 505-43 ENTITLED
PERFORMANCE OF WORK BY THE CITY**

BE IT ENACTED by the Common Council of the City of Peekskill as follows:

Section 1. Section 422-14 of the City of Peekskill Code is hereby amended as follows:

**§ 422-14 Street openings.
[Amended 6-24-2019 by L.L. No. 3-2019]**

- A. All duly licensed plumbers shall obtain a written permit from the Director of Public Works to open and/or excavate in a street. All fees shall be set forth in the Consolidated Fee Schedule maintained by the Office of the City Clerk.
- B. The money so deposited with the Director of Public Works shall be used by the City in payment of the restoration of the street pavement and the surface to its original condition; provided, however, that should the amount of money required in payment of such restoration exceed the deposited sum or such greater amount as may be fixed by the Director of Public Works, the said licensed plumber obtaining such written permit shall pay the excess upon demand, but should the amount of money so deposited with the Director of Public Works in payment of such restoration be more than that required, the surplus shall be returned.
- C. The Board of Water Commissioners and/or any other municipal City authority, exclusive of the Department of Public Works, shall obtain a written permit from the Director of Public Works to open and/or excavate in a street and shall replace all paving and the surface to its original condition at its/ their own cost and expense; provided further that when concrete base or surface is disturbed, the slab shall be cut back neatly a distance of 10 inches on each side of the outer walls of the trench and replaced with reinforced concrete patch, and all work shall be maintained for a period of 60 days by the permittee.

- D. In all cases the work shall be performed under the direction and subject to the approval of the Director of Public Works.

Section 2. Section 505-40 of the City of Peekskill Code is hereby amended as follows:

**§ 505-40 Bituminous pavements.
[Amended 1-28-1985]**

- A. Prior to the replacement of bituminous pavements, the subgrade shall be properly prepared, using approved stable material, and rolled and compacted in layers not to exceed (4")-four inches, to a compaction of 95% of the Modified Proctor Test Density, and shall have a sub-base course of not less than six inches of three-fourths-inch-diameter stone of New York State Item 4. Any settlement or defects found within one (1) year of the pavement restoration shall be repaired at the cost of the permittee. Determination of the repair shall be at the discretion of the Director of Public Works, or his or her designee. The determination of such a repair shall be based on a visual evaluation of the defect, and may include complete removal of the new pavement, subbase and subgrade.
- B. All permanent pavement restoration shall be performed to the limits shown on the "City of Peekskill - Minimum Pavement Restoration Limits" diagram, as approved by the City of Peekskill Common Council, and included in the "City of Peekskill – Technical Specifications Concrete Sidewalk & Curb" specifications.

Section 3. Section 505-41 of the City of Peekskill Code is hereby deleted in its entirety.

Section 4. Section 505-43 of the City of Peekskill Code is hereby amended as follows:

§ 505-43. Performance of work by City

The Director may, in his discretion, cause any or all of the work contemplated in this article to be done by the City's own forces or by contract or otherwise, in which case the City shall be reimbursed for any expense incurred thereby in accordance with the provisions of Article I, § 505-3, of this Part 1, and the permittee shall have no claim against the City of loss of anticipated profits or for any other losses by reason thereof. The Director may also, in his or her discretion, enter into a mutually agreed upon Joint Paving Agreement, for the logistical and financial benefit of the City of Peekskill, whereby the City and the permittee enter into an agreement in which the City shall perform restoration repairs in the future, after which the permittee shall provide reimbursement to the City for all costs incurred. Logistical and financial benefits to the City may be based on future coordination of utility replacement in the particular roadway, the overall condition of the entire roadway and the next anticipated date of paving the roadway, and other benefits to the City.

Section 5. This Local Law shall take effect on the date on which this local law is filed with the Secretary of State.

It passed unanimously passed.

Resolution #J-1 - Budget Modifications

Councilman Fernandez moved to adopt the following resolution:

**RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE CITY
COMPTROLLER TO AMEND THE 2023 BUDGET.**

WHEREAS, the City of Peekskill 2023 Modified Budget has funds available in various expenditure lines; and

WHEREAS, the City of Peekskill 2023 Modified Budget requires funds in various expenditure lines; and

WHEREAS, the City Comptroller has attached a list showing the aforementioned excesses and shortages; and

WHEREAS, the City Comptroller desires to transfer available budgeted funds from various expenditure lines to the expenditure lines requiring additional funds as indicated on the attached list.

NOW, THEREFORE, BE IT

RESOLVED, that the City Council authorizes the City Comptroller to transfer the required funds to the expenditure lines as indicated on the attached list; and

RESOLVED, that the City Comptroller is hereby authorized to take any and all necessary steps to facilitate the intent of this Resolution.

It was seconded by Councilman Fassett and unanimously passed.

Resolution #J-2 - IIC-1, IIC-2 & NSIP Funding Contract

Councilman Douglas moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES FOR FUNDS UNDER TITLE IIIC-1 OF THE OLDER AMERICANS ACT OF 1965 FOR THE YEAR 2023 TO SUPPORT ON-SITE MEALS AND OUTREACH SERVICES TO SENIOR CITIZENS IN THE CITY OF PEEKSKILL.

WHEREAS, the Westchester County Department of Senior Programs and Services has informed the City of Peekskill that they have received federal funding for the Title IIIC-1, IIIC-2 and

NSIP Senior Citizens Nutrition Program; and

WHEREAS, the funding will be used to serve nutritious on-site meals and outreach services to

the Senior Citizens of Peekskill; and

WHEREAS, the City of Peekskill has previously participated in this program and wishes to continue to do so; and

WHEREAS, the City of Peekskill will receive \$85,770.00 in Federal Funds; and

WHEREAS, the City of Peekskill has allocated the sum of \$21,883.00 as the required matching share as a condition of the grant; and

WHEREAS, the matching funds will be drawn from 001.0001.6003; and

WHEREAS, the receivable funds for this contract will be assigned to line 001.8989.0497 and

WHEREAS, this Common Council believes it is in the best interest of the City of Peekskill to participate in this program.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager, or his authorized designee, is hereby authorized to sign and submit all documents provided by the Westchester County Department of Senior

Programs and Services for funding of this program pursuant to Title IIIC-1 of the Older Americans Act of 1965, for the program year of January 1, 2023 through December 31, 2023; and

be it further

RESOLVED, that the agreement shall be subject to the review and approval of the City Manager,

and Corporation Counsel; and be it further

RESOLVED, that the City Manager, or his designee, is hereby authorized to take all steps necessary to effectuate the intent of this Resolution; and be it further

RESOLVED, that this Resolution take effect immediately.

It was seconded by Councilman Fassett and unanimously passed.

Resolution #J-3 - Authorization to submit CFA Grant Application

Councilman Scott moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR 2023 CONSOLIDATED FUNDING APPLICATION TO PLAN FOR RENOVATIONS THE HOOK AND LADDER FIREHOUSE

WHEREAS, the City owns the Hook & Ladder Firehouse (“HLF”) at 828 Main Street which is used by the Youth Bureau for its programs; and

WHEREAS, during 2022 and 2023, City staff met with the Youth Bureau, Nutrition/Seniors and Recreation to discuss programming and their needs; and

WHEREAS, in 2023 the Youth Bureau asked residents to complete a Needs Assessment Survey; and

WHEREAS, the results of the survey indicated that new Youth programs which require building changes were desired; and

WHEREAS, the department heads for Youth Bureau and Nutrition developed a program for Youth to learn culinary skills and receive mentorship from credible messenger, in a space shared by Nutrition and Youth Bureau; and

WHEREAS, there is a desire to replicate this kind of program in the building occupied by the Youth Bureau and Nutrition; and

WHEREAS, after a thorough review of the HLF building owned by the City, staff recommends that the City apply for funding for its renovation the following grants; and

WHEREAS, City staff wishes to apply for a grant through the NYS Department of State, Office of Parks, Recreation and Historic Preservation, and the Environmental Protection Fund - Parks, for up to \$100,000 for the planning efforts regarding the renovation and work for the HLF, which requires a \$33,000 match that would be budgeted in 2024 if awarded; and

WHEREAS, City staff also wishes to apply for a grant through the Empire State Development Corporation for up to \$100,000 for engineering drawings and bid documents for the HLF renovation, which requires a \$100,000 match that would be included in the 2024 budget if awarded.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager or his designee is hereby authorized to submit these grant applications and commits the required matching funds for renovations of the Hook & Ladder Firehouse shared space for Youth Bureau & Nutrition/Seniors as well as the culinary and mentorship programs.

RESOLVED, that this Resolution shall take effect immediately.

It was seconded by Deputy Mayor Riley and unanimously passed.

Resolution #J-4 - Anti-Violence/Workforce Development Program at the Community Hub

Councilman Fassett moved to adopt the following resolution:

**RESOLUTION TO START ANTI-VIOLENCE PROGRAM FOR YOUTH AND
AUTHORIZE CITY MANAGER TO SIGN AGREEMENT WITH *LEAD BY
EXAMPLE***

WHEREAS, the City of Peekskill has experienced violent incidents, including bullying, fighting, death and suicides, with its youth since the COVID pandemic; and

WHEREAS, through the efforts of Senator Harckham, New York State allocated funding separately to the *Black Diamonds*, a local youth group, and the City for anti-violence programs in equal amounts of \$50,000 grants; and

WHEREAS, the City met with the Peekskill School District, community groups and advocates to discuss what is best to deter violence amongst City youth at risk; and

WHEREAS, in 2022, through the youth group’s funding, City youth-at-risk were introduced to a program in which a group of its youth were mentored by “credible messengers” from *Lead by Example Reverse the Trend*, (“LBE”) a non-profit self-improvement violence prevention mentoring program designed for youth at risk; and

WHEREAS, LBE has a record of positive results working with youth in the New York City Public School System specifically where violence has occurred; and

WHEREAS, for the City’s anti-violence funding, City staff met and developed a program whereby youth at risk would be invited to participate in a workforce development training program

which would teach youth culinary skills, lead to a certificate in “food-handling” and provide mentoring and mental health services, if needed to youth at risk in Peekskill; and

WHEREAS, City staff met with comparable programs and selected LBE to provide mentoring services for the City’s New York State anti-violence grant; and

WHEREAS, should the program be successful, City staff would like to use this program as a template for future workforce development/mentorship programs in the future; and

WHEREAS, the City staff would like to pilot this program as a way of determining if workforce development training programs coupled with mentorship programs to counsel youth at risk while providing them with real life skills and opportunities to sustain them in a newly envisioned life; and

WHEREAS, should the program be successful, City staff would like to use this program as a template for future workforce development/mentorship programs in the future; and

WHEREAS, the Grant will be recorded in account 001.0001.04807 and the project expense budgets are available in accounts 001.8989.0100.0043 (Personnel Services) and 001.8989.0400.0043 (Supplies) for a combined total of \$29,000, and #001.7143.0475.0043 (Contracts) for \$21,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Youth Bureau and Nutrition Department are authorized to initiate the anti-violence program to provide workforce development training in culinary skills while providing mentorship and mental health counseling if needed; and be it further

RESOLVED, that the City Manager is authorized to sign an agreement with Lead by Example Reverse the Trend for an amount not to exceed \$21,000 for mentorship programs; and be it further

RESOLVED, that City Staff is authorized to expend not more than \$29,000 on expenditures for other expenses related to this program; and be it further

RESOLVED, that this resolution shall take effect upon notification from the grant agency that the funding is allowed to be spent in accordance with their programmatic requirements.

It was seconded by Deputy Mayor Riley and unanimously passed.

Resolution #J-5 - Accept grant from Senator Harckham

Deputy Mayor Riley moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT AWARD OF EIGHTY-THOUSAND DOLLARS (\$80,000) FROM NEW YORK STATE FOR YOUTH COURT AND VIDEO/MEDIA PROGRAMS

WHEREAS, through the efforts of Senator Peter Harckham, the City of Peekskill was awarded New York State funding for a \$80,000 for a Youth Court and Video/media programs; and

WHEREAS, the funds will be facilitated through the New York State Department of Education (“NYSED”) and do not require a cash match; and

WHEREAS, this NYSED Grant will be administered on a reimbursement basis; and

WHEREAS, the Youth Court and Community Media Center will be under the auspices of the Peekskill Youth Bureau; and

WHEREAS, the Youth Court will help to create a supportive and educational environment that empowers youth to take responsibility for their actions, make amends, learn restorative justice principles and develop essential life skills; and

WHEREAS, the Community Media Center will help provide opportunities for youth to develop various skills, such as photography, graphic design, music recording, videography, writing and editing; and

WHEREAS, the Common Council of the City finds it in the best interest of the City to accept the award and establish a Youth Court and Community Media Center in the City of Peekskill; and

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager is hereby authorized to accept funds in the amount of \$80,000.00 (Eighty-thousand dollars) to establish a Youth Court and Community Media Center; and be it further

RESOLVED, that the City Manager is execute a Grant Agreement with New York State and to execute any other contracts, documents and instruments necessary to fulfill the City's obligations under the Grant Agreement; and be it further

RESOLVED, that the City Manager is hereby authorized to execute a Grant Agreement with the DASNY and to execute any other contracts, documents and instruments necessary to fulfill the City's obligations under the Grant Agreement; and be it further

RESOLVED, that the grant agreement shall be subject to the review and approval of the City Manager and Corporation Counsel; and be it further

RESOLVED, that the Common Council hereby authorizes the City Manager or his designee to take any and all necessary steps to effectuate the intent of this Resolution, and be it further

RESOLVED, that this Resolution shall take effect immediately
It was seconded by Councilman Fassett and unanimously passed.

Resolution #J-6 - 2023 Temporary Assistance to Needy Families (TANF) Summer Youth Employment Program (SYEP)

Councilwoman Talbot moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT TO ACCEPT THE 2023 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) GRANT AWARD ON BEHALF OF THE CITY OF PEEKSKILL FROM THE WESTCHESTER-PUTNAM WORKFORCE DEVELOPMENT BOARD FOR THE IMPLEMENTATION AND OPERATION OF THE 2023 SUMMER YOUTH EMPLOYMENT PROGRAM

WHEREAS, the Westchester-Putnam Workforce Development Board, has awarded the City of Peekskill Youth Bureau Seventy-Two Thousand Eight Hundred Dollars and 00/100 (\$72,800.00) from its Temporary Assistance for Needy Families (TANF) funding to implement the 2023 Summer Youth Employment Program; and

WHEREAS, the program will serve 28 youth who are certified and deemed eligible for Temporary Assistance for Needy Families (“TANF”) funds according to 200% poverty guidelines and the Workforce Investment Act (“WIA”) criteria of eligibility; and

WHEREAS, participants will be engaged in activities that include, but are not limited to:

- Subsidized employment
- Labor market orientation
- Work experience
- Development of interpersonal business relationships

- Skill attainment activities which include financial planning, communication, work ethics, and employment protocol; and

WHEREAS, each participant will be engaged in program activities and employment services for a minimum of 20 hours per week and/or a maximum of 35 hours per week, depending on the budget, in worksites that include not-for-profit agencies and government facilities, as well as private sector businesses; and

WHEREAS, program participants will receive an hourly wage of \$15.00; and

WHEREAS, funds received for this contract will be assigned to revenue line 001.0001.4793.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager is hereby authorized to enter into an agreement to accept the Temporary Assistance for Needy Families (TANF) grant on behalf of the City of Peekskill from the Westchester-Putnam Workforce Development Board for the operation of the 2023 Summer Youth Employment Program; and be it further

RESOLVED, funds received for this contract will be assigned to revenue line 001.0001.4793; and be it further

RESOLVED, that the term of this agreement shall expire upon the 1st day of October, 2023; and be it further

RESOLVED, the City Manager or his designee is hereby authorized to take all steps necessary to effectuate the intent of this Resolution; and be it further

RESOLVED, that this Resolution take effect immediately.

It was seconded by Councilman Fassett and unanimously passed.

Resolution #J-7 - Taconic Road Runner parade permit

Councilman Fernandez moved to adopt the following resolution:

WHEREAS, the Taconic Road Runner Club, in conjunction with Peekskill Brewery has

applied for permission to hold their 5th annual Peekskill Brewery Mile Race on Sunday, August 20, 2023 commencing at 5:00 pm and ending at 5:30pm.

WHEREAS, the race will begin at the intersection of Central Avenue and Washington Street, head west down Central Avenue, turn right onto N. Water Street, continue onto Old Pemart Avenue, u-turn on Old Pemart Avenue near CHHOP and return to the Peekskill Brewery for the finish line;

NOW, THEREFORE, BE IT

RESOLVED that the City Clerk be and is hereby directed and authorized to issue a permit to the Taconic Road Runner Club, in conjunction with the Peekskill Brewery

to hold the Peekskill Brewery Mile Race on Sunday, August 20, 2023 commencing at 5:00pm and ending at 5:30 pm pursuant to the ordinance governing the same.

It was seconded by Councilman Fassett and unanimously passed.

Resolution #J-8 - Street closure for Assumption International Food Festival

Councilman Douglas moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE TEMPORARY STREET CLOSURE OF FIRST STREET FROM SOUTH DIVISION STREET TO UNION STREET AND TO WAIVE THE ONE-WAY RESTRICTION FOR HOUSEHOLD TRAFFIC

WHEREAS, the Assumption Church is having a carnival in their parking lot on First Street for the Feast of the Assumption from Friday, August 11th through Tuesday, August 15th and

WHEREAS, Assumption Church is requesting the street closure of First Street from South Division Street to Union Avenue on Monday, August 14, 2023 and Tuesday, August 15, 2023 from 12:00 pm to 10:00 pm.

NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police is authorized to close First Street from South Street to Union Avenue on Monday, August 14, 2023 and Tuesday, August 15, 2023 from 12:00 pm to 10:00 pm and to waive the one-way restriction for household traffic on those two days.

It was seconded by Councilman Fassett.

Mayor McKenzie asked for a Roll Call vote.

Affirmative – Deputy Mayor Riley and Councilmen Fernandez and Douglas.

Opposed – Mayor McKenzie, Councilwoman Talbot, Councilmen Scott and Fassett.

Mayor McKenzie asked City Manager for discussion updates with the Assumption. The Assumption must include shuttle and traffic control and the residents will be able to get in and out of their houses.

Motion to reconsider made by Councilman Fernandez

Seconded by Councilman Fassett.

Motion unanimously carried.

Councilman Douglas moved Resolution J-8 for the second time.

Seconded by Councilman Fernandez.

Affirmative – Mayor McKenzie, Deputy Mayor Riley, Councilmen Douglas, Scott, Fernandez.

Opposed – Councilwoman Talbot and Councilman Fassett.

Motion carried.

Resolution #J-9 - Street closure for Assumption International Food Festival

Councilman Scott moved to adopt the following resolution:

RESOLUTION OF THE COMMON COUNCIL SETTING A PUBLIC HEARING ON THE MATTER OF ADOPTING AN UPDATED AND REVISED CITY OF PEEKSKILL SECTION 8 ANNUAL PLAN FOR THE FISCAL YEAR OF 2024 AND FIVE-YEAR PLAN FOR FISCAL YEARS 2024- 2028

WHEREAS, the Common Council of the City of Peekskill has received and reviewed a proposed draft of an updated and revised Section 8 Annual and Five Year Plan for the City of Peekskill in order to reevaluate and establish local policies for administration of the Section 8 Voucher Program in accordance with requirements from the United States Department of Housing and Urban Development (HUD); and

WHEREAS, a public hearing is required to be held on the draft of the Annual and Five-Year Plan; and

WHEREAS, procedurally, HUD requires a minimum 45-day review period before a Public Hearing is held; and

WHEREAS, a copy of the updated and revised City of Peekskill Section 8 Annual and Five-Year Plan shall be at the following locations for public review:

1. City of Peekskill Section 8 Office;
2. City of Peekskill Website.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council will conduct a Public Hearing at 7:30 P.M. or as soon as such hearing may be called thereafter, on the 11th day of September 2023, in the Common Council Chambers at City Hall, 840 Main Street, Peekskill, New York to consider adopting the City of Peekskill Section 8 Annual Plan for 2024 and Five (5) Year Plan for Fiscal Years 2024-2028; and be it further

RESOLVED, that a copy of the proposed City of Peekskill Section 8 Five Year Plan shall be available for inspection by the public at the City of Peekskill Section 8 Office during normal business hours and the City of Peekskill Website for at least 45 days prior to the date of the Public Hearing; and be it further

RESOLVED, that this Common Council will not take action on the plan until after the duly advertised public hearing has been held; and be it further

RESOLVED, that the City Clerk shall give due notice of this public hearing in accordance with the City Code and the provisions of the Municipal Home Rule Law of the State of New York.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-10 - Language Line Services Inc. Contract

Councilman Fassett moved to adopt the following resolution:

**RESOLUTION OF THE COMMON COUNCIL
AUTHORIZING THE CITY MANAGER TO ENTER IN A PURCHASE AGREEMENT
WITH LANGUAGE LINE SERVICES, INC. TO CONDUCT WRITTEN AND VERBAL
TRANSLATION SERVICES FOR THE CITY OF PEEKSKILL SECTION 8 PROGRAM**

WHEREAS, the City of Peekskill Section 8 Program is in need of a service that offers translation services in multiple languages to assist those who are limited English proficient as well as those who are deaf to receive assistance with our services; and

WHEREAS, Language Line Services, Inc., has the necessary experience and expertise to assist with written and verbal translation services; and

WHEREAS, the services under Language Line Services, Inc. will be used on an as needed basis to assist the Section 8 Department with all written and verbal translation services to the program participants; and

WHEREAS, the vendor, Language Line Services, Inc., is located at One Lower Ragsdale Drive, Bldg 2, Monterey, CA 93940 and is under New York State Contract #PS69777; and

WHEREAS, this purchase falls within the competitive bidding exception pursuant to Section 106-2-6 (A) of the City Code of the Peekskill City Code to allow for cooperative purchasing, also known as “piggybacking”; and

WHEREAS, the Comptroller has identified Budget Line 018.8610.0401 as the source of funding for payment of these professional services; and

WHEREAS, the Common Council finds it in the best interest of the City of Peekskill to enter into this agreement with Language Line Services, Inc.;

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager or his authorized designee is hereby authorized to enter into a purchase agreement with Language Line Services., Inc. for the purchase of written and translation services on an as needed basis for Section 8 program participants pursuant to Section 106-2-6 (A) of the Peekskill City Code; and be it further

RESOLVED, that the purchase agreement shall be subject to the review and approval of the City Manager and Corporation Counsel; and be it further

RESOLVED, that the City Manager shall be authorized to take any and all steps necessary to effectuate the intent of this resolution; and be it further

RESOLVED that this Resolution take effect immediately.

It was seconded by Deputy Mayor Riley and unanimously carried.

**Resolution #J-11 - K Lot deed restriction for Con Ed Remediation,
Capital Project**

Deputy Mayor Riley moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS
WITH CON EDISON RELATING TO THE MONITORING AND POTENTIAL
REMEDICATION OF THE K-LOT PARKING LOT**

WHEREAS, the City owns property located at 900 Central Avenue, which is currently utilized as Parking Lot K (the “K-Lot”); and

WHEREAS, the K-Lot was formerly owned and operated by an entity who developed and used the property as a manufactured gas plant (“MGP”); and;

WHEREAS, Con Edison and the New York State Department of Environmental Conservation (the “DEC”) have entered into a Consent Order under which Con Edison agreed to investigate various sites previously used by it or its predecessor companies as the locations of manufactured gas plants, and if deemed necessary, to implement DEC-approved remediation programs for the contamination caused by those former facilities’ operations; and

WHEREAS, the K-Lot comprises a portion of the Central Avenue Former Manufactured Gas Plant Site; and

WHEREAS, during 2004, Con Edison completed a DEC-approved Interim Remedial Measure, after which Con Edison completed a remedial investigation to delineate soil and groundwater contamination resulting from former MGP operations; and

WHEREAS, the DEC approved the Remedial Investigation Report and directed Con Edison to prepare a Site Management Plan and a Declaration of Covenants and Restrictions (“Deed Restriction”) to be recorded on the property; and

WHEREAS, the DEC subsequently approved the required Site Management Plan, which assigns certain responsibilities to the current and future owners of the Property and certain responsibilities to Con Edison; and

WHEREAS, Con Edison and the City wish to cooperate with one another to ensure timely and cost-effective performance of their respective responsibilities under the Deed Restrictions and Site Management Plan; and

WHEREAS, Con Edison has requested access to the K-Lot from the City so that it can comply with its responsibilities under the Site Management Plan; and

WHEREAS, by executing a Remedial Action Access and Cooperation Agreement and Deed Restrictions, the City can cooperate to ensure the continued monitoring of the property by Con Edison, and the remediation of any future contamination as a result of the former MGP by Con Edison; and

WHEREAS, the Deed Restrictions will ensure that any future owner of the K-Lot will provide access to Con Edison for the purposes of monitoring and remediation.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager, or his designee, is hereby authorized to sign all necessary documents so Con Edison can conduct remediation on the City owned parking lot located at 900 Central Avenue, (K-Lot), including, but not limited to, a Remedial Action Access and Cooperation Agreement and Deed Restrictions; and be it further

RESOLVED, that all documents will be reviewed and approved by the City of Peekskill Corporation Council prior to signing; and be it further

RESOLVED, that this Resolution take effect immediately.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-12 - Fee waiver request from Volunteer Fire Department

Councilwoman Talbot moved to adopt the following resolution:

RESOLUTION APPROVING A WAIVER OF THE FACILITIES FEES FOR THE PEEKSKILL VOLUNTEER FIRE DEPT. ASSOCIATION

WHEREAS, the Peekskill Volunteer Fire Department Association is an extension of the City of Peekskill; and

WHEREAS, the Peekskill Volunteer Fire Department Association has requested the use of the Riverfront Gazebo for a member BBQ on Sunday, September 24, 2023; and

WHEREAS, the Peekskill Volunteer Fire Department Association has requested a waiver of the facilities fees for this use of the Riverfront Green Gazebo; and

WHEREAS, after giving this matter due consideration, this Common Council finds that approving the waiver of facilities fee for the Riverfront Green Gazebo rental is in the best interest of the City of Peekskill.

NOW THEREFORE, BE IT

RESOLVED, that the Superintendent of Recreation is hereby directed and authorized to waive the facilities fees and issue a permit to the Peekskill Volunteer Fire Department Association for use of the Riverfront Green Gazebo to hold a member BBQ on Sunday, September 24, 2023; and be it further

RESOLVED, that this Resolution take effect immediately.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-13 - DRI Branding/Marketing Consultant

Councilman Fernandez moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO
AN AGREEMENT WITH WEINRIB & CONNOR FOR DRI
MARKETING, BRANDING SOCIAL MEDIA PLATFORM BUILDING
CONSULTING SERVICES**

WHEREAS, in 2019 the City of Peekskill was selected as the New York State Downtown Revitalization Initiative (DRI) award recipient for the Mid-Hudson Region; and

WHEREAS, as part of the DRI award, a grant of \$500,000 from the New York State Department of State (DOS) was allocated to implement both a Wayfinding Signage Project and a Marketing, Branding, Social Media Building consulting project; and

WHEREAS, the City of Peekskill issued a Request for Proposals (RFP) for Marketing, Branding, Social Media Building consulting services and received fifteen (15) responses to the RFP which City staff thoroughly reviewed for their experience, quality, completeness of the proposal, prior experience and proposed project budget; and

WHEREAS, staff recommends that Weinrib & Connor. be hired for the Marketing, Branding, Social Media Building consulting Services Contract for a fee of \$174,000 including subcontracts to Aero-Ba-Soul and Inqmatic for Diversity, Equity and Inclusion outreach services and to Mike Dardano for Social Media Services; and

WHEREAS, expenditures for Project activities will be reimbursed through the DRI Grant; and

WHEREAS, sufficient funds are available in the DRI Grant to implement the Marketing, Branding, Social Media Building Consulting Services Contract component.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager is hereby authorized to enter into an agreement with Weinrib & Connor, Inc. for \$174,000; and be it further

RESOLVED, that these funds will be paid from account number 007.8686.0401.0784 and reimbursed through the DRI Grant; and be it further

RESOLVED, that the Agreement with Weinrib & Connor, Inc. shall be subject to the review and approval of the City Manager and Corporation Counsel; and be it further

RESOLVED, that the City Manager or their designee is hereby authorized to take all steps necessary to effectuate the intent of the resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-14 - Letter of support for SOLO Momentum Fund application

Councilman Douglas moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE
A LETTER OF SUPPORT FOR A MOMENTUM FUND GRANT
FOR THE SOLO MIXED USE DEVELOPMENT PROJECT**

WHEREAS, the NYS Empire State Development (ESD) released a Momentum Fund grant application to support the private development of shovel-ready residential housing, particularly in proximity to Transit-Oriented Development (TOD) districts; and

WHEREAS, Kearney Realty Group is submitting an application to assist with funding its mixed-use development at 1005-1017 Lower South Street (SOLO); and

WHEREAS, the SOLO project consists of 231 middle-income residential units, supporting retail businesses, and up to 100,000 square feet of light industrial space; and

WHEREAS, the SOLO project received a Special Permit from the Common Council and site plan approval from the Planning Commission; and

WHEREAS, the project is shovel-ready and within a half mile of the Peekskill Train Station; and

WHEREAS, the City of Peekskill is supportive of the project and the application to ESD for this purpose; and

WHEREAS, the Common Council deems it to be in the best interest of the City of Peekskill to issue a letter in support of Kearney Realty Group’s application for the SOLO project.

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager or his designee is hereby authorized to submit a letter in support of Kearney Realty Group’s application to ESD for Momentum Funds to assist with the SOLO mixed-use middle income residential development project at 1005-1017 Lower South Street; and be it further

RESOLVED, that this Resolution shall take effect immediately.

It was seconded by Councilman Scott and unanimously carried.

Resolution #J-15 - Lease for portion of 1050 Park Street

Councilman Scott moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A LEASE AGREEMENT WITH
LOS ANDES BAKERY MP, LLC (DBA TERRA DULCE BAKERY)**

WHEREAS, Los Andes Bakery MP, LLC (the “Lessee”) currently leases the storefront at 1049 Main Street and operates the Terra Dulce Bakery (the “Bakery”); and

WHEREAS, the portion of City-owned 1050 Park Street (Section 33.30, Block 2, Lot 3) that is adjacent to 1049 Main Street is vacant (the “Property”); and

WHEREAS, the Lessee wishes to enter into a lease agreement with the City to erect a pergola, planter boxes and tables on this vacant Property to be used for outdoor dining for the Bakery; and

WHEREAS, the Property is not needed for any municipal or public purpose; and

WHEREAS, the Bakery received a NYS Downtown Revitalization Fund (DRF) grant to fund the purchase and installation of the pergola, planter boxes and tables; and

WHEREAS, the DRF requires that the grant recipient (Lessee) agree to a five-year Regulatory Period for the improvements; and

WHEREAS, a lease agreement with a five-year term would coincide with the five-year Regulatory Period; and

WHEREAS, the Bakery received a Special Permit from the Planning Commission on June 13, 2023 and a Certificate of Appropriateness from the Historic and Landmarks Preservation Board on April 27, 2023 for this purpose, subject to entering into a lease agreement with the City of Peekskill; and

WHEREAS, based upon a “Restricted Appraisal Report” prepared by the City Assessor specific for the intended use and user, the estimated market rent is \$300 per month in Year 1 of the lease, \$325 per month in Year 2, \$350 per month in Year 3, \$375 per month in Year 4, and \$400 per month in Year 5; and

WHEREAS, such rental payments shall be deposited into Account # 001.0001.2410; and

WHEREAS, the Common Council deems the market rent to be fair and adequate consideration for the lease of the Property.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council hereby finds that a vacant portion of 1050 Park Street adjacent to 1049 Main Street is not needed for any municipal or public purpose; and be it further

RESOLVED, the Common Council has determined that a lease of the Property to the Bakery pursuant to the terms and conditions to be set forth in the lease agreement is in the best interest of the City of Peekskill; and be it further

RESOLVED, that the Common Council hereby authorizes the City Manager or his designee to enter into a lease agreement with Los Andes Bakery MP, LLC (DBA Terra Dulce Bakery) for use of this parcel, subject to review and approval of the Corporation Counsel; and be it further

RESOLVED, that the City Manager or his designee is authorized to take all steps necessary to effectuate the intent of this resolution.

It was seconded by Deputy Mayor Riley and unanimously carried.

Resolution #J-16 - Authorization to submit WIIA Water Grant Application

Councilman Fassett moved to adopt the following resolution:

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PEEKSKILL
AUTHORIZING SUBMISSION OF A NEW YORK STATE WATER
INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT APPLICATION FOR
THE CITY OF PEEKSKILL WATER SYSTEM IMPROVEMENTS PROJECT**

WHEREAS, the Common Council of the City of Peekskill duly caused to be prepared a Preliminary Engineering Report (PER) recommending improvements to the City sewer system; and

WHEREAS, the Common Council of the City of Peekskill (hereinafter the “City”) duly caused to be prepared a Preliminary Engineering Report (PER) recommending proposed improvements to the City water system to include increasing of spillway flow capacity at Lower

Wiccopee Spillway, dredging of Camp Field Reservoir, and repair of broken water main passing underneath the Metro-North railroad; and **WHEREAS**, the PER show the estimated costs of these improvements to be \$8,200,000; and

WHEREAS, Resolution #J-4 was approved by the City Council on June 26, 2023, authorizing the issuance of \$14,300,000 in bonds, including \$8,200,000 for water projects, and an additional \$6,100,000 for sewer projects, and;

WHEREAS, the City of Peekskill Common Council now desires to pursue grant funding for the project under the New York State Water Infrastructure Improvement Act (WIIA) program.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Peekskill, Westchester County, New York, authorizes the submission of a New York State Water Infrastructure Improvement Act (WIIA) grant application; and be it further

RESOLVED, that the City Manager is hereby authorized to submit an application on behalf of the City for grant funding under the New York State Water Infrastructure Improvement Act (WIIA) Program, and to execute any agreements, instruments or other documents in connection with the City's acceptance of any such grants and/or the funding thereof; and be it further

RESOLVED, that the City Manager may authorize any required local match required with respect to financing or grants awarded to the City for the Project through the use of cash and/or in-kind services; and be it further

RESOLVED, that this resolution shall take effect immediately.

It was seconded by Deputy Mayor Riley and unanimously carried.

Resolution #J-17 - Authorization to submit WIIA Sewer Grant Application

Deputy Mayor Riley moved to adopt the following resolution:

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PEEKSKILL
AUTHORIZING SUBMISSION OF A NEW YORK STATE WATER
INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT APPLICATION FOR
THE CITY OF PEEKSKILL SEWER SYSTEM IMPROVEMENTS**

WHEREAS, the Common Council of the City of Peekskill duly caused to be prepared a Preliminary Engineering Report (PER) recommending improvements to the City sewer system; and

WHEREAS, the proposed improvements to such sewer system includes repair and replacement of sewer mains, manholes, and appurtenances, and replacement of the Riverfront pump station in Riverfront Green Park; and

WHEREAS, the PER shows the estimated costs of these improvements to be \$10,400,000; and

WHEREAS, Resolution #J-11 was approved by the City Council on August 15, 2022, authorizing the issuance of \$4,300,000 in bonds for sewer projects; and

WHEREAS, Resolution #J-4 was approved by the City Council on June 26, 2023, authorizing the issuance of \$14,300,000 in bonds, including an additional \$6,100,000 for sewer projects, and \$8,200,000 for water projects; and

WHEREAS, the total bond authorization by the City Council for sewer projects is \$10,400,000; and

WHEREAS, the City Common Council now desires to pursue grant funding for the project under the New York State Water Infrastructure Improvement Act (WIIA) program.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Peekskill, Westchester County, New York, authorizes the submission of a New York State Water Infrastructure Improvement Act (WIIA) grant application; and be it further

RESOLVED, that the City Manager is hereby authorized to submit an application on behalf of the City for grant funding under the New York State Water Infrastructure Improvement Act (WIIA) Program, and to execute any agreements, instruments or other documents in connection with the City's acceptance of any such grants and/or the funding thereof; and be it further

RESOLVED, that the City Manager may authorize any required local match required with respect to financing or grants awarded to the City for the Project through the use of cash and/or in-kind services; and be it further

RESOLVED, that this resolution shall take effect immediately.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-18 - Retain hearing officer

Councilwoman Talbot moved to adopt the following resolution:

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPOINT A HEARING OFFICER TO CONDUCT HEARING RELATED TO DISCIPLINARY CHARGES PREFERRED AGAINST MEMBERS OF THE PEEKSKILL VOLUNTEER FIRE DEPARTMENT

WHEREAS, pursuant to the Fire Department Rules, under Section A601-8, entitled Disciplinary Procedures, where disciplinary charges are preferred against members of the Peekskill Volunteer Fire Department, those members have a right to a hearing before the City Manager or his or her designee; and

WHEREAS, the City Manager desires to designate Robert J. Ponzini, Esq., to act as hearing officer to conduct such hearings on an as needed basis; and

WHEREAS, Mr. Ponzini has extensive experience as a judge and as a hearing officer handling various matters for municipalities; and

WHEREAS, funds are available for legal services in expense line 001.1420.0485; and

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager is authorized to designate and appoint Robert J. Ponzini, Esq. to act as hearing officer to conduct hearings related to the discipline of members of the Peekskill Volunteer Fire Department on an as needed basis; and be it further

RESOLVED, that the City Manager and appropriate staff are directed and empowered to take all steps to affect the intent of this resolution.

It was seconded by Councilman Fassett and unanimously carried.

Resolution #J-19 - Momentum Fund Application

Councilman Fernandez moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A
\$10,000,000 GRANT APPLICATION TO THE MOMENTUM FUND WITH A
\$10,000,000 MATCH**

WHEREAS, the New York State Mid-Hudson Momentum Fund (“MHMF”) was initiated by Governor Kathy Hochul to invest in housing and infrastructure projects throughout the Mid-Hudson Region, specifically to address strain caused by the population increase exacerbated by COVID which caused a worsened housing shortage and increased demands placed on existing aging infrastructure systems, and have made it more difficult to accommodate a surge of new residents and have necessitated new investments to provide opportunities for both new and existing populations within the Mid-Hudson Region; and

WHEREAS, the criteria for the MHMF funding is to focus on mixed-use housing and infrastructure projects that will have lasting impacts in the Mid-Hudson Region and that are

consistent with the strategic goals and priorities of the Mid-Hudson Regional Economic Development Council's strategic plan to include projects that have garnered community support, support increased affordable housing, leverage non-State investment, are financially sound and can begin quickly; and

WHEREAS, City staff identified ten potential development parcels which, if developed, could support the goals of the MHMF and would necessitate additional infrastructure; and

WHEREAS, City staff has also identified that for additional development the City is most in need of parking, water, sewer, streetscapes, park improvements and roadwork; and

WHEREAS, City staff has developed or obtained preliminary engineering estimates of public works which support additional housing construction in the downtown and riverfront areas of the City; and

WHEREAS, City staff identified non-state investment from various sources which include Con-Edison, grant funding and bond funding which would be used as the match; and

WHEREAS, City staff identified city owned parcels and infrastructure which could be shovel ready for the 2023 and 2024 construction seasons for parking, water, sewer, streetscapes, park improvements and roadwork which would support additional housing; and

WHEREAS, the Common Council passed a resolution to hire *Choice Words*, a grant writer to write this grant; and

NOW, THEREFORE, BE IT

RESOLVED, that the City Manager or his designee is hereby authorized to submit a grant application to the Mid-Hudson Momentum Fund for \$10,000,000 with a \$10,000,000 match from non-state funds; and be it further

RESOLVED, that the match from non-state funds will be comprised of developer fees, existing capital accounts, eligible existing grant funding and bonds issued by the City; and be it further

RESOLVED, that the City Manager or his designee is hereby authorized to take all steps necessary to effectuate the intent of the resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

It was seconded by Deputy Mayor Riley and unanimously carried.

CITIZENS DESIRING TO BE HEARD

Richard Giogardy, 1510 Maple Avenue, expressed concerns about the speeding which occurs on Maple Avenue to Hudson Avenue almost through Chapel Hill area. Possible improvements are more signage, speed bumps, surveillance. Something needs to be done before someone gets hurt.

Mayor McKenzie asked that Chief Dylewski speak with Mr. Giogardy and to do a detail in that area.

Joe Roma, Chapel Hill resident, reenforced the comments made by Mr. Giogardy. The people need to slow down. Cit Manager will look into what can be done.

Tina Bongar, Smith Street, (online) discussed the SOLO project and does not feel the for proper environmental studies have not been done and update on Master Plan.

City Manager responded. It is a grant and the City has not received the contract the from the NYS.

DTHenry – 7/17/23- Citizens Desiring to be Heard attached.

ADJOURNMENT

Motion made by Councilman Fassett to adjourn the meeting, seconded by Councilman Douglas and unanimously carried. Meeting adjourned at 8:54pm.

Respectfully submitted,

Cassandra Redd, MPA
City Clerk

Redd, Cassandra

From: dthenry <dthenry@optonline.net>
Sent: Saturday, July 15, 2023 6:51 AM
To: Redd, Cassandra
Cc: McKenzie,Vivian; Alexander, Matthew; Riley, Patricia; Talbot,Kathie; Fernandez, Ramon; Douglas, Dwight; Scott, Rob; Fassett, Brian
Subject: Re: 7/17/2023 Common Council Meeting - CITIZENS DESIRING TO BE HEARD

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- Why does the City Clerk swear in new police officers in lieu of the Mayor?
- Significant tax dollars are being spent on the Youth Bureau's building and programs. What are the City's plans to work with the upcoming Boys & Girls Club to ensure there are not duplicate services?
- Regarding Quality of Life, would it be possible for Mr. Alexander to submit a written report along with the statistical data by Department.
- The Common Council is the only public meeting that does not read emailed "Public Comments" and request this be changed.

Thank you

Redd, Cassandra

From: dthenry <dthenry@optonline.net>
Sent: Saturday, July 15, 2023 6:32 AM
To: Redd, Cassandra
Cc: McKenzie,Vivian; Alexander, Matthew; Riley, Patricia; Talbot,Kathie; Fernandez, Ramon; Douglas, Dwight; Scott, Rob; Fassett, Brian
Subject: 7/17/2023 Common Council Meeting - Public Comments on Agenda Items: 13. Reso.re: DRI Branding/Marketing Consultant

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Regarding Resolution # 13. DRI Branding/Marketing Consultant, would you please explain how this is not a conflict of interest.

Specifically, a Peekskill Planning Commission member will be the recipient of City approved funds.

For further details, here is the New York State Comptroller's explanation:

<https://www.osc.state.ny.us/files/local-government/publications/pdf/conflictinterest.pdf>



OFFICE OF THE NEW YORK STATE COMPTROLLER
DIVISION OF LOCAL GOVERNMENT AND SCHOOL ACCOUNTABILITY

**Conflicts of Interest
of Municipal Officers
and Employees**

Redd, Cassandra

From: dthenry <dthenry@optonline.net>
Sent: Saturday, July 15, 2023 6:13 AM
To: Redd, Cassandra
Cc: McKenzie,Vivian; Alexander, Matthew; Riley, Patricia; Talbot,Kathie; Fernandez, Ramon; Douglas, Dwight; Scott, Rob; Fassett, Brian
Subject: 07/172023 Public Hearing: Abandoned Shopping Carts Ordinance
Categories: Review

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The June 5, 2023 COW discussion was very interesting. I noted the following points:

- Councilman R. Scott and Councilman R. Fernandez came up with the word "demographics" as their rationale for removing the Judge's option of jail time. May I remind them that the Constitution does not allow for various applications of the law to various groups of people, and would potentially allow the opportunity for it to be deemed unconstitutional. (2:58 COW video).
- PPD Chief stated his officers would not be stopping people with shopping carts. (3:11 COW video)

My comments:

- May I suggest Council members review and understand the Constitution and what is/is not allowed, with specific attention to the 14th Amendment.
- If there is not going to be enforcement of the law, may I suggest the withdrawal of this ordinance.