



CITY OF BEACON
One Municipal Plaza
Beacon, New York 12508

Mayor Randy Casale
Councilman Lee Kyriacou, At Large
Councilman George Mansfield, At Large
Councilwoman Peggy Ross, Ward 1
Councilman Omar Harper, Ward 2
Councilwoman Pam Wetherbee, Ward 3
Councilman Ali Muhammad, Ward 4
City Administrator Anthony Ruggiero

July 3, 2017
7:00 PM
City Council Agenda

Call to Order

Pledge of Allegiance

Roll Call:

Public Comment:

Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight. Please sign in at the podium. This segment will last no longer than thirty minutes, with speakers recognized in the order they appear on the sign-in sheet. A second public comment opportunity will be provided later in the meeting for those who do not get to speak during this first segment.

Community Segment:

- I Am Beacon

Reports:

- Council Member Ali Muhammad
- Council Member Omar Harper
- Council Member Lee Kyriacou
- Council Member George Mansfield
- Council Member Pam Wetherbee
- Council Member Peggy Ross
- City Administrator, Anthony Ruggiero
- County Legislators
- Mayor Randy Casale

Local Laws and Resolutions:

1. Resolution Awarding the Bid for the Kristy Drive Drainage Project
2. Resolution to Accept the Dedication of a Portion of Judson Street
3. Resolution to Award the Bid for the Control and Telemetry for the Water System Project
4. Resolution to Award the Bid for the Generator

Approval of Minutes:

- Minutes of June 5 and June 19, 2017

2nd Opportunity for Public Comments:

Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight. This segment will last no longer than thirty minutes. Those who spoke at the first public comment segment are not permitted to speak again.

Adjournment:

City of Beacon Council Agenda
7/3/2017

Title:

I Am Beacon

Subject:

Background:

City of Beacon Council Agenda
7/3/2017

Title:

Resolution Awarding the Bid for the Kristy Drive Drainage Project

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Kristy Drive Drainage	Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**CONFIRMING THE AWARD OF A CONTRACT FOR
KRISTY DRIVE CUL-DE-SAC DRAINAGE REPLACEMENT PROJECT**

WHEREAS, the City of Beacon issued a Request for Bids for the Kristy Drive Cul-de-Sac Drainage Replacement project; and

WHEREAS, three bids were received in response to the City's Request for Bids; and

WHEREAS, on June 19, 2017 the three bids were opened and reviewed by consulting engineer John Russo, P.E. of Lanc and Tully Engineering and Surveying, P.C.; and

WHEREAS, City staff and consultant believe awarding the contract to B&K Excavation, Inc. of Pleasant Valley, NY to be in the best interest of the City of Beacon; and

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Kristy Drive Cul-de-Sac Drainage Replacement project be awarded to B&K Excavation, Inc. in the amount of \$70,773.00; and

BE IT FURTHER RESOLVED, the City Council of the City of Beacon authorizes entering into the Contract for Kristy Drive Cul-de-Sac Drainage Replacement project and the City Administrator is authorized to sign the Contract and take all actions necessary to implement its terms, subject to approval by the City Attorney as to form and substance of all such agreements.

Resolution No. _____ of 2017			Date: <u>July 3, 2017</u>				
<input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

City of Beacon Council Agenda
7/3/2017

Title:

Resolution to Accept the Dedication of a Portion of Judson Street

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Judson Street	Resolution
Judson Exhibits	Backup Material

**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. ____ 2017

OFFER OF DEDICATION FOR LAND USED FOR JUDSON STREET

WHEREAS, pursuant to Filed Map #8158 dated June 11, 1987, certain property located at 796 Wolcott Avenue was to be dedicated by Karn Management Corp. to the City of Beacon for the realignment of Judson Street; and

WHEREAS, there is no record of the City accepting the offer of dedication and Judson Street was nevertheless realigned and now encroaches upon a portion of 796 Wolcott Avenue; and

WHEREAS, the City must acquire ownership rights to the portion of 796 Wolcott Avenue encroached upon by Judson Street (the "Property") so that Judson Street can continue to operate as a City road; and

WHEREAS, the current owner of 796 Wolcott Avenue, Prospect Park Realty Syndicate, Inc. has executed a deed and supporting documents transferring the Property to the City; and

WHEREAS, the City Council after due consideration, has determined that the City should accept the offer of dedication of the Property.

NOW, THEREFORE, BE IT RESOLVED, that the City of Beacon City Council, in accordance with Article 8 of the State Environmental Conservation Law and 6NYCRR Part 617 and upon review of the EAF and all other materials prepared for this unlisted action, hereby adopts the attached Negative Declaration; and

BE IT FURTHER RESOLVED, that the Mayor or City Administrator are authorized to accept the offer of dedication of the Property and the Mayor or City Administrator are authorized to sign any and all documents necessary to implement this Resolution.

Resolution No. ____ of 2017			Date: <u>July 3, 2017</u>				
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

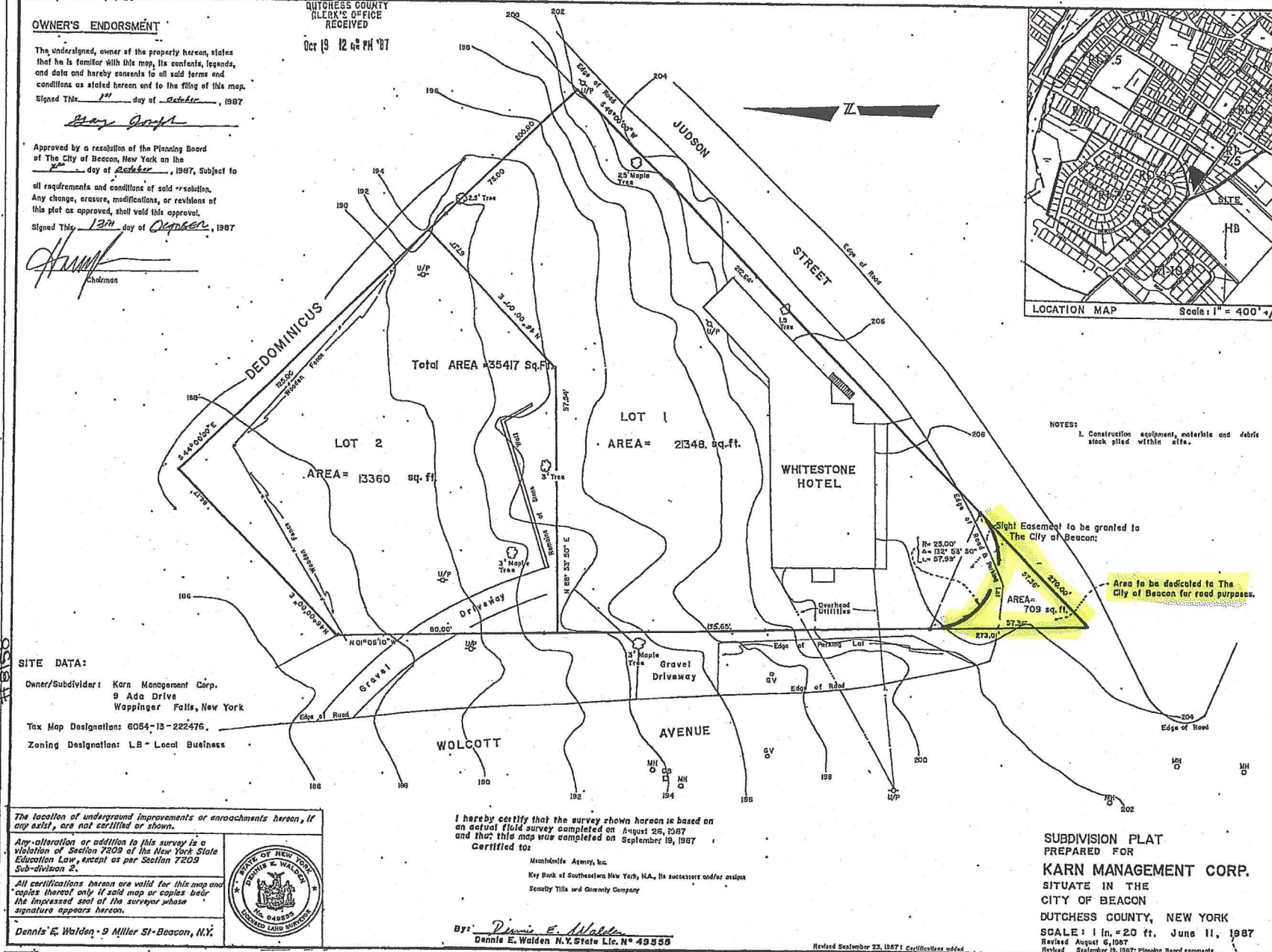
The undersigned, owner of the property hereon, states that he is familiar with this map, its contents, legends, and data and hereby consents to all said terms and conditions as stated hereon and to the filing of this map.

Signed This 2nd day of October, 1987

Approved by a resolution of the Planning Board
of The City of Beacon, New York on the
12th day of October, 1987, Subject to
all requirements and conditions of said resolution.
Any change, erasure, modifications, or revisions of
this plat as approved, shall void this approval.
Signed This, 13th day of October, 1987

Chairman

PUTCHESS COUNTY
CLERK'S OFFICE
RECEIVED
OCT 19 12 42 PM '87



Lamod Doc #: 231118158 Printed Page 1 of 1

FM #8158
FILED 10/19/1987

BARGAIN AND SALE DEED WITH COVENANT AGAINST GRANTOR'S ACTS
(INDIVIDUAL OR CORPORATION) FORM 8007

CAUTION: THIS AGREEMENT SHOULD BE PREPARED BY AN ATTORNEY AND REVIEWED BY ATTORNEYS FOR
SELLER AND PURCHASER BEFORE SIGNING.

THIS INDENTURE, made this 15 day of May, 2017,
between

PROSPECT REALTY SYNDICATE INC., having a place of business at 1100 Route 9, Fishkill, New
York 12524

party of the first part, and

CITY OF BEACON, a municipal corporation, having an address of One Municipal Plaza, Beacon, New
York 12508

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and No Cents
(\$10.00), lawful money of the United States, paid by the party of the second part, does hereby grant and
release unto the party of the second part, the heirs or successors and assigns of the party of the second
part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon
erected, situate, lying and being in the City of Beacon, County of Dutchess and State of New York, being
more particularly described in Schedule "A" annexed hereto and made a part hereof.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any
streets and roads abutting the above described premises to the center lines thereof,

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in
and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the
heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, covenants that the party of the first part has not done or suffered
anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the
party of the first part will receive the consideration for this conveyance and will hold the right to receive
such consideration as a trust fund to be applied first for the purpose of paying the cost of the
improvement and will apply the same first to the payment of the cost of the improvement before using
any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so
requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year
first above written.

PROSPECT REALTY SYNDICATE INC.

By: 
Name: AARON D. DAVIS
Title: PRESIDENT

STATE OF NEW YORK)
COUNTY OF DUTCHESS) ss.:

On the 15 day of May, 2016, before me, the undersigned, personally appeared Attilio De Dominicis, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

(Signature and office of individual taking acknowledgement)

PAUL B. SUPPLE
Notary Public, State of New York
No. 01SU4827109
Qualified in Dutchess County
My Commission Expires June 30, 2018

Deed

Title No. n/a

PROSPECT REALTY SYNDICATE INC.

To

CITY OF BEACON

Part of

Section: 6054

Block: 13

Lot: 223470

Town/City: East Fishkill

Return By Mail To:

Nicholas M. Ward-Willis, Esq.
Keane & Beane, P.C.
445 Hamilton Avenue, 15th Floor
White Plains, New York 10601

Reserve This Space For Use Of Recording Office:

SCHEDULE "A"

DESCRIPTION
AREA OF DEDICATION
LANDS OF PROSPECT REALTY SYNDICATE, INC.
CITY OF BEACON
DUTCHESS COUNTY, NEW YORK

All that certain plot, piece, or parcel of land situate in the City of Beacon, County of Dutchess, State of New York, said lands begin shown as an area to be dedicated to the City of Beacon for road purposes on a map entitled "Subdivision Plat Prepared for Karn Management Corp., Situate in the City of Beacon, Dutchess County, New York", dated June 11, 1987, prepared by Dennis E. Walden, L.S, said lands being more particularly bounded and described as follows:

BEGINNING at a point being the southwesterly corner of lands herein described, said point lying at the intersection of the easterly line of Wolcott Avenue with the northwesterly line of Judson Street;

THENCE running along the easterly line of said Wolcott Avenue, being the westerly line of lands herein described,

- (1) North 01 degrees, 06' 10" West, as per Filed Map No. 8158, a distance of 57.36 feet, to a point lying on the southerly line of Lot 1, as shown on the previously mentioned map;

THENCE running along the southerly line of said Lot 1, being the northerly line of lands herein described,

- (2) On a curve to the left, having a radius of 25.00 feet, an arc length of 57.99 feet, as defined by the chord South 67 degrees, 33' 05" East, 45.84 feet, to a point being the northeasterly corner of lands herein described and lying on the northwesterly line of Judson Street;

THENCE running along the northwesterly line of said Judson Street, being the southeasterly line of lands herein described,

- (3) South 46 degrees, 00' 00" West, a distance of 57.36 feet, to the point or place of BEGINNING;

Containing 0.016 ± acres.

Premises herein described being a portion of Tax Map Lot No. 223470, in Block 13, within Section 6054, as shown on the Tax Maps of the City of Beacon, Dutchess County, New York, dated 2015.

Premises herein described being a portion of the same premises as described in Instrument No. 21999-09238, as filed in the Dutchess County Clerk's Office.

Premises herein described being subject to any easements, rights-of-way, covenants or restrictions of record.

OFFER OF DEDICATION FOR LAND USED FOR JUDSON STREET

WHEREAS, pursuant to Filed Map #8158 dated June 11, 1987, certain property located at 796 Wolcott Avenue was to be dedicated by Karn Management Corp. to the City of Beacon for the realignment of Judson Street; and

WHEREAS, there is no record of the City accepting the offer of dedication and Judson Street was nevertheless realigned and now encroaches upon a portion of 796 Wolcott Avenue; and

WHEREAS, the City must acquire ownership rights to the portion of 796 Wolcott Avenue encroached upon by Judson Street (the "Property") so that Judson Street can continue to operate as a City road; and

WHEREAS, the current owner of 796 Wolcott Avenue, Prospect Park Realty Syndicate, Inc. has executed a deed and supporting documents transferring the Property to the City; and

WHEREAS, the City Council after due consideration, has determined that the City should accept the offer of dedication of the Property.

NOW, THEREFORE, BE IT RESOLVED, that the City of Beacon City Council, in accordance with Article 8 of the State Environmental Conservation Law and 6NYCRR Part 617 and upon review of the EAF and all other materials prepared for this unlisted action, hereby adopts the attached Negative Declaration; and

BE IT FURTHER RESOLVED, that the Mayor or City Administrator are authorized to accept the offer of dedication of the Property and the Mayor or City Administrator are authorized to sign any and all documents necessary to implement this Resolution.

City of Beacon Council Agenda
7/3/2017

Title:

Resolution to Award the Bid for the Control and Telemetry for the Water System Project

Subject:

Background:

ATTACHMENTS:

Description

Res. Control and Telemetry

Type

Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**CONFIRMING THE AWARD OF A CONTRACT FOR
THE CONTROL AND TELEMTRY FOR THE CITY OF BEACON WATER SYSTEM**

WHEREAS, the City of Beacon issued a Request for Bids for the Control and Telemetry for the Water System project; and

WHEREAS, three bids were received in response to the City's Request for Bids; and

WHEREAS, on June 21, 2017 the three bids were opened and reviewed by consulting engineer Bipin Gandhi, P.E. of Lanc and Tully Engineering and Surveying, P.C.; and

WHEREAS, City staff and consultant believe awarding the contract to Wittcon, Inc. to be in the best interest of the City of Beacon; and

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Control and Telemetry for the City of Beacon Water System project be awarded to Wittcon, Inc. in the amount of \$375,000; and

BE IT FURTHER RESOLVED, the City Council of the City of Beacon authorizes entering into the Contract for the Control and Telemetry for the City of Beacon Water System project and the City Administrator is authorized to sign the Contract and take all actions necessary to implement its terms, subject to approval by the City Attorney as to form and substance of all such agreements.

Resolution No. _____ of 2017			Date: <u>July 3, 2017</u>				
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

City of Beacon Council Agenda
7/3/2017

Title:

Resolution to Award the Bid for the Generator

Subject:

Background:

ATTACHMENTS:

Description

Res. Emergency Generator Service

Type

Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**CONFIRMING THE AWARD OF A CONTRACT FOR
THE PREVENTIVE MAINTENANCE SERVICE FOR EMERGENCY GENERATORS**

WHEREAS, the City of Beacon issued a Request for Bids for the Preventive Maintenance Service of Emergency Generators; and

WHEREAS, five bids were received in response to the City's Request for Bids; and

WHEREAS, on May 31, 2017 the five bids were opened and reviewed by the Highway Superintendent; and

WHEREAS, it is the Highway Superintendent's recommendation that the contract be awarded to Emergency Power Systems; and

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Preventive Maintenance Service for Emergency Generators be awarded to Emergency Power Systems in the amount of \$5,100; and

BE IT FURTHER RESOLVED, the City Council of the City of Beacon authorizes entering into the Contract for the Preventive Maintenance Service for Emergency Generators and the City Administrator is authorized to sign the Contract and take all actions necessary to implement its terms, subject to approval by the City Attorney as to form and substance of all such agreements.

Resolution No. _____ of 2017			Date: <u>July 3, 2017</u>				
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

City of Beacon Council Agenda
7/3/2017

Title:

Minutes of June 5 and June 19, 2017

Subject:

Background:

ATTACHMENTS:

Description	Type
2017-06-05 minutes	Minutes
2017-06-19 minutes	Minutes

Regular Meeting

These minutes are for the regular meeting of the Beacon City Council, held in the Municipal Center at One Municipal Plaza on June 5, 2017. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

Lee Kyriacou, At Large
George Mansfield, At Large
Peggy Ross, Ward One
Omar Harper, Ward Two
Pamela Wetherbee, Ward Three
Ali Muhammad, Ward Four
Randy Casale, Mayor

Council Members Absent/Excused:**Also Present:**

Anthony Ruggiero, City Administrator
Nick Ward-Willis, City Attorney

A moment of silence was observed for those who serve and have served in the US military

First Opportunity for Public Comments: Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight.

Speakers:

Jason Hughes: Showed 6 images to council and asked them to identify which one was not art. Feels that there is no code provision regarding the display of art on private property. Feels that what is happening to him is selective censorship. Feels that this practice makes the community weaker.

Samantha Britton: Said that she has been speaking on the same issue for a while now. Feels that the current formula for affordable housing does not address the current crisis. Single mothers and families should have priority. Thanked the Beacon Rec. Dept. for the positive steps they take for the environment. Mentioned how New Paltz has prohibited plastic shopping bags.

David Ross: Is concerned about locating the firehouse on the Dog Park site. Is worried about response time. Mentioned enhancing EMS services.

Clara Davis: Came to speak on the art/sign issue. Gave his credentials for commenting on the subject. Mentioned the quote – The Solution to Free Speech is More Free Speech. Hopes the City Council will have an open mind.

Daniel Aubrey: Recommends that the Council create a tourism committee to promote the City. Offered to serve on the committee.

Clark Gebman: Spoke about the Texaco site.

Theresa Kraft: Feels that Beacon's historical treasures are in jeopardy due to over development. If things continue, Beacon will be overpriced and over populated.

Community Segment:

Dennis Pavelock: Gave an update on the plans for Independence Day.

Public Hearings:**Special Use Permit for Property Located at 177 Main Street****Speakers:**

Clark Gebman: Would like to know why homeowners who live and raise their families in Beacon are not permitted to turn their homes into two family to pass on to their kids.

Motion to close the public hearing: Council Member Muhammad, second Council Member Harper
7-0

Council Member Reports:

Ali Muhammad: Thanked everyone for coming to the meeting. Gave an update on the Terrance Wright Basketball League. Asked to be updated on the sign/art issue.

Omar Harper: Attended the trail opening. Gave thanks to Michelle in the BHS Guidance Dept. who organized Career Day. Asked for clarification on the Charter changes.

Lee Kyriacou: Asked for an update on our Climate Smart status. Support the Clearwater sailing to Washington.

George Mansfield: Advised that the election process is beginning again and candidates will be going door to door to ask for signatures. Thanked the Greenway Trail committee for the work that they do. Referred to the trail by the gorge as the Grand Canyon of Beacon.

Pam Wetherbee: Attended the Greenway Trail opening. Was happy to see the stripping in the Towne Crier parking lot.

Peggy Ross: Agreed that the Greenway Trail is wonderful. Gave thanks to Tim Dexter for his presentation. Feels he is particularly valuable as a building inspector and carpenter. Mentioned that Tim presented some very interesting before and after photos of buildings in Main Street. Would to see about adding them to the website. Also, would like to look into curbside composting.

Jerry Landisi: Gave details on the Elder Abuse program in Poughkeepsie. Gave an update on the County's legislative items.

Anthony Ruggiero: no comments.

Mayor Randy Casale: Attended the Greenway Trail opening and thanked Jim Korn and the Committee for their vision and the work that they do. Gave the details of the community yard sale and the Community Choice Aggregation workshop.

Resolutions, Ordinances and Local Laws:**1. Resolution No. 59 - Granting a Special Use Permit for Property Located at 177 Main Street**

- Motion by Council Member Muhammad, second by Council Member Mansfield
7-0

2. Resolution No. 60 - to Appoint Brian Tortora as a Wastewater Treatment Plan Maintenance Helper

- Motion by Council Member Muhammad, second by Council Member Ross

7-0

3. Resolution No. 61 - to Appoint Russell Joseph as a Laborer in the Highway Department

- Motion by Council Member Muhammad, second by Council Member Wetherbee

7-0

4. Resolution No. 62 – to Appoint Helena Laurina to the Human Relations Commission.

- Motion by Council Member Mansfield, second Council Member Muhammad

7-0

5. Resolution No. 63 – in Support of Hudson River Sloop Clearwater’s Sail to Washington, DC to Maintain Clean Water and Other Environmental Protections

- Motion by Council Member Kyriacou, second Council Member Ross

7-0

Approval of Minutes of May 15, 2017:

- Motion by Council Member Muhammad, second by Council Member Wetherbee

7-0

Second Opportunity for Public Comments: Each speaker may have one opportunity to speak for up to three minutes on any subject matter on which the Council can take action.

Speakers:

Kelly Ellenwood: Advised that this the 28th year of the Calico Ball at the High School and gave details. Feels that it would be sad if our creative community had to be fearful to display their creations.

Ori Elan: Supports the “No Hate, No Fear” art and handed out copies of the message.

Adjournment:

- Motion by Council Member Muhammad, second by Council Member Ross

7-0

Next Workshop: June 12, 2017

Next Meeting: June 19, 2017

Regular Meeting

These minutes are for the regular meeting of the Beacon City Council, held in the Municipal Center at One Municipal Plaza on June 19, 2017. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

Peggy Ross, Ward One
Omar Harper, Ward Two
Pamela Wetherbee, Ward Three
Ali Muhammad, Ward Four
Randy Casale, Mayor

Also Present:

Anthony Ruggiero, City Administrator
Nick Ward-Willis, City Attorney

Council Members Absent/Excused:

Lee Kyriacou, At Large
George Mansfield, At Large

A moment of silence was observed for those who serve and have served in the US military

First Opportunity for Public Comments: Each speaker may have one opportunity to speak up to three minutes on any subject matter other than those which are the topic of a public hearing tonight.

Speakers:

Jason Hughes: Did not want to talk about the enforcement action against him. Does not believe that the City has a provision in the code which addresses art on private property.

Samantha Britton: Thinks that single mothers should receive priority for affordable workforce housing. Provided information regarding banning plastic shopping bags. See attachment 1. Loves the art at Ella's Bella's.

Melissa McGill: Referenced the June 8 letter regarding the Constellation installation on Bannerman's Island. Appreciates the work of the building department but expressed concern about the Building Department's decision to insert their power on art on private property. Has a long history with working with artists who use the written word and typography as their art medium.

Tom Conroy: Advised that the Howland Cultural Center has reviewed the plans for the neighboring property at 475 Main. Opposes the plan as it stands now. Believes that the current plan would negatively impact the neighborhood, shading their gardens and exacerbating the parking issues. See attachment 2.

Kelly Ellenwood: Read a letter which she provided in advance of the meeting. See attachment 3.

Theresa Kraft: Does not feel it is necessary that developers raise their buildings to 3-4 stories. The City needs to stop giving variances to every developer. Request that we slow down and remember what makes Beacon unique. See attachment 4

Daniel Wise: Supports freedom to display art on private property.

Community Segment:

Jackie Bucelot, Founder of the Kids R Kids Feeding Program: Jackie gave an overview of the summer food program and the activities that are planned. She added that she is very excited that they are collaborating with the Beacon Recreation Department. She invited everyone to the July 7 barbeque.

Reminded the audience that 46% of children in Beacon are eligible for reduced lunches because of income levels.

Christina Boryk, Executive Director of Rebuilding Together Dutchess County: Gave an overview of the various programs that Rebuilding Together offers qualified residents.

Council Member Reports:

Ali Muhammad: Thanked everyone for continuing to show up for council meetings. Asked that the council discuss “art on private property” at an upcoming meeting. Advised that the organizers of Beacon Hoops are asking for volunteers to take over the program. Gave an update on the Terrance Wright Basketball League. Expressed concern over the number of variances being requested. See Attachment 5.

Omar Harper: Beacon Hoops has been a huge part of summers in Beacon for many years. Reiterated the news that the organizers are wishing to retire and are asking for help so they can turn over the program to new organizers.

Lee Kyriacou: Excused

George Mansfield: Excused

Pam Wetherbee: Asked that the public and private art issue be discussed at a future workshop. Asked for an update on the noise complaints related to the Newburgh waterfront.

Peggy Ross: Thanked Councilman Muhammad for his comments on zoning variances. Encourages the public to attend planning and zoning board meetings. Thanked Jackie Bucelot for the Kids R Kids program and hopes that people will volunteer at the different sites. Thinks it would be good for high school kids. Feels that it is important to remember that today is Juneteenth (the day on which slaves were emancipated).

Mayor Randy Casale: Thanked both Jackie Bucelot and Christina Boryk for coming tonight to give updates on their programs. Gave details about summer camp and the pool reopening. Fireworks will be on Sat. July 1 with a rain date of July 2. Attended the grand opening of the Sallye Ander soap shop, which employs 14 people. He wishes them success. Mentioned that there will be a presentation about the CCA at the library. Gave info about the Police and Fire Youth Academies.

Resolutions, Ordinances and Local Laws:

1. Resolution to Appoint Jason Johnson to the Position of Detective Sargent in the Beacon Police Department.

- Motion by Council Member Muhammad, second by Council Member Harper
5-0

2. Resolution Award the Bid for the Liquid Phase Product Odor Control System

- Motion by Council Member Muhammad, second by Council Member Ross
5-0

3. Resolution to Reject Bids Received for the South Interceptor Sewer Project

- Motion by Council Member Muhammad, second by Council Member Ross
5-0

Second Opportunity for Public Comments: Each speaker may have one opportunity to speak for up to three minutes on any subject matter on which the Council can take action.

Speakers:

Marie Greener: Concurs with the other speakers regarding the building department issuing the violations on art on private property. Feels that this action against the artist, Rick Rogers and John Lennon is very uncool.

Josh McKibble: Attended the presentation by Tim Dexter about the Renaissance of Beacon where he state that the code department was responsible for Beacon's turnaround. Feels that the arts had a large contribution to that effort as well. Mentioned that the recent violation is an act of selective enforcement. State that this action is a bad idea and will give way to bad press. Does not see how a John Lennon quote can be considered signage.

Lisa Marie Martinez: Asked where on the website the can she find the Safe and Welcoming City resolution.

Adjournment:

- Motion by Council Member Muhammad, second by Council Member Wetherbee
5-0

Next Workshop: June 26, 2017

Next Meeting: July 3, 2017

Memo to Sammy

5/29/17

Re: Plastic Bag Ban

This is the link for the actual law that New Paltz passed:

<http://ecode360.com/search/NE0076?query=plastic+bag>

New Paltz banned retailers from providing disposable plastic bags to customers. However, this does not include plastic bags for produce or meat.

Bans on plastic bags are gaining in popularity. Nine municipalities in New York State, including 5 in Westchester County, have now banned the use of plastic bags.¹

Citizens recognize that are harmful to the environment and cannot be recycled. "The plastic bags create unsightly litter, clog storm drains, and are produced with depleting natural resources."²

Plastic bags create litter, clog drains, endanger animals, contaminate our water, and cannot be recycled. Adding to these difficulties is the fact that plastic bags cannot be recycled. The Beacon community knows this better than most communities as plastic bags are the single-most problematic contaminant at ReCommunity, a privately-owned facility in Beacon that handles the majority of solid-waste recycling in Dutchess County. Plastic bags have no value as a commodity and routinely jam the facility's massive sorting system.³

The Dutchess County Material Recovery Facility (MRF) confirms that the plastic bags is one of the top 3 contaminants in commercial recycling facilities. If the bags are not handpicked out of the rest of the materials at the start of the process, the thin film plastic gets stuck in the MRFs machines. Since a large number of bags cannot be captured by workers, this causes numerous shut downs and unsafe conditions.⁴

¹ Hudson Valley Town Bans Plastic Bags, by Bobby Welber June 3, 2016, Hudson Valley Town Bans Plastic Bags, <http://hudsonvalleypost.com/hudson-valley-town-bans-plastic-bags/?trackback=tsmcliphttp://hudsonvalleypost.com/hudson-valley-town-bans-plastic-bags/>

² <http://www.co.dutchess.ny.us/CountyGov/Departments/SolidWasteMgmt/Information-Regarding-Plastic-Bags.pdf>

³ Plastic Bags: Scrutiny Over Bans, Fees Heats Up, John Ferro and Jon Campbell , Poughkeepsie Journal Published 5:44 p.m. ET March 24, 2017, <http://www.poughkeepsiejournal.com/story/tech/science/environment/2017/03/24/plastic-bags-ban-environment-ulster-dutchess/99580712/>

⁴ <http://www.co.dutchess.ny.us/CountyGov/Departments/SolidWasteMgmt/Information-Regarding-Plastic-Bags.pdf>

This past March, Gov. Andrew Cuomo launched the New York State Plastic Bag Task Force, to propose legislation to address the detrimental impact of plastic bags on the state's environment.⁵ The task force has proposed legislation that 1) bans plastic bags at retail shops, 2) will cause consumers to be charged 5 cents per disposable bag, and 3) will allow the retailer sellers to keep this fee. At this point, Gov. Cuomo has declined to support this legislation because he advocates that the 5 cent fee paid by consumers should be contributed to cleaning up the plastic bag waste and not be a windfall to retailers. At 5 cents per bag, it is estimated that retailers could collect up to \$100,000 in 5 cent fees that they can keep as profit. Other people say that retailers should be permitted to keep these bag fees to offset the cost of paper bags. Although the purpose of regulating plastic bags seems to be similar, help the environment and decrease litter, municipalities have put their own spin on such laws. Some towns allow retailers to keep the bag fees for their own profit to offset the cost of paper bags, some towns have increased the fee to 10 cents to strongly discourage consumers from using plastic bags, some towns have completely banned plastic bags (with some exceptions), and some towns have not banned plastic bags but have made a "fee per bag" mandatory.

Dutchess County representative, Micki Strawinski, a Democrat in Red Hook, supports a plastic bag ban and favors an outright ban, rather than a fee. Indeed, the issue of what happens after a customer pays a fee prompted the state to block New York City's law.⁶

⁵ Governor creates a 'plastic bag task force' to address NY's bag problem, by Charley Hannagan, March 13, 2017, http://www.syracuse.com/news/index.ssf/2017/03/governor_creates_a_plastic_bag_task_force_to_address_nys_bag_problem.html

⁶ Plastic Bags: Scrutiny Over Bans, Fees Heats Up, John Ferro and Jon Campbell, Poughkeepsie Journal Published 5:44 p.m. ET March 24, 2017, <http://www.poughkeepsiejournal.com/story/tech/science/environment/2017/03/24/plastic-bags-ban-environment-ulster-dutchess/99580712/>

Village of New Paltz, NY

Ulster County

Home

Help

Enter:

16 results for: plastic bag

Code

§ 160-4 Restriction on checkout bags.

bags

Any person engaged in retail sales shall provide only reusable **bags** and/or recyclable, biodegradable **bags** and/or recyclable paper **bags** as checkout **bags** to customers.

Retail Checkout Bags

160-3{3} PLASTIC PRODUCE BAG

bag
plast

A **bag** made of very thin **plastic** used to transport produce, meats or other items selected by customers.

Retail Checkout Bags > Definitions.

160-3{1} CHECKOUT BAG

bag
bags
plast
plast

A carry-out **bag** that is provided to a customer at the point of sale. The term "checkout **bag**" does not include **plastic** produce **bags**, garment **bags**, or **plastic bags** measuring 28 inches by 36 inches or larger in size.

Retail Checkout Bags > Definitions.

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160-3{2} GARMENT BAG

bag
plast

A large **plastic bag** with two openings that is used to transport clothing from a clothing retailer or a garment cleaner such as a dry cleaner.

Retail Checkout Bags > Definitions.

160-3{6} REUSABLE BAG

bag
plast

A **bag** with handles that is specifically designed and manufactured for multiple reuse and is: Made of cloth or other fabric; and/or Made of durable **plastic** that is at least 2.25 mils thick.

Retail Checkout Bags > Definitions.

§ 160-1 Legislative purpose.

bags
plast

The intent of this chapter is to improve the environment in the Village of New Paltz by encouraging the use of reusable checkout **bags** and banning the use of **plastic bags** for retail checkout of purchased goods. Retail establishments are encouraged to make reusable **bags** available for sale.

Retail Checkout Bags

§ 160-6 Effective date.

bags
plast

This chapter shall become effective on April 1, 2015, to allow retail establishments to dispose of their existing inventory of **plastic** checkout **bags** and convert to alternative packaging materials.

Retail Checkout Bags

§ 160-2 Findings.

bags
plast

Plastic **bags** often are discarded into the environment and end up polluting our waterways, clogging sewers, endangering marine life, and causing unsightly litter. These **bags** last hundreds of years in landfills and are a potential source of harmful chemicals when they do break down.

Retail Checkout Bags

160-3{4} RECYCLABLE PAPER BAG

bag

A paper **bag** that should have the following characteristics: Contains no old growth fiber; Is 100% recyclable overall and contains a minimum of 40% postconsumer recycled content; and Displays the words "reusable" and "recyclable" on the outside of the **bag**.

Retail Checkout Bags > Definitions.

Ch 160 Retail Checkout Bags

bags

[HISTORY: Adopted by the Board of Trustees of the Village of New Paltz 10-22-2014 by L.L. No. 14-2014 . Amendments noted where applicable.] GENERAL REFERENCES Shopping carts — See Ch. 166 .

§ 163-31 Prohibited wastes or waters.

plast

... shredded. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, **plastics**, wood, paunch manure or any other solid or viscous substance capable of causing obstruction to the

Sewers > Use of Public Sewers

§ 113-5 Permits.

plast

... film. Cellulose nitrate **plastics** (pyroxylin): To store, keep, ... pounds of cellulose nitrate **plastics** (pyroxylin). To manufacture ... of cellulose nitrate **plastics** (pyroxylin) which shall ... the use of

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cellulose nitrate **plastics** (pyroxylin) in the ... aluminum, coal, cocoa, **plastics**, magnesium, spices, sugar, ...

Fire Prevention

§ 124-4 Accumulation of waste and other materials.

bags

... raked to the curbline for collection; or, containerization will only be allowed in biodegradable **bags**.
[Amended 11-16-2005 by L.L. No. 9-2005] As used herein, the term "construction materials" ...

Grass, Rubbish and Trash > Rubbish and Trash

§ 212-21 Awnings and canopies.

plast

... of an awning or canopy. In the Gateway District, no awnings or canopies shall be made of metal or **plastic**. Internal lighting may be used only if the awning or canopy is opaque. Sign; lettering. Any ...

Zoning > Supplementary Lot, Height and Yard Regulations

212-5B{151} SIGN

plast

... exempt sign(s) under § 212-25C on the premises shall not be included. BANNER A piece of cloth, **plastic** or similar pliable material attached at one or more points to a pole, staff or other support.
BENCH ...

Zoning > General Provisions > Definitions.

§ DL-1 Disposition of legislation.

bags

... Art. II ; Ch. 191 ; Ch. 195 ; Ch. 198 ; Ch. 207 ; Ch. 212 14-2014 10-22-2014 Retail checkout **bags** Ch. 160
1-2015 12-10-2014 Personnel policies repealer Ch. 35, reference only 2-2015 1-14-2015 ...

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