



CITY OF BEACON, NEW YORK  
ONE MUNICIPAL PLAZA  
BEACON, NY 12508

Mayor Randy Casale  
Councilmember Lee Kyriacou, At Large  
Councilmember George Mansfield, At Large  
Councilmember Terry Nelson, Ward 1  
Councilmember John E. Rembert, Ward 2  
Councilmember Jodi M. McCredo, Ward 3  
Councilmember Amber J. Grant, Ward 4  
City Administrator Anthony Ruggiero

July 1, 2019  
12:00 AM  
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.

**Reports:**

- Council Member Amber J. Grant
- Council Member John E. Rembert
- Council Member Lee Kyriacou
- Council Member George Mansfield
- Council Member Jodi M. McCredo
- Council Member Terry Nelson
- City Administrator, Anthony Ruggiero
- County Legislators
- Mayor Randy Casale

**Local Laws and Resolutions:**

1. Resolution to Set Public Hearing Regarding Application for Special Use Permit for Accessory Apartment at 27 Fowler Avenue for July 15, 2019
2. Resolution Commenting on the Danskammer Buildout Proposal
3. Resolution Authorizing Change Order #1 Regarding the Main Street Improvements Project

**Approval of Minutes:**

- City Council Meeting Minutes May 20, 2019
- City Council Meeting Minutes June 3, 2019
- City Council Meeting Minutes June 17, 2019

**Budget Amendments:**

- Budget Amendments

**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**  
**7/1/2019**

**Title:**

**Resolution to Set Public Hearing Regarding Application for Special Use Permit for Accessory Apartment at 27 Fowler Avenue for July 15, 2019**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
Resolution to Set Public Hearing on a Special Use Permit for 27 Fowler Avenue for July 15, 2019	Resolution



**CITY OF BEACON  
CITY COUNCIL**

**RESOLUTION NO. \_\_\_\_ OF 2019**

**RESOLUTION TO SET PUBLIC HEARING ON A SPECIAL USE PERMIT FOR 27  
FOWLER AVENUE FOR JULY 15, 2019**

**BE IT RESOLVED**, that the Beacon City Council hereby sets a Public Hearing to discuss a Special Use Permit for 27 Fowler Avenue for July 15, 2019.

<b>Resolution No. ____ of 2019</b>			<b>Date: <u>July 1, 2019</u></b>				
<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
		<b>Terry Nelson</b>					
		<b>Jodi McCredo</b>					
		<b>George Mansfield</b>					
		<b>Lee Kyriacou</b>					
		<b>John Rembert</b>					
		<b>Amber Grant</b>					
		<b>Mayor Randy J. Casale</b>					
<b>Motion Carried</b>							

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**Resolution Commenting on the Danskammer Buildout Proposal**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
Resolution Commenting on the Danskammer Buildout Proposal	Resolution



## **CITY COUNCIL**

Resolution No. \_\_\_\_ of 2019

### **RESOLUTION COMMENTING ON THE DANSKAMMER BUILDOUT PROPOSAL**

**WHEREAS**, Danskammer Energy, LLC (“Danskammer”), seeks a permit through the State’s Article 10 power plant siting process to build and operate a new gas-fired power plant with a potential generating capacity of 525-575 megawatts on the shores of the Hudson River in the Town of Newburgh, referred to as the Facility Repowering Project, and

**WHEREAS**, the City Council has received and reviewed presentations on the proposed Facility Repowering Project from Danskammer and from Scenic Hudson, and received public comments from residents expressing concerns and opposition to the project; and

**WHEREAS**, the current power plant located at the site operates only when electric generation demand reaches a peak so that it operates about 5%-10% of the year to meet peak power demand; and

**WHEREAS**, when the current plant was in full operation, it was the largest single source of air pollution in the Hudson Valley, and a major contributor to the area’s “D” rating in air quality from the American Lung Association [confirm]; and

**WHEREAS**, the new power plant would operate year-round as a base load facility and if built would have a decades-long lifespan; and

**WHEREAS**, the new facility would use an air cooled-condensing system which will eliminate use of the Hudson River’s water for cooling; and

**WHEREAS**, the new power plant would use fracked natural gas as its primary fuel, with provisions to use ultra-low sulfur diesel (ULSD) for up to 30 days as a back-up fuel; and

**WHEREAS**, New York State banned fracking to protect our health and protect the climate, but this facility would use fracked gas, which is especially dangerous to air and water quality of the communities outside of New York from which it is extracted, and the City of Beacon does not seek increased harms on any community, including outside of New York State; and

**WHEREAS**, fugitive methane from fracking, pipelines, compressor stations and other transport is a highly potent greenhouse gas; and

**WHEREAS**, gas-powered plants produce pollution that harms local air quality and

the public's health through release of contaminants; and

**WHEREAS**, children, the elderly and anyone with a pre-existing health condition affecting their lungs, such as asthma or emphysema, are especially vulnerable; and

**WHEREAS**, the new gas-powered plant operating at baseload capacity would produce pollution that will fuel the growing climate crisis, contrary to the interests of the City of Beacon and in contradiction to the State's Energy Plan and Clean Energy Standard of 50% renewable energy generation to be available on the electric grid by 2030, which Governor Cuomo more recently increased to 100% by 2040; and

**WHEREAS**, the city recognizes the critical economic importance of local construction and permanent jobs at living wages; and

**WHEREAS**, Danskammer has filed a Preliminary Scoping Statement with the Siting Board, which informs the Siting Board, other public agencies, and communities about the project, including a description of the proposed facility, potential environmental and health impacts, proposed studies to evaluate those impacts, proposed mitigation measures and reasonable alternatives to the project; and

**WHEREAS**, Danskammer will conduct various studies to identify and evaluate the potential impacts of a project on the environment, public health, and other public interest factors; and

**WHEREAS**, after the public involvement program and preliminary scoping statement are filed, Danskammer must then submit a formal Article 10 application to the Siting Board, which includes the same information as the preliminary scoping statement but in greater detail; and

**WHEREAS**, the City Council recognizes that Danskammer is at the beginning of the approval process and must still hire experts, conduct various planned studies, file its Article 10 application, and conduct public hearings before obtaining final approval to construct the project.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Beacon based on the information currently before it, opposes the construction of a new power plant on the Hudson River in the Mid-Hudson Valley; noting that the Council will fully and objectively take into account any new and additional information provided by way of the full formal Article 10 application process; and further noting that for a positive recommendation, such additional information would have to demonstrate the statewide necessity of such additional power capacity, as well as the statewide inability to provide any alternative timely sources with lesser impacts on air quality and economic harm in less populated areas.

**BE IT FURTHER RESOLVED**, that the City Council of the City of Beacon urges Governor Cuomo and the Power Plant Siting Board convened under Article 10 of the State Public Service Law to consider the concerns stated herein as well as the city's current stance regarding a new power plant in the Hudson Valley when considering Danskammer's proposal to build and operate a larger, new facility.

**BE IT FURTHER RESOLVED**, that the City Council of the City of Beach urges Governor Cuomo and New York State to focus economic development resources into the Hudson Valley to provide living wage jobs for the construction and operation of clean power generation, brownfield clean-up, or other appropriate economic development projects in an area with the physical beauty, extensive tourism assets and population as has the Hudson Valley.

**BE IT FURTHER RESOLVED**, that the City Clerk of the City of Beacon is directed to submit this statement to the Public Service Commission and to send a copy of this resolution to Governor Andrew Cuomo.

Resolution No. _____ of 2019			Date: July 1, 2019				
Amendments						2/3 Required	
Not on roll call.			On roll call			3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		<b>Terry Nelson</b>					
		<b>John Rembert</b>					
		<b>Lee Kyriacou</b>					
		<b>George Mansfield</b>					
		<b>Jodi McCredo</b>					
		<b>Amber Grant</b>					
		<b>Mayor Randy Casale</b>					
<b>Motion Carried</b>							

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**Resolution Authorizing Change Order #1 Regarding the Main Street Improvements Project**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
Resolution Authorizing Change Order #1 for the Main Street Improvements Project	Resolution



## BEACON CITY COUNCIL

Resolution No. \_\_\_\_\_ of 2019

### RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE MAIN STREET IMPROVEMENTS PROJECT

**WHEREAS**, replacement of existing paved sidewalk located in the cul-de-sac on the west end of Main Street has been added to the Main Street Improvements Project in order to create a complete, uninterrupted linear sidewalk along the north side of Main Street.

**NOW THEREFOR BE IT RESOLVED**, that the City of Beacon City Council authorizes the Mayor or City Administrator to approve a change order in the amount of \$18,208.91 for the Main Street Improvements Project.

Resolution No. _____ of 2019			Date: July 1, 2019				
Amendments						2/3 Required	
Not on roll call.			On roll call			3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Terry Nelson					
		John Rembert					
		Lee Kyriacou					
		George Mansfield					
		Jodi McCredo					
		Amber Grant					
		Mayor Randy Casale					
		Motion Carried					

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**City Council Meeting Minutes May 20, 2019**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
City Council Meeting Minutes May 20, 2019	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 May 20, 2019. Please note that the video recording of this meeting is available at <https://vimeo.com/337527874>

**Council Members Present:**

Lee Kyriacou, At Large  
George Mansfield, At Large  
Terry Nelson, Ward One  
John Rembert, Ward Two  
Jodi McCredo, Ward Three  
Amber Grant, Ward Four  
Randy Casale, Mayor

**Council Members Absent:****Also Present:**

Anthony Ruggiero, City Administrator  
Nick Ward Willis, City Attorney

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

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**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:**

Robert Lanier

Mr. Lanier sked the Council for No Parking Signs at the intersection of Sycamore Drive and Sargent Avenue due to sight distance issues that make the intersection unsafe.

Air Rhodes

Ms. Rhodes spoke out against the proposed Danskammer project in Newburgh. She thanked Scenic Hudson, River Keeper, and County Legislator Nick Page for their help in writing a resolution stating the City's disapproval. The new project would increase pollutants contributing to climate change, it is also vulnerable to flooding. It may increase lung cancer cases and lead to poor agricultural yields.

Theresa Kraft:

Ms. Kraft stated that Verizon may have slipped stuff past the City. Do not erase historic streetscapes. New development is threatening Beacon's viewsheds and historic resources. There is a disregard for Beacon's history. Beacon needs a building moratorium enacted immediately.

Elaine Ciaccio

Ms. Ciaccio asked for clarification on any changes to the law for accessory apartments. She asked why the setbacks in residential neighborhoods were lessened? And, should condos be assessed at such a high rate?

Stosh Yankowski

Mr. Yankowski asked the Council to reject the Ferry Landing project by using eminent domain and taking the property.

Nicole Wooten

Ms. Wooten is a representative of the Conservation Advisory Committee. All are welcome to attend their meetings on the first Wednesday of each month at 7 pm in the conference room in City Hall. She made three points.

1. The CAC supports a greenhouse gas inventory of government and resident sectors. Land use and land types should be considered in future studies.
2. The CAC opposes the proposed Danskammer project.
3. Thank you to everyone who came to the Earth Day clean ups.

Sergie Krasikov

Mr. Krasikov spoke against the proposed Danskammer project. The proposal will result in 10 times the amount of current pollution. Within 30 years 100% of the facility will be in a flood zone.

### **Presentations:**

#### **Scenic Hudson Presentation Regarding Proposed Danskammer Project**

#### **Presenter Nikki Chung, Environmental Outreach Organizer**

To view the presentation, please see the agenda for this meeting at [cityofbeacon.org](http://cityofbeacon.org)

Ms. Chung took the Council through a presentation describing the history of Danskammer's plant in Newburgh, New York. She compared the existing plant to the proposed plant. Danskammer is currently in the second of six steps in order to build a new power plant. The new plant would emit harmful air pollutants which can cause asthma and other chronic conditions. A spill would compromise surface, ground and drinking water. There is also a potential for flooding. We will be locked into centuries or more of negative environmental impacts. The new plant would run more than 75% of the time. The annual total air emissions would increase tenfold or more. There would be no actual increase in the number of jobs at the facility. The revenues from construction would only go to the Town of Newburgh and the Town of Marlboro. The site, along with the plumes will be an eyesore.

She suggested that the City of Beacon apply for party status. Doing so will allow the City to file documents on the administration record, be eligible for intervener funding, participate in stipulations in the trial type evidentiary hearing, and stay informed. She recommends the Council pass a resolution taking a stance against the proposed Danskammer project. Ms. Chung took questions.

George Mansfield

Can the current plant run more than five percent of the time?

Nikki Chung

I will get back to you on that.

Lee Kyriacou

Mr. Kyriacou reiterated Council person Mansfield's comments about the importance of finding out the frequency with which the new plant would run and what the resulting pollution would be.

Amber Grant

Will the freedom from fossil Fuels Act have any effect on this?

Ms. Chung was not aware.

George Mansfield

Are there any organizations in support of this project?

Ms. Chung

Yes, the Town of Newburgh and the Town of Marlboro because it will bring more tax revenue – however this became a point of contention and Ms. Chung conceded that she was not sure.

### **Information Session for Public Comment on Preliminary Draft Zoning Code Tables Schedule of Uses and Rezoning of Certain Properties**

John Clarke

Mr. Clarke stated that the city's current zoning tables are a piggyback system where one district may be dependent upon the uses of a previous district with additions and subtractions along the way. This system makes it difficult to follow the trail and determine what uses are allowed in what districts. He put together a more user-friendly chart version of the tables. There were at least four workshops with the City Council who decided to put together a subcommittee to work on this project.

He is proposing six changes

1. Creating a simple x-y axis chart grouped by use types
2. Combine Off-Street Parking (PB) and Office Business (OB) into Transitional (T) zone with a few additional uses
3. Combine Local Business (LB) and General Business (GB) districts

4. Eliminate multiple non-industrial uses in Heavy Industrial (HI)
  5. Reduce the number of required Special permits
  6. Add several new uses:
    - Vehicle Sales or Rental Lot
    - Animal Care Facility
    - Golf Course
- Eliminate a few uses:
- Ski Facility
  - Tattoo Parlor
  - Retail Truck or Trailer

Dimensional Tables:

1. Add standards for new Transitional (T) district
2. Decrease some front setbacks in R1 districts and increase side setbacks in RD districts
3. Add dimensional standards (setbacks, building height, building coverage, minimum open space) instead of Floor Area Ratio
4. Eliminate more than half of the existing footnotes

Lee Kyriacou:

Properties near Main Street are no longer zoned the same as Main Street. Almost no changes will affect single family residential zones. Definitions have now been standardized across different districts to cut down on confusion and increase clarity.

Kelly Ellenwood

Ms. Ellenwood hopes that the previous zoning records are kept for historic preservation purposes.

She continued by saying that artist live/work spaces not permitted in R zones are still not permitted. Artist studio, art gallery, and exhibit spaces were not permitted before but now would be permitted with a special use permit. Accessory uses to residential would include home office, and artist studio included as a "home occupation" which results in a net increase from where it was before.

Theresa Kraft

How do we lock out drastic changes by limiting people from getting variances?

Nick Ward Willis

We can't legally do that in New York State. We need to provide people with the option of applying for a variance.

Denny Myer

Will artist-live-work space combine gallery or exhibit be allowed in the T zone?

John Clark

Yes

Denny Myer

When will this be approved?

Mayor Casale

We'll need a public hearing but before then we need to make some more text changes. Hopefully by the end of the year but there is still a lot of work. If anyone has questions or comments please get in touch with us soon.

Air Rhodes

What is the enforcement side of the new zoning regulations?

George Mansfield

We need to make sure that people are aware of the changes when they go into effect.

Mayor Casale

If you see something, tell the building department and they will take care of it. Also, before these new regulations go into effect, the City will make sure everyone knows about them by putting the changes on [cityofbeacon.org](http://cityofbeacon.org) and sending out a robotic call.

Elaine Ciaccio

If setbacks get changed in the R1 district, they will stand out and that will not be good.

John Clarke

Setbacks were designed to allow more flexibility to match with historical neighborhoods.

### **Public Hearings:**

**Public Hearing on Proposed Local Law to Delete Chapter 183 and Amend Chapter 223 Sections 15 and 63 of the Code of the City of Beacon Regarding the Sign Local Law Adjourned Until June 3, 2019**

### **Council Member Reports:**

#### Amber Grant:

Ms. Grant thanked the Garden Club for the Blue Star Memorial and their years of service to Beacon. She would like to discuss the Danskammer facility.

John Rembert:

Mr. Rembert thanked Gary Barrack and the Tioronda Garden Club for dedicating the Blue Star Memorial. He also thanked the Mayor, City Administrator, and Public Works for their efforts in the project.

Lee Kyriacou:

Mr. Kyriacou would like the City Assessor to come and discuss the assessment of condominiums. He thought they were undervalued.

George Mansfield:

Mr. Mansfield congratulated Florence Northcutt on her recent honor. He said she is one of the “true saints of Beacon.”

Jodi McCredo:

Ms. McCredo reminded everyone that the Howland Public Library has several community conversations coming up; the schedule is as follows: Beacon Elks Club at 6 pm on May 22, Howland Cultural Center on May 24 at 10 am, Beacon Historical Society on June 5 at 6 pm, and the University Settlement Camp on June 22 at 3 pm.

Please go out to vote for the school board and budget elections. She is looking forward to discussing a building moratorium.

Terry Nelson:

Mr. Nelson thanked the Rombout Middle School principal for hosting a successful art and cultural event.

Mayor Casale:

Mayor Casale reappointed Norman McCloud to the Beacon Housing Authority.

The Mayor announced an update to the B Free Loop Bus summer schedule, please see [cityofbeacon.org](http://cityofbeacon.org) to view the schedule.

Grievance Day will be May 22<sup>nd</sup> at City Hall.

The Mayor thanked the Tioronda Garden Club for their donation of a Blue Star Memorial.

Mayor Casale reminded everyone that there will be a Memorial Day Parade on May 27<sup>th</sup> on Main Street at 1 pm.

Mayor Casale reminded everyone that there will be an event called Rock Out For Mental Health on June 1<sup>st</sup> at Pete and Toshi Seeger Riverfront Park. The goal of the event is to raise awareness of health services available in the greater Beacon area.

Mayor Casale reminded everyone to vote at the upcoming school board election.

**Resolutions, Ordinances and Local Laws:**

**1. A Resolution to Set a Public Hearing on Local Law to Create Chapter 106, Article III of the Code of the City of Beacon Concerning the Energize New York Open C-PACE Financing Program for June 3, 2019**

- Motion by Council person Rembert
- Second by Council person Nelson
- Resolution passes 6-0

**2. A Resolution to Set Public Hearing on the Application of Orange County-Poughkeepsie Limited Partnership Verizon Wireless Regarding 110 Howland Avenue for June 17, 2019**

- Motion by Council person Rembert
- Second by Council person McCredo
- Resolution passes 6-0

**3. A Resolution Authorizing the Appointment of a Part-Time Dispatcher for the Police Department**

- Motion by Council person Nelson
- Second by Council person McCredo
- Resolution Passes 7-0

**4. A Resolution Awarding Contract to J & J Equipment for Portable Video Inspection System**

- Motion by Council person Grant
- Second by Council person Mansfield

- Resolution passes 7-0

**5. A Resolution Authorizing the Implementation, and Funding in the First Instance 100% of the Federal Aid Program Aid Eligible Costs, of a Transportation Federal Aid Project, and Appropriating Funds Therefore Regarding Main Street Accessibility Improvements**

- Motion by Council person McCredo
- Second by Council person Nelson
- Resolution passes 7-0

**6. A Resolution Authorizing the Implementation, and Funding in the First Instance 100% of the Federal Aid Program Aid Eligible Costs, of a Transportation Federal Aid Project, and Appropriating Funds Therefore Regarding the Installation of the Pedestrian Signal Development Project**

- Motion by Council person Rembert
- Second by Council person McCredo
- Resolution passes 7 - 0

**7. A Resolution Authorizing Change Order Regarding the Fairview Water Tank Project**

- Motion by Council person Rembert
- Second by Council person Mansfield
- Resolution passes 7-0

**Approval of Minutes**

Motion to approve council minutes from May 6, 2019

- Motion by Council person Grant
- Second by Council person McCredo
- Motion passes 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:**

There were no speakers.

**Adjournment:**

- Motion by Council person Rembert
- Second by Council person Mansfield
- Motion passes 7-0

Next Workshop: May 28, 2019

Next Meeting: June 3, 2019

<b>Resolution No. ____ of 2019</b>			<b>Date: <u>July 1, 2019</u></b>				
<input type="checkbox"/> <b>Amendments</b>			<input type="checkbox"/> <b>On roll call</b>			<input type="checkbox"/> <b>2/3 Required.</b>	
<input type="checkbox"/> <b>Not on roll call.</b>						<input type="checkbox"/> <b>3/4 Required</b>	
<b>Motion</b>	<b>Second</b>	<b>Council Member</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Reason</b>	<b>Absent</b>
		<b>Terry Nelson</b>					
		<b>Jodi McCredo</b>					
		<b>George Mansfield</b>					
		<b>Lee Kyriacou</b>					
		<b>John Rembert</b>					
		<b>Amber Grant</b>					
		<b>Mayor Randy J. Casale</b>					
		<b>Motion Carried</b>					

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**City Council Meeting Minutes June 3, 2019**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
City Council Meeting Minutes June 3, 2019	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 3, 2019. Please note that the video recording of this meeting is available at <https://vimeo.com/340117797>

**Council Members Present:**

Lee Kyriacou, At Large  
George Mansfield, At Large  
Terry Nelson, Ward One  
Jodi McCredo, Ward Three  
Amber Grant, Ward Four  
Randy Casale, Mayor

**Council Members Absent:**

John Rembert, Ward Two

**Also Present:**

Anthony Ruggiero, City Administrator  
Nick Ward Willis, City Attorney

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

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**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:**

Theresa Kraft

Public hearings and resolutions shouldn't be held on the same night for the same topic, this does not allow enough time to consider the public's comments. If new zoning guidelines become law, that law should be followed by all of the city's boards. Furthermore, special permits and variances should not be given on a whim. The new developments are not compatible with the existing city streetscapes.

Dennis Pavelock

Property taxes are too high. The city can save money by avoiding hiring consultants.

Stosh Yankowski

Mr. Yankowski clarified his comments from a previous meeting, stating that he is speaking out against 5G technology in order to keep everyone safe, particularly children. Hundreds of studies exist showing that 3G and 4G technology have negative biological effects. The World Health Organization has declared electromagnetic radiation from cell phones to be a possible carcinogen. Additionally, in a school in California seven people developed cancer; after a negotiation with Sprint, a nearby cell phone tower was removed.

**Community Segment:****Independence Day Events Presentation:**

Dennis Pavelock presented on the upcoming Declaration of Independence Reading event on Independence Day at City Hall. He stated that the number of guests at the event has steadily increased since the event began in 2011. The event will appeal to people of all ages. It will be at 11 am on July 4<sup>th</sup> at City Hall.

**Rock Out for Mental Health Presentation:**

Reuben Simmons and Brooke Simmons gave a report on the Rock Out for Mental Health event held on June 1, 2019 at Pete and Toshi Seeger Riverfront Park. The event was highly successful, service providers, musicians and local businesses all helped make the event a success. The service providers spanned everything from children, to wellness, to intervention services. They wanted to connect people to services faster and they provided free walk up Narcan training. They trained and equipped over one hundred people in the use of Narcan. She thanked the City of Beacon for their support. Other municipalities have reached out to her to bring the event to their hometowns.

Reuben Simmons thanked every organization that helped organize and sponsor the event, he particularly wanted to thank their title sponsor The Roundhouse.

**Public Hearings:****No. 1:****Public Hearing on Proposed Local Law to Amend Chapter 134 Delete Chapter 183 and Amend Chapter 223 Sections 15 and 63 of the Code of the City of Beacon Concerning the Sign Law**

John Clarke

Several changes have been made since the last time this was discussed based upon comments from the Dutchess County Planning and Development Department. Mr. Clarke took the Council through some of the changes.

Jason Hughes

The new sign law is being used as a weapon to come after him. If the city is going to make a law to come after him, they should get a better lawyer. The City is wasting money on attorney fees.

Theresa Kraft

Ms. Kraft requested that the sign law not be approved by the Council. Due to the revisions the signs will be too large and too tall. This will cause light pollution and will be comparable to Route 17 in New Jersey.

Council person Mansfield suggested that off-premises sandwich boards should be clearly prohibited.

Motion to close the Public Hearing

- Motion by Council person Mansfield
- Second by Council person McCredo
- Motion passes 6-0

**No. 2:**

**Public Hearing Regarding Proposed Local Law to Create Chapter 106, Article III of the Code of the City of Beacon Concerning Energize New York**

Theresa Kraft

Ms. Kraft commended the Mayor for working to save the residents money and provide greener energy.

Motion to close the Public Hearing

- Motion by Council person Nelson
- Second by Council person Grant
- Motion passes 5-0

**Council Member Reports:**

Amber Grant:

Ms. Grant addressed the Community Choice Aggregation program. If anyone has any questions regarding the program, please call the organizers at 845 859 9099. The Dutchess County Household Waste Disposal event will be on June 22.

Lee Kyriacou:

Nothing to report.

George Mansfield:

Nothing to report.

Jodi McCredo:

Ms. McCredo thanked those who are working on the Greenway Trail. The Rock Out for Mental Health event was great, she thanked the organizer. She suggested that people talk to their neighbors to create a more welcoming community. She stated that the city needs to be more bikeable. Please park close to the curb. Ms. McCredo would like to discuss a building moratorium.

Terry Nelson:

Nothing to report.

Mayor Casale:

Mayor Casale reported that the City will be accepting applications for Municipal I. D's. in the Clerk's Office on Tuesdays and Wednesdays from 9 am -12:30 pm and 2:30 pm – 3:30 pm. English application forms can be found at this link

[http://www.cityofbeacon.org/Pdf/Municipal\\_ID\\_English.pdf](http://www.cityofbeacon.org/Pdf/Municipal_ID_English.pdf)

Spanish applications can be found at this link

[http://www.cityofbeacon.org/Pdf/Municipal\\_ID\\_Spanish.pdf](http://www.cityofbeacon.org/Pdf/Municipal_ID_Spanish.pdf)

The Mayor reported that the Dutchess County Office for the Aging will be hosting a free senior picnic for seniors over 65 and their guests, on Wednesday July 17 at noon at Memorial Park. Please call 866 486 2555 to RSVP by July 6<sup>th</sup>.

Mayor Casale spoke about Hudson Valley Community Choice Aggregate. The program is designed to save residents money and provide greener energy. Residents may opt out at any time. If anyone has any questions please call Hudson Valley Community Power at (845) 859-9099.

If residents receive a letter from anyone other than Central Hudson, the City of Beacon or Hudson Valley Community Choice regarding community solar power options, please be aware it may not be legitimate, please call Hudson Valley Community Power at 845 839 9099 with any questions.

Mase Hook and Ladder will be holding an open house on June 8<sup>th</sup> from 1 -3 pm. All are welcome to attend. There will be fire demonstrations.

The Mayor read a proclamation proclaiming Friday June 7<sup>th</sup> as National Gun Violence Awareness Day in the City of Beacon.

The Mayor thanked Zoe Markwalter and Air Nonken for their service to the Conservation Advisory Committee.

**Resolutions, Ordinances and Local Laws:****1. A Resolution to Appoint Sam Adels to the City of Beacon Conservation Advisory Committee**

- Motion by Council person Grant
- Second by Council person Nelson
- Resolution passes 6-0

**2. A Resolution to Appoint Erik Breitenbach to the City of Beacon Conservation Advisory Committee**

- Motion by Council person Grant
- Second by Council person McCredo
- Resolution passes 6-0

**3. A Resolution to Adopt Proposed Local Law to Amend Chapter 134 Delete Chapter 183 and Amend Chapter 223 Sections 15 and 63 of the Code of the City of Beacon Concerning the Sign Law**

- Motion to table until a later date by Council person Grant
- Second by Council person Nelson
- Resolution Passes 6-0

**4. A Resolution Adopting Local Law to Create Chapter 106 Article III of the Code of the City of Beacon Concerning Energize New York**

- Motion by Council person Nelson
- Second by Council person Grant
- Resolution passes 5-0 (Council person Mansfield recused himself)

**5. A Resolution Approving a Municipal Agreement Between Energy Improvement Corporation and the City of Beacon Relating to Energize NY**

- Motion by Council person Nelson
- Second by Council person McCredo
- Resolution passes 6-0

**6. A Resolution Authorizing the Appointment of Anna Russell as the City of Beacon Climate Smart Communities Coordinator**

- Motion by Council person Grant
- Second by Council person McCredo
- Resolution passes 6 - 0

**7. A Resolution Authorizing the Appointment of the City of Beacon Conservation Advisory Committee as the City of Beacon Climate Smart Communities Task Force**

- Motion by Council person Nelson
- Second by Council person McCredo
- Resolution passes 6-0

**8. Standard Work Day and Reporting Resolution for Elected and Appointed Officials**

- Motion by Council person Grant
- Second by Council person Mansfield
- Resolution passes 6-0

**Approval of Minutes**

Motion to approve council minutes from April 15, 2019

- Motion by Council person Grant
- Second by Council person Mansfield
- Motion passes 6-0

**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:**

No speakers

**Adjournment:**

- Motion by Council person McCredo
- Second by Council person Nelson
- Motion passes 6-0

Next Workshop: June 10, 2019

Next Meeting: January 17, 2019

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**City Council Meeting Minutes June 17, 2019**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
City Council Meeting Minutes June 17, 2019	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 17, 2019. Please note that the video recording of this meeting is available at <https://vimeo.com/342975417>

**Council Members Present:**

George Mansfield, At Large  
Terry Nelson, Ward One  
John Rembert, Ward Two  
Jodi McCredo, Ward Three  
Amber Grant, Ward Four  
Randy Casale, Mayor

**Council Members Absent:**

Lee Kyriacou, At Large

**Also Present:**

Anthony Ruggiero, City Administrator  
Nick Ward Willis, City Attorney

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

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**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:**

Louis Amoroso Jr.

Mr. Amoroso stated that he is disappointed with the construction at Green Street Park because it looks like it won't be a neighborhood park. It looks like they ruined the hill for sleigh riding. They took the blacktop away where kids used to learn how to rollerblade and cycle. There are trees all over the place. We're spending good money after bad. Someone should go take a look at it to put a stop to the construction.

Theresa Kraft

Ms. Kraft stated that too many variances are being approved. The zoning board votes to approve variances, however each board actually plays an important role. She said that she will not be intimidated by threats or scare tactics about discussing this topic in public forums. This municipality has allowed developers to stage buildings out of context with our historic neighborhoods. Regarding the Creek Drive project, a letter from Lanc and Tully to the City states the project should be paused yet this project is still moving forward. A moratorium should be at least 6 months.

She stated that the water treatment plant is 25 years old and out of date. The City should force NYS to build their own water system and stop using Beacon's for Fishkill Correctional Facility. We need to see the reports submitted during the last moratorium.

Dennis Pavelock

Mr. Pavelock stated that he participated in the city-wide yard sale. It was a disaster. It should have been done in the park. Cars were speeding all over the streets and neighborhoods.

The City should consider renaming a street after Mayor Clara Lou Gould.

The City should have another grocery store on Main Street.

Mr. Pavelock stated that he doesn't agree with the construction at Green Street Park. He doesn't agree with the process and the City is not letting enough residents take part in the decision making.

John Bono

Mr. Bono spoke about the Bayview Avenue viewshed. People don't seem to know where the viewsheds are. Viewsheds should be protected. This is also a historically important area. The proposed building at Ferry Landing shouldn't be going up.

Arthur Camins

Mr. Camins spoke about the moratorium; he is pleased to see that it will be discussed but disappointed to see that it has only to do with the water supply. It should be much broader than that. The City should take a break for a year on building and determine the impact on schools, affordability, traffic, and viewsheds. This should be studied at length and cannot be done too quickly. The time to do this is now.

Stosh Yankowski

The moratorium does not include any issues other than the water status. The City should be looking at the parking problems, specifically the parking on Main Street. There is a small problem with handicap parking. He would like to suggest seven new handicap spots.

Radiation has poor effects on peoples' health. People are developing cancer from these issues. Sprint removed a cell tower from a town in California. We should do the same here in Beacon.

### **Community Segment:**

Community Segment

Christina Boryk from Rebuilding Together gave a presentation about the services that her organization offers. Their focus is to help residents create safe and healthy homes. They work primarily with low-income earners and anyone can apply on their website. Additionally, they will be holding office hours at the Recreation Center in Beacon on June 25<sup>th</sup> from 11 to 1. For more information and to apply for a Rebuilding Together project, please visit [rtdutchess.org](http://rtdutchess.org)

## **Public Hearings:**

### **No. 1:**

#### **Public Hearing Regarding 110 Howland Avenue**

Nick Ward Willis

The City Council is familiar with the application, as is the City Planning Board and the County Planning Board. The height of the proposed Verizon tower exceeds 50 feet and requires approval from the Council. Evergreens will be planted in order to screen the tower from a nearby house.

Theresa Kraft

Please think of the value of our City and the quality of life. Based upon surveys, 90 percent of homeowners are less interested in properties near cell towers. The City should be concerned with opening Pandora's box. We need to think about our residents, everybody's home value will go down in the surrounding area.

Stosh Yankowski

Mr. Yankowski put on a baseball cap wrapped in tinfoil to protect him from cellular radiation. The Verizon RF engineer sent an email to Nick Ward Willis saying that all of their facilities can be controlled remotely. The City needs to have their own engineer check what the current background radiation is. It will be around 1 percent of what is allowed by the Federal Communication Commission, Russia meanwhile allows 1/6 of what is permitted. Brussels has stopped the 5G rollout. France and Israel are eliminating wireless internet in their schools. Mr. Yankowski stated that he wishes the engineer could explain why their system can't be hacked. Many companies have been hacked in the past. He said that his tinfoil hat won't protect our children, that is the job of the Council.

Nick Ward Willis

According to the Federal Communication Commission, the City can only make decisions based upon aesthetics and not based upon health risks.

Neil Kaplan

Mr. Kaplan stated that he owns a property next to the proposed cell tower. He is opposed to this tower. Cell towers should not be in residential areas. The Council should be looking after what is good for the people. He is also opposed because the property values will go down in the area around the cell tower. Verizon may continuously want bigger towers. He requested that the Council reject this proposal.

John Miller

Mr. Miller owns a property adjacent to the property where the tower is proposed. The property in question is owned by a non-profit and they should not be allowed to make a profit in this way. He is opposed because he believes that the values of properties in the vicinity will go down.

Dave Papo

Mr. Papo is concerned that he found out about the proposed cell tower just two weeks before this hearing. He opposes the proposed tower. The City should send literature to resident explaining what this is all about. The City Council should have given residents more input and more notice. He predicted that the tower will probably decrease the value of his property.

Motion to close the Public Hearing

- Motion by Council person Rembert
- Second by Council person McCredo
- Motion passes 6-0

### **Council Member Reports:**

Terry Nelson:

The Emergency Tenant Protection Act (ETPA) passed the NYS Assembly last week. This is essentially about rent control and landlord accountability which will now be enforceable around New York State. There was a resident in Beacon who would not have been evicted if this law were in place in Beacon. Mr. Nelson proposed that the Council should work on this at an upcoming Council meeting. He stated that he is in favor of his constituents not being embarrassed in front of their neighbors.

Jodi McCredo:

Ms. McCredo echoed Mr. Nelson and said the Council should workshop the ETPA Act.

George Mansfield:

Mr. Mansfield stated that the ETPA Act should be workshopped.

John Rembert:

Mr. Rembert said that he is looking forward to workshopping a moratorium for more than four months. He thanked Fire Department Station 2 for helping with a flooded basement at the church where he preaches.

Amber Grant:

Ms. Grant is excited to discuss the ETPA Act.

City Administrator

The City has put a significant amount of new technology into the water plant. They are going to continue to work on upgrades, it is always in the City's Capital Plans and Budgets.

Mayor Casale:

Mayor Casale announced that the City was the recipient of a Pedestrian Safety Audit offer. The audit will be performed for free. This will require very little effort on the part of Beacon. Previous safety audits have benefited other municipalities.

Mayor Casale read a letter from Rob Lielbein announcing his retirement from the Conservation Advisory Committee. Mr. Lieblein will continue to serve on the Tree Committee. The Mayor thanked Mr. Lieblein for all of his hard work and highlighted some on the great things the Tree Committee has done.

Mayor Casale read a letter of thanks to the Mayor, the City Council, City Staff and in particular the Recreation Director Mark Price, for their help with the Greenway Trail. Mayor Casale thanked all of the members of the Greenway Trail Committee for their work to improve the trail.

**Resolutions, Ordinances and Local Laws:****1. A Resolution to Appoint Eleanor Peck to the Conservation Advisory Committee**

- Motion by Council person Nelson
- Second by Council person Rembert
- Resolution passes 6-0

**2. A Resolution to Set Public Hearing on Local Law Regarding Enactment of a Building Moratorium for July 15, 2019**

- Motion by Council person McCredo
- Second by Council person Grant
- Resolution passes 6-0

Jodi McCredo

Ms. McCredo asked if this can be workshopped before the public hearing. Nick Ward Willis assured her that it can be.

**3. A Resolution Promoting Andrew Stevens to Heavy Motor Equipment Operator**

- Motion by Council person Grant
- Second by Council person Mansfield
- Resolution Passes 6-0

**4. A Resolution Promoting Sean Burke to Heavy Motor Equipment Operator**

- Motion by Council person Mansfield
- Second by Council person Grant
- Resolution passes 6-0

**5. A Resolution Appointing Hearing Officer**

- Motion by Council person Nelson
- Second by Council person Mansfield
- Resolution passes 6-0

**6. A Resolution to Award Contract to Aqualogic Systems, Inc. for the Replacement of Filter Control Panel for the Beacon Water Filter Plant**

- Motion by Council person Grant
- Second by Council person McCredo
- Resolution passes 6 - 0

**7. A Resolution Approving Change Order # 1 for the Phillips Street Reconstruction Project**

- Motion by Council person Grant

- Second by Council person McCredo
- Resolution passes 6-0

**8. Resolution to Award Contract to Yonkers Excavating Corporation for the Wilson Street Watermain Replacement Project**

- Motion by Council person Rembert
- Second by Council person Mansfield
- Resolution passes 6-0

**Budget Amendments**

1. ICLEI Services
2. Swift 911 Services
3. Fire Lieutenant Retirement

- Motion by Council person Grant
- Second by Council person Nelson
- Motion passes 6-0

**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:**

No speakers

**Adjournment:**

- Motion by Council person Rembert
- Second by Council person Nelson
- Motion passes 6-0

Next Workshop: June 24, 2019

Next Meeting: July 1, 2019

**City of Beacon Council Agenda**  
**7/1/2019**

**Title:**

**Budget Amendments**

**Subject:**

**Background:**

**ATTACHMENTS:**

Description	Type
Budget Amendments	Budget Amendment

Council Budget Amendments  
July 1, 2019 Meeting

1. Amend the 2019 General Fund Legal Budget for legal bills not originally budgeted. Below is the proposed budget amendment:

**Transfer to:**

A -01-1420-456500-	CIVIL ACTION EXPENSE	<u>\$ 21,000</u>
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**Transfer from:**

A -01-1990-400001-	CONTINGENCY	<u>\$ 21,000</u>
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2. Amend the 2019 Water Fund budget for the emergency pulling of well #2 pump and subsequent repairs after investigation. Below is the proposed budget amendment:

**Transfer to:**

F -08-8340-447200-	REPAIR OF EQUIPMENT	<u>\$ 177,735</u>
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**Transfer from:**

F -00-0990-000000-	FUND BALANCE	<u>\$ 177,735</u>
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3. Amend the 2019 General Fund Fire budget for the payout of unused accumulated time and tax expense for a resigning Firefighter as well as the taxes for the Fire Lieutenant who retired earlier this year. Below is the proposed budget amendment:

**Transfer to:**

A -03-3410-190000-	SEVERANCE/RETIREMENT PAY	\$ 6,525
A -03-3410-820000-	SOCIAL SECURITY	<u>9,000</u>
	Total	<u>15,525</u>

**Transfer from:**

A -01-1990-400004-	CONTINGENCY-RETIREMENT	<u>\$ 15,525</u>
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4. Amend the 2019 Water Fund budget for the payout of unused accumulated time and tax expense for a retiring Senior Working Supervisor. Below is the proposed budget amendment:

**Transfer to:**

F -08-8340-190000-	SEVERANCE/RETIREMENT PAY	<u>\$ 66,250</u>
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**Transfer from:**

F -01-1990-400004-	CONTINGENCY-RETIREMENT	\$ 59,000
F -01-1990-400001-	CONTINGENCY FUND	<u>7,250</u>
	Total	<u>\$ 66,250</u>

Respectfully submitted,  
Susan K. Tucker CPA