

RESOLUTION 200 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING A BUDGET TRANSFER IN THE BUILDING
AND SAFETY DEPARTMENT IN THE AMOUNT OF \$6,336.00 TO BALANCE
ACCOUNTS**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the Director of Building and Safety has requested a transfer in the amount of \$6,336.00 to balance accounts, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

FROM:

| | | |
|---------------|-----------------|------------|
| A1362014.5412 | Data Processing | \$3,000.00 |
| A1362014.5444 | Part Time | \$3,336.00 |

TO:

| | | |
|---------------|---------------------|------------|
| A1362014.5421 | Telephone | \$500.00 |
| A1362014.5444 | Vehicle Maintenance | \$600.00 |
| A1362014.5463 | Postage | \$1,000.00 |
| A1362011.5105 | Retirement | \$906.00 |
| A1362011.5117 | Vacation Payback | \$330.00 |

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL
Finance / Audit
COMMITTEE REPORT

DEPARTMENT Building Safety DATE 11/6/2024

Description: Internal budget transfer request with zero financial impact.

\$3,000.00 From: A1362014 5412 Data Processing to A1362011 5105 Retirement

\$3,336.00 From: A1362011 5112 Part Time to:

- A1362014 5421 Telephone (\$500.00)
- A1362014 5444 Vehicle Maintenance (\$600)
- A1362014 5463 Postage (\$1,000.00)
- A1362011 5105 Retirement (\$906.00)
- A1362011 5117 Vacation Payback (\$330.00)

Estimated Financial Impact: \emptyset

Motion by SS

Seconded by SP

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Sara Pasti, Ward 1 <i>Sara g. Pasti</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |

RESOLUTION 201 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING A BUDGET TRANSFER IN THE CIVIL
SERVICE DEPARTMENT IN THE AMOUNT OF \$1,928.81 TO BALANCE
ACCOUNTS**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the Executive Secretary of the Civil Service Commission has requested a 2024 transfer in the amount of \$1,928.89 to balance accounts, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

From:

| Account# | Account Name | Total Amount |
|---------------|---------------------------------|--------------|
| A111430115103 | Overtime | \$65.68 |
| A111430145461 | Travel Reimbursement | \$198.24 |
| A111430145462 | Dues, Seminar, Association Fees | \$36.00 |
| A111430145464 | Advertising | \$1,628.89 |
| | | \$1,928.81 |

TO:

| Account# | Account Name | Total Amount |
|---------------|------------------|--------------|
| A111430115117 | Vacation Buyback | \$1,928.81 |

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

| <u>REQUEST DESCRIPTION</u> | | |
|----------------------------|----------------------------|--|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER <input checked="" type="checkbox"/> |
| AUTHORIZATION _____ | BUDGET MODIFICATION _____ | BONDING REQUEST _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT: Civil Service DATE: September 30, 2024

Description: I respectfully request the Council to approve a transfer of the 2024 budget.

Decrease the following accounts: A1 1 1430 11 5103 Overtime by \$65.68
 A1 1 1430 14 5461 Travel Reimbursement by \$198.24
 A1 1 1430 14 5462 Dues, Seminars, Association Fees by \$36.00
 A1 1 1430 14 5464 Advertising by \$1,628.89

Increase the following accounts: A1 1 1430 11 5117 Vacation Buyback by \$1,928.81

Estimated Financial Impact \$0 Signature: Jackie De Cicco

Motion by SS

Seconded by DA

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Sara Pasti, Ward 1 <i>Sara g. Pasti</i> | ✓ | |

RESOLUTION 202 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, REQUESTING THE COMMON COUNCIL TO ACCEPT THE 2023
AUDITED FINANCIALS AS PREPARED BY THE CITY'S INDEPENDENT
AUDITOR, EFPR GROUP, CPA, PLLC**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the City has received its independent audit report for the calendar year 2023 from EFPR Group, CPA, PLLC

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

SECTION 1. That the Audit Report for the calendar year 2023 prepared by EFPR, CPA, PLLC be accepted.

SECTION 2. That the resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

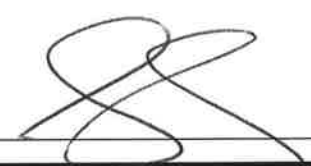
202

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Comptroller DATE: 11/13/24

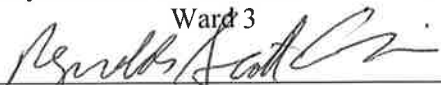
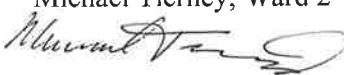
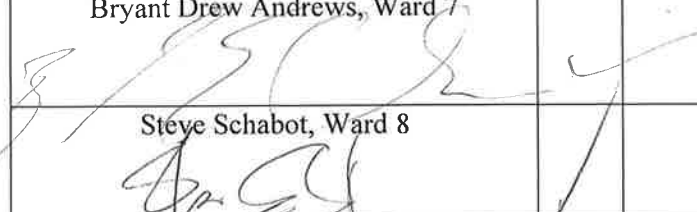
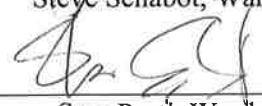
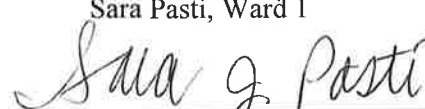
Description:
 Authorize the acceptance of City's Independent Audit Report for fiscal year ended 12/31/23.

Estimated Financial Impact: 0- Signature: 

Motion by SS

Seconded by DA

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3  | ✓ | |
| Michael Tierney, Ward 2  | ✓ | |
| Bryant Drew Andrews, Ward 7  | | |
| Steve Schabot, Ward 8  | | |
| Sara Pasti, Ward 1  | ✓ | |

RESOLUTION 203 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING A BUDGET TRANSFER IN THE CITY CLERK'S
DEPARTMENT IN THE AMOUNT OF \$149,693.04 TO COVER INSURANCE
EXPENSES**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the City Clerk has requested a transfer in the amount of \$149,693.04 to cover insurance expenses, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

FROM:

A1.9999.5901 Fund Balance \$149,693.04

TO:

A1.1910.5430 Multi-Peril Liability \$149,693.04

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Clerk DATE: 11/13/24

Description: Approve a transfer of \$149,693.04 from fund balance to multi-peril liability A1. 1910,5430 to cover insurance expenses

Estimated Financial Impact: \$ 149,693.04 Signature [Signature]

Motion by SS

Seconded by SP

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <u>[Signature]</u> | ✓ | |
| Michael Tierney, Ward 2 <u>[Signature]</u> | ✓ | |
| Bryant Drew Andrews, Ward 7 <u>[Signature]</u> | ✓ | |
| Steve Schabot, Ward 8 <u>[Signature]</u> | ✓ | |
| Sara Pasti, Ward 1 <u>[Signature]</u> | ✓ | |

RESOLUTION 204 OF 2024

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO NEW YORK STATE EMPIRE STATE DEVELOPMENT (ESD) FOR A RESTORE NY COMMUNITIES GRANT IN THE AMOUNT OF \$300,000.00 FOR THE HEADSTONE GALLERY WORKSHOP EXPANSION PROJECT, TO EXECUTE ANY AND ALL RELATED DOCUMENTS, AND TO EXPEND FUNDS IN THE FIRST INSTANCE

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the City of Kingston is eligible to apply to ESD for a Restore NY Communities grant for funds in an amount of \$300,000.00 for the Headstone Galley Workshop Expansion project; and

WHEREAS, this application, should the grant be awarded, requires a 10% match to be provided by Headstone Gallery through private funds and/or another grant; and

WHEREAS, there are specific requirements and regulations governing the expenditure of these funds; and

WHEREAS, the City of Kingston finds that the proposed project is consistent with the City of Kingston's local revitalization or urban development plans; and

WHEREAS, the proposed financing is appropriate for the specific project; and

WHEREAS, the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and

WHEREAS, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities where applicable.

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

SECTION 1. Administration of all funds under this grant will be in accordance with all terms and conditions contained in guidelines provided by ESD.

204

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION x _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT: Grants Management DATE: 11/06/2024

Description:

This is a request for authorization for the Mayor to submit an application and execute an agreement and any and all related documents related to a grant from the NYS Empire State Development Restore NY Communities program, Round 9, in the amount of \$300,000.00 for the Headstone Gallery Workshop Expansion project. Authorization to expend funds in the first instance is also being requested.

Headstone Gallery is responsible for the required 10% match.



Estimated Financial Impact: \$ 0 Signature _____

Motion by SS

Seconded by SP

Action Required:

| <u>Committee Vote</u> | | <u>YES</u> | <u>NO</u> |
|--|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | | ✓ | |
| Sara Pasti, Ward 1 <i>Sara g. Pasti</i> | | ✓ | |

RESOLUTION 205 OF 2024

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, CLASSIFYING A CERTAIN PROJECT AS A TYPE I ACTION AND DELCARAING THE INTENT AS THE CITY OF KINGSTON COMMON COUNCIL TO BE LEAD AGENCY FOR PURPOSE OF A COORDINATED REVIEW PURSUANT TO THE STATE ENVIRONMENTAL QUALITY ACT

Sponsored By: Community Development Committee: Alderman
Schabot, Pasti, Tierney, Hirsch

WHEREAS, the City of Kingston Common Council is currently undertaking a project consisting of the proposed acquisition by condemnation of certain real property, consisting, collectively, of approximately 3.5 acres located at 86 Broadway (56.43-8-19), 88 Broadway (56.43-8-20), 90 Broadway (56.43-8-21), 94 Broadway (56.43-8-24), 6 Garraghan Drive (56.43-8-25), 8 Garraghan Drive (56.43-8-26), 10 Garraghan Drive (56.43-8-27), 12 Garraghan Drive (56.43-8-28), 14 Garraghan Drive (56.43-8-29), 16 Garraghan Drive (56.43-8-30), 22 Garraghan Drive (56.43-8-31), 24 Garraghan Drive (56.43-8-32), 26 Garraghan Drive (56.43-8-33), 28 Garraghan Drive (56.43-8-34), 30 Garraghan Drive (56.43-8-35), 5 Gallo Drive (56.43-8-46), 7 Gallo Drive (56.43-8-47), 8 Gallo Drive (56.43-8-36), 9 Gallo Drive (56.43-8-48), 10 Gallo Drive (56.43-8-37), 11 Gallo Drive (56.43-8-49), 12 Gallo Drive (56.43-8-38), 13 Gallo Drive (56.43-8-50), 14 Gallo Drive (56.43-8-39), 15 Gallo Drive (56.43-8-51), 16 Gallo Drive (56.43-8-40), 17 Gallo Drive (56.43-8-52), 18 Gallo Drive (56.43-8-41), 19 Gallo Drive (56.43-8-53), 20 Gallo Drive (56.43-8-42), 21 Gallo Drive (56.43-8-54), 22 Gallo Drive (56.43-8-43), 23 Gallo Drive (56.43-8-55), 24 Gallo Drive (56.43-8-44), 25 Gallo Drive (56.43-8-56), 26 Gallo Drive (56.43-8-45), 27 Gallo Drive (56.43-8-57), 29 Gallo Drive (56.43-8-58), 31 Gallo Drive (56.43-8-59), 18 Garraghan Drive (56.43-8-63), 22-30 Rear Garraghan Drive (56.43-8-60.2), 2-18 Rear Garraghan Drive (56.43-8-60.100), and identifiable as predominantly vacant and underutilized lands in the City of Kingston, New York (collectively referred to hereinafter as the “Proposed Site”);

WHEREAS, the proposed acquisition is required for facilitating the productive redevelopment of such predominantly vacant and underutilized properties on the Proposed Site through (A) the development of approximately 200 housing units organized as a walkable neighborhood with approximately 30,000 square feet of commercial and non-profit space; and (B) together with landscaping, site work, infrastructure, and other ancillary and related amenities in order to return the underutilized lands to productive use (collectively referred to hereinafter as the “Project”);

WHEREAS, a public hearing on the proposed acquisition was held on October 29, 2024 pursuant to Article 2 of the Eminent Domain Procedure Law;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as “SEQRA”), the City of Kingston Common Council is required to make a determination whether the “action” (as said quoted term is defined in SEQRA) to be taken by the Agency may have a “significant impact on the environment” (as said quoted term is utilized in SEQRA);

WHEREAS, to aid the City of Kingston Common Council in determining whether undertaking the Project may have a significant impact upon the environment, the City of Kingston has prepared and submitted to the City of Kingston Common Council an Environmental Assessment Form (the “EAF”) with respect to the Project, a copy of which is attached here as Exhibit A;

WHEREAS, the City of Kingston Common Council has examined the EAF in order to classify the Project; and

WHEREAS, upon consideration of various criteria set forth under SEQRA, the City of Kingston Common Council believes the Project is a Type 1 Action under the criteria §617.4 (b) (5); and

WHEREAS, upon consideration of various criteria set forth in §617.6 (b) (5) of SEQRA, the Common Council of the City of Kingston believes that it should be designated lead agency on the project.

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

Based upon a review of the EAF prepared by the City of Kingston, the criteria outlined in 6 NYCRR §617.4(b) and 617.6, and based further upon the City of Kingston’s Common Council knowledge of the area surrounding the Proposed Site, the representations made by the City of Kingston in connection with the Project, and such further investigation of the Project and its environmental impacts as the City of Kingston Common Council has deemed appropriate, the Agency makes the following findings and determinations with respect to the Project pursuant to SEQRA:

SECTION 1. The Project consists of the components described above in the second WHEREAS clause of this resolution.

SECTION 2. The Project constitutes a “Type I Action” (as said quoted term is defined in SEQRA).

SECTION 3. As a consequence of the foregoing, the City of Kingston Common Council hereby declares its intent to act as Lead Agency (as said term is defined in SEQRA) with respect to a coordinated agency review of the Project pursuant to SEQRA.

SECTION 4. The Office of Housing Initiatives shall arrange for distribution of its notice of intent to be “Lead Agency” to all potentially involved agencies and is hereby authorized to take such actions as are necessary and appropriate to assist the Agency in fulfilling the requirements under SEQRA for the Project and to work with the City of Kingston in connection therewith.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL
COMMUNITY DEVELOPMENT & HOUSING
COMMITTEE REPORT

DEPARTMENT: _____

DATE: 11/26/24

Description:



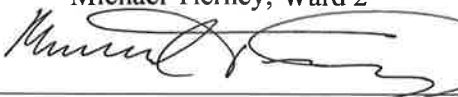

Resolution of the Common Council, ^{of the City of Kingston} classifying a certain project as a Type 1 Action and declaring the Intent as the City of Kingston Common Council to be the lead agency for the purpose of a Coordination Review Pursuant to the State Environmental Quality Act.

Signature 

Motion by MTT

Seconded by MTT

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
|  Steve Schabot, Chairman, Ward 8 | ✓ | |
| Jeanne Edwards, Ward 4 | | |
|  Sara Pasti, Ward 1 | ✓ | |
|  Michael Tierney, Ward 2 | ✓ | |
|  Michele Hirsch, Ward 9 | ✓ | |

RESOLUTION ___ of 2024

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, CLASSIFYING A CERTAIN PROJECT AS A TYPE I ACTION AND DELCARAING THE INTENT AS THE CITY OF KINGSTON COMMON COUNCIL TO BE LEAD AGENCY FOR PURPOSE OF A COORDINATED REVIEW PURSUANT TO THE STATE ENVIRONMENTAL QUALITY ACT

Sponsored by: COMMUNITY DEVELOPMENT & HOUSING COMMITTEE
SCHABOT, TIERNEY, PASTI, EDWARDS, HIRSCH

WHEREAS, the City of Kingston Common Council is currently undertaking a project consisting of the proposed acquisition by condemnation of certain real property, consisting, collectively, of approximately 3.5 acres located at 86 Broadway (56.43-8-19), 88 Broadway (56.43-8-20), 90 Broadway (56.43-8-21), 94 Broadway (56.43-8-24), 6 Garraghan Drive (56.43-8-25), 8 Garraghan Drive (56.43-8-26), 10 Garraghan Drive (56.43-8-27), 12 Garraghan Drive (56.43-8-28), 14 Garraghan Drive (56.43-8-29), 16 Garraghan Drive (56.43-8-30), 22 Garraghan Drive (56.43-8-31), 24 Garraghan Drive (56.43-8-32), 26 Garraghan Drive (56.43-8-33), 28 Garraghan Drive (56.43-8-34), 30 Garraghan Drive (56.43-8-35), 5 Gallo Drive (56.43-8-46), 7 Gallo Drive (56.43-8-47), 8 Gallo Drive (56.43-8-36), 9 Gallo Drive (56.43-8-48), 10 Gallo Drive (56.43-8-37), 11 Gallo Drive (56.43-8-49), 12 Gallo Drive (56.43-8-38), 13 Gallo Drive (56.43-8-50), 14 Gallo Drive (56.43-8-39), 15 Gallo Drive (56.43-8-51), 16 Gallo Drive (56.43-8-40), 17 Gallo Drive (56.43-8-52), 18 Gallo Drive (56.43-8-41), 19 Gallo Drive (56.43-8-53), 20 Gallo Drive (56.43-8-42), 21 Gallo Drive (56.43-8-54), 22 Gallo Drive (56.43-8-43), 23 Gallo Drive (56.43-8-55), 24 Gallo Drive (56.43-8-44), 25 Gallo Drive (56.43-8-56), 26 Gallo Drive (56.43-8-45), 27 Gallo Drive (56.43-8-57), 29 Gallo Drive (56.43-8-58), 31 Gallo Drive (56.43-8-59), 18 Garraghan Drive (56.43-8-63), 22-30 Rear Garraghan Drive (56.43-8-60.2), 2-18 Rear Garraghan Drive (56.43-8-60.100), and identifiable as predominantly vacant and underutilized lands in the City of Kingston, New York (collectively referred to hereinafter as the "Proposed Site");

WHEREAS, the proposed acquisition is required for facilitating the productive redevelopment of such predominantly vacant and underutilized properties on the Proposed Site through (A) the development of approximately 200 housing units organized as a walkable neighborhood with approximately 30,000 square feet of commercial and non-profit space; and (B) together with landscaping, site work, infrastructure, and other ancillary and related amenities in order to return the underutilized lands to productive use (collectively referred to hereinafter as the "Project");

WHEREAS, a public hearing on the proposed acquisition was held on October 29, 2024 pursuant to Article 2 of the Eminent Domain Procedure Law;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as “SEQRA”), the City of Kingston Common Council is required to make a determination whether the “action” (as said quoted term is defined in SEQRA) to be taken by the Agency may have a “significant impact on the environment” (as said quoted term is utilized in SEQRA);

WHEREAS, to aid the City of Kingston Common Council in determining whether undertaking the Project may have a significant impact upon the environment, the City of Kingston has prepared and submitted to the City of Kingston Common Council an Environmental Assessment Form (the “EAF”) with respect to the Project, a copy of which is attached here as Exhibit A;

WHEREAS, the City of Kingston Common Council has examined the EAF in order to classify the Project; and

WHEREAS, upon consideration of various criteria set forth under SEQRA, the City of Kingston Common Council believes the Project is a Type 1 Action under the criteria §617.4 (b) (5); and

WHEREAS, upon consideration of various criteria set forth in §617.6 (b) (5) of SEQRA, the Common Council of the City of Kingston believes that it should be designated lead agency on the project.

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

Based upon a review of the EAF prepared by the City of Kingston, the criteria outlined in 6 NYCRR §617.4(b) and 617.6, and based further upon the City of Kingston’s Common Council knowledge of the area surrounding the Proposed Site, the representations made by the City of Kingston in connection with the Project, and such further investigation of the Project and its environmental impacts as the City of Kingston Common Council has deemed appropriate, the Agency makes the following findings and determinations with respect to the Project pursuant to SEQRA:

SECTION 1. The Project consists of the components described above in the second WHEREAS clause of this resolution.

SECTION 2. The Project constitutes a “Type I Action” (as said quoted term is defined in SEQRA).

SECTION 3. As a consequence of the foregoing, the City of Kingston Common Council hereby declares its intent to act as Lead Agency (as said term is defined in SEQRA) with respect to a coordinated agency review of the Project pursuant to SEQRA.

SECTION 4. The Office of Housing Initiatives shall arrange for distribution of its notice of intent to be “Lead Agency” to all potentially involved agencies and is hereby authorized to take such actions as are necessary and appropriate to assist the Agency in fulfilling the requirements under SEQRA for the Project and to work with the City of Kingston in connection therewith.

SECTION 5. That this resolution shall take effect immediately.

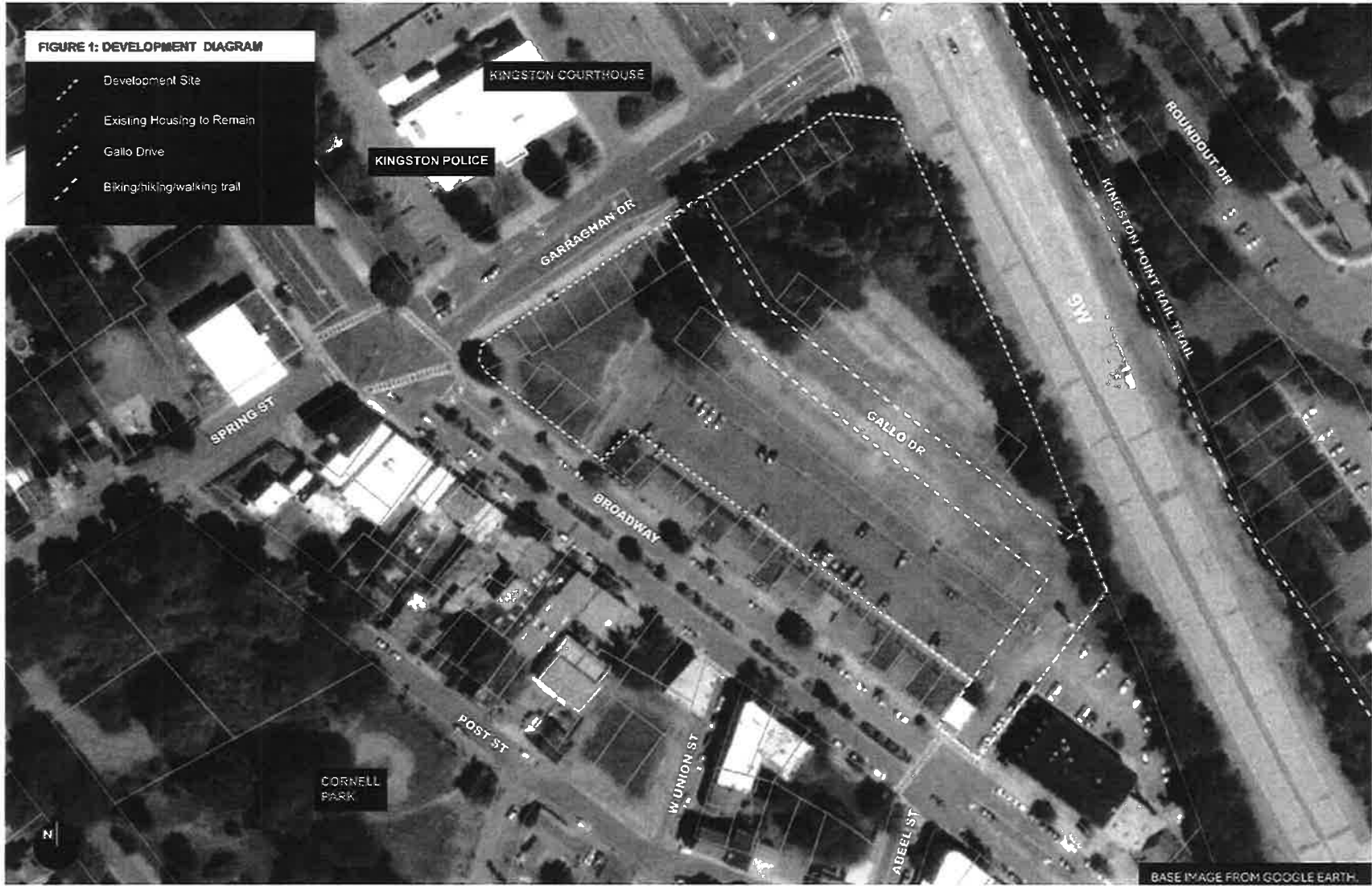
Submitted to the Mayor this _____ day Approved by the Mayor this _____ day
of _____ 2024 of _____ 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

EXISTING SITE DIAGRAM - BROADWAY EAST



**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

| | | |
|--|--|---------------------------|
| Name of Action or Project: Eminent Domain Acquisition and Development of 200 Housing Units and 30,000 sqft commercial/nonprofit space at Broadway/Garraghan Dr | | |
| Project Location (describe, and attach a general location map): 42 Parcels at the corner of Broadway/Garraghan Drive, Kingston, NY 12401 (approximately 3.5 acres) | | |
| Brief Description of Proposed Action (include purpose or need): Acquisition of 42 predominantly vacant/underutilized parcels, comprising approximately 3.5 acres, via Eminent Domain to facilitate the development of approximately 200 housing units and 30,000 square feet of commercial and non-profit space organized as a Walkable Neighborhood. These parcels were once part of a vibrant urban neighborhood, containing hundreds of mixed-use structures, that was demolished during federally-funded urban renewal efforts in the 1960s. The proposed site is in the middle of one of Kingston's core business districts, the Rondout, and is nearby key municipal services and transportation corridors. Nonetheless, the site remains vacant. The new housing developed as part of the proposed action would help the City meet the strong demand for housing and add new retail and non-profit space. New retail space and residential density will support new neighborhood-serving retail, much of which was displaced during urban renewal. | | |
| Name of Applicant/Sponsor: City of Kingston | Telephone: 845-334-3928 | |
| | E-Mail: BStarodaj@kingston-ny.gov | |
| Address: 420 Broadway | | |
| City/PO: Kingston | State: New York | Zip Code: 12401 |
| Project Contact (if not same as sponsor; give name and title/role): Bartek Starodaj, Director, Housing Initiatives | Telephone: 845-334-3928 | |
| | E-Mail: BStarodaj@kingston-ny.gov | |
| Address: 420 Broadway | | |
| City/PO: Kingston | State: New York | Zip Code: 12401 |
| Property Owner (if not same as sponsor): | Telephone: | |
| | E-Mail: | |
| Address: | | |
| City/PO: | State: | Zip Code: |

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. (“Funding” includes grants, loans, tax relief, and any other forms of financial assistance.)

| Government Entity | If Yes: Identify Agency and Approval(s) Required | Application Date (Actual or projected) |
|---|---|---|
| a. City Council, Town Board, or Village Board of Trustees <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | City Council, resolution to authorize acquisition | 12/2024 |
| b. City, Town or Village Planning Board or Commission <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Planning Board, site plan approval | 2026 |
| c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Ulster County Planning Department, site plan comments | 2026 |
| f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | |
| h. Federal agencies <input type="checkbox"/> Yes <input type="checkbox"/> No | | |
| i. Coastal Resources. | | |
| i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? | | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? | | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| iii. Is the project site within a Coastal Erosion Hazard Area? | | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? Yes No

- If Yes, complete sections C, F and G.
- If No, proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? Yes No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? Yes No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) Yes No

If Yes, identify the plan(s):

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? Yes No

If Yes, identify the plan(s):

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
If Yes, what is the zoning classification(s) including any applicable overlay district?

The proposed site is located partially in T5 Main Street and partially in T5 Neighborhood. The entire proposed site is located in the LWRP Coastal Boundary Overlay. Part of the site with frontage on Garraghan Dr and Broadway is located within the Shopfront Overlay.

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No

If Yes,

i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Kingston City School District

b. What police or other public protection forces serve the project site?

Served by the Kingston Police Department.

c. Which fire protection and emergency medical services serve the project site?

Served by the Kingston Fire Department.

d. What parks serve the project site?

There are numerous public parks within walking distance to the site. This includes the Kingston Greenline Trail, Cornell Park, and T.R. Gallo Waterfront Park. In the greater Rondout neighborhood, other parks includes Kingston Point Park, Hasbrouck Park, and Sojourner Truth State Park.

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Mixed-use (residential and commercial) organized as a Walkable Neighborhood.

b. a. Total acreage of the site of the proposed action? 3.5 acres
b. Total acreage to be physically disturbed? 3.5 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 3.5 acres

c. Is the proposed action an expansion of an existing project or use? Yes No

i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No

If Yes,

i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

Lot line revision/consolidation

ii. Is a cluster/conservation layout proposed? Yes No

iii. Number of lots proposed? _____

iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No

i. If No, anticipated period of construction: _____ months

ii. If Yes:

- Total number of phases anticipated _____
- Anticipated commencement date of phase I (including demolition) _____ month 2026 year
- Anticipated completion date of final phase _____ month 2029 year

• Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

This project is envisioned as a walkable neighborhood plan; development will be spread out among different building types across the site. Thus, the site could be developed in phases. Exact timing will be determined by market conditions at the start of construction and final financial underwriting.

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

| | One Family | Two Family | Three Family | Multiple Family (four or more) |
|---------------|------------|------------|--------------|--------------------------------|
| Initial Phase | _____ | _____ | _____ | 100 residential units approx. |
| At completion | _____ | _____ | _____ | _____ |
| of all phases | _____ | _____ | _____ | 100 residential units approx. |

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

- Total number of structures _____
- Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
- Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

- Purpose of the impoundment: _____
- If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
- If other than water, identify the type of impounded/contained liquids and their source. _____
- Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
- Dimensions of the proposed dam or impounding structure: _____ height; _____ length
- Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

- What is the purpose of the excavation or dredging? _____
- How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 - Volume (specify tons or cubic yards): _____
 - Over what duration of time? _____
- Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____
- Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____
- What is the total area to be dredged or excavated? _____ acres
- What is the maximum area to be worked at any one time? _____ acres
- What would be the maximum depth of excavation or dredging? _____ feet
- Will the excavation require blasting? Yes No
- Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

- Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes:

i. Total anticipated water usage/demand per day: _____ 35000 gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: Kingston Water Department
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: Upland reservoirs in the Town of Woodstock, Mink Hollow Watershed

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i. Total anticipated liquid waste generation per day: _____ 11,000 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

Sanitary wastewater

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: City of Kingston Water Treatment Plant
- Name of district: City of Kingston
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

• Do existing sewer lines serve the project site? Yes No
 • Will a line extension within an existing district be necessary to serve the project? Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or 2.5 acres (impervious surface)
 _____ Square feet or 3.5 acres (parcel size)
 ii. Describe types of new point sources. _____

 iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
 Onsite stormwater management facilities

 • If to surface waters, identify receiving water bodies or wetlands: _____

 • Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
 ii. In addition to emissions as calculated in the application, the project will generate:
 • _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ +/- 80 Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe:
 The proposed action includes the development of Gallo Drive, a paper street that currently runs through the middle of the site.

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

| | | | |
|-------------------------|---------------------|------------------------|----------------------------|
| i. During Construction: | | ii. During Operations: | |
| • Monday - Friday: | _____ 7am-5pm _____ | • Monday - Friday: | _____ 8-8pm (retail) _____ |
| • Saturday: | _____ none _____ | • Saturday: | _____ 8-8pm (retail) _____ |
| • Sunday: | _____ none _____ | • Sunday: | _____ 8-8pm (retail) _____ |
| • Holidays: | _____ none _____ | • Holidays: | _____ varies _____ |

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:
 LED shielded light fixtures in all public areas, with average foot-candle distribution in the range of 1-2, consistent with Dark Sky standards

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally, describe the proposed storage facilities:

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation : _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____

 • Operation: _____

 iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____

 • Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:
 i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
 ii. Anticipated rate of disposal/processing:
 • _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 • _____ Tons/hour, if combustion or thermal treatment
 iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:
 i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

 ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

 iii. Specify amount to be handled or generated _____ tons/month
 iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

 v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

 If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.
 i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): _____
 ii. If mix of uses, generally describe:
 Urban and commercial Mixed Uses which are consistent with the development pattern in the area of the City proximate to the project

b. Land uses and covertypes on the project site.

| Land use or Covertype | Current Acreage | Acreage After Project Completion | Change (Acres +/-) |
|--|-----------------|----------------------------------|--------------------|
| • Roads, buildings, and other paved or impervious surfaces | +/- 0.5 | +/- 2.5 | + 2 acres |
| • Forested | +/- 0.5 | +/-0.5 | no change |
| • Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural) | | | |
| • Agricultural (includes active orchards, field, greenhouse etc.) | | | |
| • Surface water features (lakes, ponds, streams, rivers, etc.) | | | |
| • Wetlands (freshwater or tidal) | | | |
| • Non-vegetated (bare rock, earth or fill) | | | |
| • Other Describe: <u>Mowed Field/landscaped area</u> | +/-2.5 acres | +/-0.5 | - 2.0 acres |

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities:
 Kingston Catholic, Rondout Neighborhood Center _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site: _____ %
 _____ %
 _____ %

d. What is the average depth to the water table on the project site? Average: _____ feet

e. Drainage status of project site soils: Well Drained: _____ 100 % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 90 % of site
 10-15%: _____ % of site
 15% or greater: _____ 10 % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

| | |
|---|--|
| <p>m. Identify the predominant wildlife species that occupy or use the project site: _____ _____ _____</p> | |
| <p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: i. Describe the habitat/community (composition, function, and basis for designation): _____ _____</p> | |
| <p> ii. Source(s) of description or evaluation: _____ iii. Extent of community/habitat: • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres</p> | |
| <p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: i. Species and listing (endangered or threatened): _____ _____</p> | |
| <p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: i. Species and listing: _____ _____</p> | |
| <p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, give a brief description of how the proposed action may affect that use: _____ _____</p> | |
| E.3. Designated Public Resources On or Near Project Site | |
| <p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, provide county plus district name/number: _____</p> | |
| <p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No i. If Yes: acreage(s) on project site? _____ ii. Source(s) of soil rating(s): _____</p> | |
| <p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____ _____</p> | |
| <p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: i. CEA name: _____ ii. Basis for designation: _____ iii. Designating agency and date: _____</p> | |

| | |
|---|--|
| <p>e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District</p> <p>ii. Name: <u>Rondout Historic District</u></p> <p>iii. Brief description of attributes on which listing is based: <u>Thriving maritime village after the opening in 1828 of the Delaware and Hudson Canal</u></p> | |
| <p>f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | |
| <p>g. Have additional archaeological or historic site(s) or resources been identified on the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe possible resource(s): _____</p> <p>ii. Basis for identification: _____</p> | |
| <p>h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Identify resource: <u>Sojourner Truth State Park, NYS Empire State Trail</u></p> <p>ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): <u>State Park, Multimodal Trail (respectively)</u></p> <p>iii. Distance between project and resource: _____ <1.0 miles.</p> | |
| <p>i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Identify the name of the river and its designation: _____</p> <p>ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> | |

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Bartek Starodaj, City of Kingston Date 11.04.2024

Signature  Title Director of Housing Initiatives

FULL ENVIRONMENTAL ASSESEMENT FORM PART 1

F. ADDITIONAL INFORMATION

The proposed action involves the acquisition of the site by eminent domain. Thereafter the site will be made available for development, the City believes that the site can support a mixed-use development organized as a Walkable Neighborhood, meeting the standards of the City's form-based zoning code.

This future development will be subject to full planning review by the City of Kingston Planning Board and, depending on the final nature of any future proposal, the Zoning Board of Appeals. It is anticipated that future development will be subject to future comprehensive SEQRA assessment should there be changes to the conceptual development that is currently anticipated for the proposed eminent domain action.

A conceptual development map is attached (Figure 1).

CITY OF KINGSTON
Office of Housing Initiatives

CD-11

Bartek Starodaj, Director



Steven T. Noble, Mayor

November 4, 2024

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

Dear President Shaut:

As you know, the City of Kingston Common Council is currently undertaking a project consisting of the proposed acquisition of 42 parcels along Garraghan Drive/Broadway. This action requires review under the State Environmental Quality Act.

The attached resolution clarifies that the proposed action is a Type I action and that the City of Kingston Common Council intends to be the lead agency for review under the State Environmental Quality Act. Enclosed as well is a copy of the Part I of the Full Environmental Assessment Form.

Please assign this to the appropriate Committee for review.

Respectfully Submitted,

Bartek Starodaj
Director, Housing Initiatives

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

RESOLUTION 206 of 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING THE RELEASE OF THE RESTRICTION IN THE
DEED FOR 162-196 FOURTH AVENUE REQUIRING THAT THE PROPERTY
CANNOT BE SOLD IN THE FUTURE WITHOUT COMMON COUNCIL
CONSENT**

Sponsored By: Laws and Rules Committee: Alderman:
Scott-Childress, Hirsch, Pasti, Mickens,
Dennison

WHEREAS, by Resolutions 188, 189, 190 and 191 of 2011 the Common Council authorized the sale of 162-196 Fourth Avenue to Louis Kolano Jr.;and

WHEREAS, said Resolutions 188, 189, 190 and 190 of 2011 required that the deed to the property contain a restriction that the property could not be sold in the future without the consent of the Common Council; and

WHEREAS, deed dated May 24, 2012 and recorded in the Ulster County Clerk's Office on June 4, 2012, in Liber 5332 of deeds at page 305, contained the restriction that the property could not be sold in the future without the consent of the Common Council; and

WHEREAS, Louis Kolano Jr. is desirous of selling said premises and requests that the Common Council release the restriction requiring that the property cannot be sold in the future without the consent of the Common Council.

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

SECTION 1. That the Common Council of the City of Kingston hereby consents to the release and full termination of all deed restrictions, including the clause requiring the consent of the Common Council to the resale of said property by Louis Kolano Jr.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2024

Approved by the Mayor this _____ day of _____, 2024

Elisa Tinti, City Clerk
Adopted by Council on _____

Steven T. Noble, Mayor
2024.

206

THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES
COMMITTEE REPORT

DEPARTMENT: _____

DATE: 11/20/24

Description:

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, TO HEREBY RELEASE AND FULLY TERMINATE ALL DEED RESTRICTIONS PREVIOUSLY IMPOSED ON THE PROPERTY LOCATED AT 162-196 FOURTH AVENUE, KINGSTON, NY, AS DESCRIBED IN THE DEED DATED MAY 24, 2012 AND RECORDED IN THE OFFICE OF THE ULSTER COUNTY CLERK AT LIBER 5332 OF DEEDS AT PAGE 305 ON JUNE 4, 2012, THEREBY ALLOWING FOR THE SALE OF THE PROPERTY BY LOUIS F. KOLANO JR, EFFECTIVE IMMEDIATELY.

Signature _____

Motion by SP

Seconded by RSC

Action Required: _____



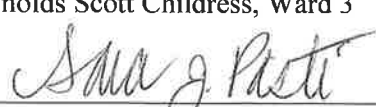
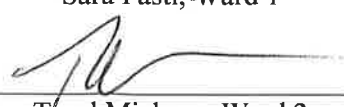

SEQRA Decision:
Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
|  Michele Hirsch, Chairman, Ward 9 | ✓ | |
|  Reynolds Scott Childress, Ward 3 | ✓ | |
|  Sara Pasti, Ward 1 | ✓ | |
|  Teryl Mickens, Ward 2 | ✓ | |
|  Robert Dennison, Ward 6 | ✓ | |

LTK

WILLIAM N. CLOONAN
ATTORNEY & COUNSELOR AT LAW
P.O. BOX 4382
KINGSTON, N.Y. 12402
(845) 853-5291
e-mail: wnc@cloonanlaw.com

October 8, 2024

Ms. Andrea Shaut
Aldersperson-at Large, Council President
City of Kingston
420 Broadway
Kingston, New York 12401

Re: Louis Kolano
2012 Tax sale 162 – 196 Fourth Avenue

Dear Ms. Shaut:

I represent Louis F. Kolano, Jr. who purchased vacant properties at 162-196 Fourth Avenue in the City of Kingston. He received a deed dated May 24, 2012. The deed was recorded in the office of the Ulster County Clerk at Liber 5332 of Deeds at Page 305 on June 4, 2012. A copy of the deed is enclosed.

The deed recited a reverter clause which provided for a return to the City if certain improvements were not made. The City released the reverter by instrument dated March 1, 2021 and was recorded in the office of the Ulster County Clerk at Liber 6789 of Deeds at Page 246 on March 19, 2021. A copy is enclosed.

The original deed further contains a restriction prohibiting the sale of the premises without approval of the Common Council. (See Paragraph "J" of deed dated May 24, 2012).

Mr. Kolano wishes to list the premises for sale and requests the Common Council to release the restriction at Paragraph "J" of list of restrictions as contained in the May 24, 2012 deed.

If you require further information please do not hesitate to contact me.

Respectfully yours,

William N. Cloonan

WILLIAM N CLOONAN

Ulster County
Nina Postupack
County Clerk
Kingston, NY 12401



50 2012 00008318

Volm-5332 Pg-305

Instrument Number: 2012-00008318

Recorded On: June 04, 2012

As
D01 - Deed

Parties: KINGSTON CITY

To
KOLANO LOUIS F JR

Billable Pages: 4

Recorded By: CITY OF KINGSTON

Num Of Pages: 4

Comment:

**** Examined and Charged as Follows: ****

| | | | | | |
|-------------------|--------|-------------------------|---------|----------------------|------|
| D01 - Deed | 80.00 | RP5217-250 | 250.00 | Tax Affidavit TP 584 | 5.00 |
| Recording Charge: | 316.00 | | | | |
| | Amount | Consideration Amount | RS#/CS# | | |
| Tax-Transfer | 8.00 | 2,000.00 | 3380 | Basic | 0.00 |
| KINGSTON CITY | | | | Local | 0.00 |
| | | | | Additional | 0.00 |
| Tax Charge: | 8.00 | | | Special Additional | 0.00 |
| | | | | Transfer | 8.00 |

**** THIS PAGE IS PART OF THE INSTRUMENT ****

I hereby certify that the within and foregoing was recorded in the Clerk's Office For: Ulster County,

File Information:

Document Number: 2012-00008318
Receipt Number: 1155185
Recorded Date/Time: June 04, 2012 02:49:42P
Book-Vol/Pg: BK-D VI-5332 Pg-305

Record and Return To:

LOUIS F KOLANO JR
166 HILLTOP DRIVE
HURLEY NY 12443

Cashier / Station: s smar / Cashier Workstation 6



Nina Postupack

Nina Postupack Ulster County Clerk

4
09
20

THIS INDENTURE, made the 24 day of May, two thousand and twelve,

BETWEEN City of Kingston, a municipal corporation with its principal place of business at 420 Broadway, Kingston, New York 12401

party of the first part, and

Louis F. Kolaog Jr. residing at 166 Hilltop Drive, Hurley, New York 12443 and
Mark A. Darwak residing at 80 Arnold Drive, Kingston, New York 12401

party of the second part,

WITNESSETH, that the party of the first part, in consideration of One and no/100 (\$1.00) - - - - -
- - - - - dollars, lawful money of the United States, paid by the party of the second part, does
hereby remise, release and quitclaim 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 Kingston, County of Ulster, State of New York,
known as:

Property Address: 162-180 Fourth Avenue

Kingston, New York, Tax Map Identifier #48.83-7-8 formerly titled to Sheila McLaughlin,
Jonathan Shanks, Isabel M. McLaughlin a/k/a Margaret Isabel McLaughlin, Anthony Dixon
Morris and Stephan Gurley Morris as described on the tax rolls for the City of Kingston for the
year 2008.

Property Address: 182-184 Fourth Avenue

Kingston, New York, Tax Map Identifier #48.83-7-7 formerly titled to Sheila McLaughlin and
Jonathan Shanks as described on the tax rolls for the City of Kingston for the year 2008

Property Address: 186-188 Fourth Avenue

Kingston, New York, Tax Map Identifier #48.83-7-6 titled to the City of Kingston as described
on the tax rolls for the City of Kingston for the year 2008

Property Address: 194-196 Fourth Avenue

Kingston, New York, Tax Map Identifier #48.83-7-4 formerly titled to Paige W. Monroe and
Linda Gay Monroe as described on the tax rolls for the City of Kingston for the year 2008

SUBJECT, however, to the following conditions:

- a. All of the above premises will be preserved as vacant with possible residential use in the future.
- b. The premises and all buildings thereon must be rehabilitated to comply with existing building, fire and zoning codes after consultation with the Building Safety Division of the City of Kingston.
- c. Purchaser is required to obtain all approvals, permits, licenses and certificates necessary to perform the work required and to occupy the premises.
- d. All work necessary to satisfy the building and fire codes must be completed within one year of the date of this deed. The purchaser will promptly apply for the necessary permits and approvals to permit the construction and occupation of the site for its proposed use.
- e. Purchaser agrees to obtain a building permit within two (2) months of obtaining final approval from all of the boards and/or commissions for which said approval may be required.
- f. Grantee will permit periodic inspections of the interior and exterior of the premises by the Building Safety Division until a Certificate of Occupancy is issued by the Building Safety Division.
- g. In the event the Fire Officer, after due deliberation, determines that the Grantee has breached any of the conditions herein, he shall notify the Planning Department of such breach who in turn shall notify Grantee of the breach, in writing, by

City of Kingston

CHECKED SM
ENTERED SM
MARK/OFF _____

certified mail. The Grantee shall, within thirty (30) days of mailing of such notice, correct the breached conditions, or in the alternative at the expiration of said thirty (30) days, surrender the premises and quit and vacate the premises conveyed.

- h. Upon the failure of the Grantee to attend the obligations specified herein, and upon expiration of the time period set forth in paragraph "d" hereof, title to the premises shall revert to the City of Kingston and the City shall upon due application to a Justice of the Supreme Court, or County Court, be entitled to a court order directing reversion of title to the City.
- i. After receiving the Court order reverting title to the City's name, the City shall cause to be recorded in the office of the Ulster County Clerk a certificate or other appropriate document in recordable form indicating that title to the lands and premises has reverted to the City of Kingston.
- j. That any of the above premises cannot be sold at any time in the future by Louis F. Kolano Jr. and/or Mark A. Darwak without the prior written consent of the Common Council, which consent shall not be arbitrarily withheld upon compliance with the provisions of (a) through (i) above.
- k. Upon the Grantee receiving a certificate of occupancy for the demised premises, the City of Kingston will issue a release to the Grantee evidencing the fulfillment and satisfaction of all the terms and conditions specified herein.
- l. The Grantee agrees to indemnify and hold harmless the City of Kingston its successors and assigns from any and all claims, liabilities, liens, or encumbrances affecting the properties reacquired by the City.

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,

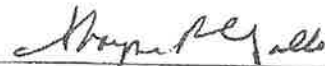
TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, hereby 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.

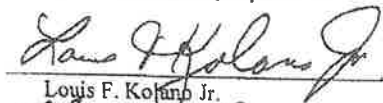
The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

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

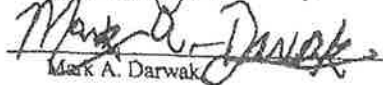
IN PRESENCE OF:



Shayne R. Gallo, Mayor, CITY OF KINGSTON



Louis F. Kolano Jr.



Mark A. Darwak

State of New York)
) ss.
County of Ulster)

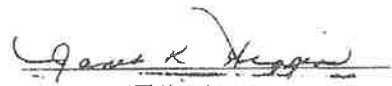
On the 3rd day of May 2012 before me, the undersigned, a Notary Public in and for said State, personally appeared Shayne R. Gallo personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



JANET K. HIGGINS
Notary Public, State of New York
No. 01H14283985
Qualified in Ulster County
Commission Expires Sept. 30, 20 13

State of New York)
) ss.
County of Ulster)

On the 24th day of May 2012 before me, the undersigned, a Notary Public in and for said State, personally appeared Louis F. Kolano Jr. personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



JANET K. HIGGINS
Notary Public, State of New York
No. 01H14283985
Qualified in Ulster County
Commission Expires Sept. 30, 20 13

State of New York)
) ss.
County of Ulster)

On the 29th day of May 2012 before me, the undersigned, a Notary Public in and for said State, personally appeared Mark A. Darwak personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



JANET K. HIGGINS
Notary Public, State of New York
No. 01H14283985
Qualified in Ulster County
Commission Expires Sept. 30, 20 13

Record and Return:
Louis F. Kolano Jr.
166 Hilltop Drive
Hurley, New York 12443



ULSTER COUNTY - STATE OF NEW YORK
 NINA POSTUPACK, COUNTY CLERK
 244 FAIR STREET, KINGSTON, NEW YORK 12401

COUNTY CLERK'S RECORDING PAGE
 THIS PAGE IS PART OF THE DOCUMENT - DO NOT DETACH



Recording:

| | |
|---------------------------|-------|
| Cover Page | 5.00 |
| Recording Fee | 25.00 |
| Cross References | 0.50 |
| Cultural Ed | 14.25 |
| Records Management - Coun | 1.00 |
| Records Management - Stat | 4.75 |

BOOK/PAGE: 6789 / 246
 INSTRUMENT #: 2021-5560

Total: 50.50

**** NOTICE: THIS IS NOT A BILL ****

Receipt#: 2021021624
 Clerk: RS
 Rec Date: 03/19/2021 03:13:10 PM
 Doc Grp: D
 Descrip: MISC-RECORDING
 Num Pgs: 2
 Rec'd Firm: COOK TUCKER NETTER & CLOONAN PC

Party1: KINGSTON CITY
 Party2: KOLANO LOUIS F JR

Related: Instr#: 2012-8318

Record and Return To:

PO BOX 3333
 85 MAIN ST
 KINGSTON, NY 12402
 WILLIAM N CLOONAN
 COOK NETTER CLOONAN KURTZ & MURPHY PC
 PO BOX 3333

WARNING***

*** Information may be amended during the verification process, and may not be reflected on this cover page.

THIS PAGE CONSTITUTES THE CLERK'S ENDORSEMENT, REQUIRED BY SECTION 316-a (5) & 319 OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK.

Nina Postupack
 Nina Postupack

REVERTER RELEASE

WHEREAS, the City of Kingston, a municipal corporation with its principal place of business at 420 Broadway, Kingston, New York, transferred property located at 162-180 Fourth Avenue, 182-184 Fourth Avenue, 186-188 Fourth Avenue and 194-196 Fourth Avenue, City of Kingston, County of Ulster and State of New York, Tax Map Nos. 48.83-7-8, 48.83-7-7, 48.83-7-6 and 48.83-7-4 to Louis F. Kolano Jr. and Mark A. Darwak by deed dated May 24, 2012, and recorded in the Office of the Clerk of the County of Ulster in Liber 5332 of Deeds at Page 305 as Document Number 2012-8318 on June 4, 2012.

WHEREAS, said deed contained conditions set by the City of Kingston hereinafter referred to as a reverter; and

WHEREAS, the property owner has requested that the reverter be released by the City of Kingston.

NOW THEREFORE, the City of Kingston hereby:

1. Consents to the release of the reverter contained in the deed from City of Kingston to Louis F. Kolano Jr. and Mark A. Darwak dated May 24, 2012, and recorded in the Office of the Clerk of the County of Ulster in Liber 5332 of Deeds, Page 305, as Document Number 2012-8318, on June 4, 2012.
2. Consents to the filing of the Release in the records of the Clerk of the County of Ulster.

Attest:



Elisa Tinti, City Clerk

CITY OF KINGSTON



Steven T. Noble, Mayor


State of New York)
)ss.:
County of Ulster)

On the 1st day of March, 2021, before me the undersigned personally appeared Steven T. Noble, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

JANET K. HOONB
Notary Public, State of New York
No. 01H14283985
Qualified in Ulster County
Commission Expires Sept. 30, 2021


Notary Public

Record and Return to:

 William N. Bloomer
Clerk, Netter Bloomer
(Kurtz & Murphy PC
PO Box 3939
85 MAIN STREET
KINGSTON, N.Y. 12402

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AMENDING THE LANGUAGE OF CHAPTER 346 OF THE CODE
OF THE CITY OF KINGSTON – SIDEWALK CAFES**

Sponsored By: Laws & Rules Committee: Alderman:
Hirsch, Scott-Childress, Pasti, Mickens,
Dennison

WHEREAS, Chapter 346 of the Code of the City of Kingston addresses Sidewalk Cafes; and

WHEREAS, a request has been made to amend Section 346-3(I) of the City of Kingston Code; and

WHEREAS, the amendment of the language of Section 346-3(I) is in the best interests of the City of Kingston.

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

SECTION 1. That the Common Council of the City of Kingston hereby authorizes repealing the language in Section 346-3(I) as follows:

In the event that the sidewalk café/outdoor seating will be operating in a rental space, the operator must submit with the site plan a written consent from the owner of the property.

and replacing the language therein to read as follows:

In the event that the sidewalk café/outdoor seating will be operating the seating on the sidewalk adjacent to a rental space, the operator must submit with the site plan a written consent from the owner of the property. No consent is needed from the property owner for the City to approve outdoor dining/sidewalk café within a City Street or public parking area.

SECTION 2. This Ordinance as amended shall read as per the above wording.

SECTION 3. All Ordinances and parts thereof inconsistent herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect immediately after the passage, approval, and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____

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THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES COMMITTEE REPORT

DEPARTMENT: _____

DATE: _____

Description:

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING THE LANGUAGE OF CHAPTER 340 OF THE CODE OF THE CITY OF KINGSTON - SIDEWALK CAFES, REPEALING THE FOLLOWING WORDING AT CHAPTER 364(3) - 1" IN THE EVENT THAT THE CITY SIDEWALK CAFE/ OUTDOOR SEATING WILL BE OPERATING IN A RENTAL SPACE, THE OPERATOR MUST SUBMIT WITH THE SITE PLAN A WRITTEN CONSENT FROM THE OWNER OF THE PROPERTY AND IT SHOULD BE REPLACED WITH, "IN THE EVENT THAT THE SIDEWALK CAFE/ OUTDOOR SEATING WILL BE OPERATING WITH THE SEATING ON THE SIDEWALK ADJACENT TO A RENTAL SPACE THE OPERATOR MUST SUBMIT WITH THE SITE PLAN A WRITTEN CONSENT FROM THE PROPERTY OWNER FOR THE CITY TO APPROVE OUTDOOR DINING/ SIDEWALK CAFE WITHIN A CITY STREET OR PUBLIC PARK

Motion by RSC

Seconded by SP

Action Required:

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

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Michele Hirsch, Chairman, Ward 9 <i>Michele Hirsch</i> | ✓ | |
| Reynolds Scott Childress, Ward 3 <i>Reynolds Scott Childress</i> | ✓ | |
| Sara Pasti, Ward 1 <i>Sara G. Pasti</i> | ✓ | |
| Teryl Mickens, Ward 2 <i>Teryl Mickens</i> | ✓ | |
| Robert Dennison, Ward 6 <i>Robert Dennison</i> | ✓ | |

(W)

CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

Steven T. Noble
Mayor



November 15th, 2024

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

Re: Resolution 197 Veto

Dear President Shaut,

I am returning resolution 197 with a veto. Unfortunately the language that was proposed was not written in a way to effectively achieve what the Common Council's intent I believe was in modifying Section 346.

In this veto message, I am proposing what language I believe will achieve what the council is looking for.

The Common Council should repeal the following wording in Section 346(3)-I "In the event that the sidewalk café/outdoor seating will be operating in a rental space, the operator must submit with the site plan a written consent from the owner of the property" and it should be replaced with, "In the event that the sidewalk café/outdoor seating will be operating the seating on the sidewalk adjacent to a rental space, the operator must submit with the site plan a written consent from the owner of the property. No consent is needed from the property owner for the City to approve outdoor dining/sidewalk café within a City Street or public parking area."

Respectfully Submitted,

Steven T. Noble
Mayor

RESOLUTION 197 of 2024

Ordinance: Sidewalk Cafes

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING THE LANGUAGE OF CHAPTER 346 OF THE CODE OF THE CITY OF KINGSTON – SIDEWALK CAFES

Sponsored By: Laws & Rules Committee: Alderman:
Hirsch, Scott-Childress, Pasti, Mickens,
Dennison

WHEREAS, Chapter 346 of the Code of the City of Kingston addresses Sidewalk Cafes; and

WHEREAS, a request has been made to amend Section 346-3(1) of the City of Kingston Code; and

WHEREAS, the amendment of the language of Section 346-3(1) is in the best interests of the City of Kingston.

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

SECTION 1. That the Common Council of the City of Kingston hereby authorizes the amendment of the language of Section 346-3(1), repealing the language in Section 346-3(1) and replacing the language therein to read as follows:

In the event that the sidewalk café/outdoor seating will be operating in a rental space, the operator must submit with the site plan a written consent from the property owner” will be suspended.

SECTION 2. This Ordinance as amended shall read as per the attached.

SECTION 3. All Ordinances and parts thereof inconsistent herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect immediately after the passage, approval, and publication as provided by law.

Submitted to the Mayor this 14th day of

Approved by the Mayor this ____ day of

November, 2024

_____, 2024

Elisa Tinti

VETO

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on: November 12, 2024

197

THE CITY OF KINGSTON COMMON COUNCIL

LAWS & RULES
COMMITTEE REPORT

DEPARTMENT: _____

DATE: 10/16/24

Description:

AN ORDINANCE AMENDING THE LANGUAGE IN
CHAPTER 346 OF THE CODE OF THE CITY OF KINGSTON -
SIDEWALK CAFES. AMENDED AS ATTACHED.

Signature _____

Motion by RSC

Seconded by TM

Action Required: _____

SEQRA Decision:

Type I Action

Type II Action


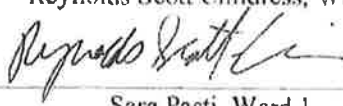
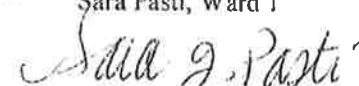


Unlisted Action

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|-------------------------------------|--------------------------|
| Michele Hirsch, Chairman, Ward 9  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Reynolds Scott Childress, Ward 3  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sara Pasti, Ward 1  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Teryl Mickens, Ward 2  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Robert Dennison, Ward 6  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

3

CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

Steven T. Noble
Mayor



EXECUTIVE ORDER

Issued July 26th, 2024

In order for Outdoor Dining to continue effectively, a section of language in our Sidewalk Café Code needs to be reworked.

Therefore, I, Steven T. Noble, Mayor of the City of Kingston, by the power vested in me by the Charter of the City of Kingston declare:

Effective immediately, Kingston City Code section 346-3.1 "In the event that the sidewalk cafe/outdoor seating will be operating in a rental space, the operator must submit with the site plan a written consent from the owner of the property" will be suspended.

Sincerely,

A handwritten signature in blue ink, appearing to read "Steven T. Noble".

Steven T. Noble
Mayor

STN:rjv

**RESOLUTION ____ OF 2024
OF THE COMMON COUNCIL OF
THE CITY OF KINGSTON, NEW YORK**

Ordinance: Sidewalk Cafes

**AN ORDINANCE AMENDING THE LANGUAGE IN CHAPTER 346 OF THE
CODE OF THE CITY OF KINGSTON - SIDEWALK CAFES**

Sponsored By: Laws & Rules Committee: Alderman Hirsch,
Pasti, Mickens, Scott-Childress, Dennison

WHEREAS, Chapter 346 of the Code of the City of Kingston addresses
Sidewalk Cafes; and

WHEREAS, a request has been made to amend Section 346-3(I) of the City of
Kingston Code; and

WHEREAS, the amendment of the language of Section 346-3(I) is in the best
interests of the City of Kingston; and

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

SECTION 1. That the Common Council of the City of Kingston authorizes the
amendment of the language of Section 346-3(I), repealing the language in Section 346-
3(I) and replacing the language therein to read as follows:

In the event that the sidewalk cafe/outdoor seating area will be extending onto a
neighboring property, the operator must submit with the site plan the written consent of
the neighboring property owner and tenant.

SECTION 2. The Ordinance as amended shall read as per the attached.

SECTION 3. All Ordinances and parts thereof, inconsistent herewith are
hereby repealed.

SECTION 4. This ordinance shall take effect immediately after the passage,
approval, and publication as provided by law.

Submitted to the Mayor this ____ day of _____,
_____, 2024

Approved by the Mayor this ____ day of _____,
_____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Chapter 346

SIDEWALK CAFES¹

| | | | |
|----------|----------------------|----------|-------------------------|
| § 346-1. | Purposes. | § 346-4. | Penalties for offenses. |
| § 346-2. | Definitions. | § 346-5. | Revocation for cause. |
| § 346-3. | General regulations. | | |

[HISTORY: Adopted by the Common Council of the City of Kingston 10-2-2012, approved 10-3-2012; amended in its entirety 4-5-2022, approved 4-6-2022. Subsequent amendments noted where applicable.]

§ 346-1. Purposes.

The sidewalk cafe/outdoor seating regulations as established in this chapter are designed to allow sidewalk cafes/outdoor seating on private and public property in locations where they are determined to be appropriate by the City and to promote and protect the public health, safety, general welfare and amenity. These general goals include, among others, the following specific purposes:

- A. To provide adequate space for pedestrians on the sidewalk adjacent to the sidewalk cafes, and to insure access to adjacent commercial and retail uses.
- B. To promote sidewalk cafes/outdoor seating as useful and properly planned visual amenities which better relate to the streetscape.
- C. To promote the desirable use of land and buildings and thereby protect the City's tax revenue.

§ 346-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

OUTDOOR DINING AREAS —

- A. An outdoor dining area, located on public property, which is public through dedication or easement, or public right-of-way that provides waiter or waitress service and contains tables, chairs, railings and may contain planters. "Outdoor dining" is defined as an open air space without a fixed roof (besides a temporary or seasonal awning or cover). All roadway and sidewalk seating elements must be removed when a City agency, utility company, or other contractor needs to access the space for installation or repair. This includes, but is not limited to, tents, barriers, tables, chairs, and portable heaters.
- B. In addition, roadway seating elements need to be removed during the snow season when roadway dining is suspended. Roadway and sidewalk seating elements must also be removed to facilitate routine and emergency tree work, regardless of whether the City has provided advanced noticed for emergency work.

1. Editor's Note: This chapter was originally adopted as Ch. 366 but was renumbered in order to retain the alphabetical organization of the Code.

and Safety Department. The operator must provide such information as requested by the Director of the Building and Safety Department, including but not limited to the number of proposed tables, the linear square footage of the proposed outdoor cafe and a map showing the design and location of all temporary structures such as retractable awnings, planters, landscaping, tables, chairs, umbrellas and other equipment, as well as lighting and electrical outlet locations. The owner must also indicate whether alcoholic beverages will be prepared and/or served within the proposed outdoor dining area.

- I. In the event that the sidewalk cafe/outdoor seating area will be extending onto a neighboring property, the operator must submit with the site plan the written consent of the neighboring property owner and tenant.
- J. If the Director of the Building and Safety Department disapproves the site development plan or determines not to issue the license, he shall state his reason for his determination in a letter to the applicant. The applicant may then petition the Common Council to be heard.
- K. Hours.
 - (1) Sidewalk cafe/outdoor seating shall close operation by 10:00 p.m. Any requests for later hours will require a noise permit from the Planning Department as well as approval from the Mayor.
 - (2) Outdoor dining areas placed in parking spots must be used a total of six hours per day and at least five days per week for permanent placement. If the outdoor dining area in a parking spot is used less than six total hours per day and five days a week, the furnishings should be removed when not in use.
- L. License to operate sidewalk cafes shall not be granted absent proof that the operator has set aside a minimum of 36 inches of clear distances, exclusive of the area occupied by the sidewalk cafe, free of all obstructions (such as trees, parking meters, utility poles, etc.) in order to allow adequate pedestrian and/or wheelchair movement. Outdoor dining areas should not extend more than seven feet from the sidewalk and must maintain a two-foot distance from parking space wheel stops on either side.
- M. The applicant shall be responsible for delineating the cafe/outdoor seating area by setting up a barrier such as planters or a railing to physically separate patrons from pedestrian traffic.
- N. No structure or enclosure to accommodate the storage of accumulated garbage may be erected or placed adjacent to or separate from the sidewalk cafe on public property.
- O. A sidewalk cafe/outdoor seating shall not interfere with any public service facility, including, but not limited to, bus stops, lampposts, fire hydrants, lighting fixtures, mailboxes, public benches, or telephones located on the sidewalk.
- P. Furnishings and structures.
 - (1) Furnishings of all sidewalk cafes/outdoor seating shall be readily removable, including but not limited to all lights, tables, railings, heaters and umbrellas. Furnishings may not be attached to the sidewalk or to any other public property, either in a permanent or temporary manner. Tables and chairs must be removed or secured in place when not in use.
 - (2) Umbrellas and tents should not be used during inclement weather, such as high wind conditions. Structures or additions of any kind may not be bolted down or drilled into the roadway or sidewalk. Structures, tents, or umbrellas may not block any right-of-way signs or street regulation signs.

- U. The sidewalk cafe/outdoor seating permit must be prominently displayed by the permit holder in a publicly visible location.

§ 346-4. Penalties for offenses.

Any person who shall violate any of the provisions of this chapter shall be liable to prosecution in the City Court and/or any court of competent jurisdiction and shall, upon conviction thereof, be liable for a fine of up to \$250. Each and every day such violation continues shall be deemed a separate violation.

§ 346-5. Revocation for cause.

Any license granted under the provisions of this chapter may be suspended or revoked by the Director of the Building and Safety Department for cause. The licensee may request a hearing before the Director of the Building and Safety Department or his designee within five days of receipt of notice of suspension or revocation. Any such hearing shall be held after reasonable written notice by the Director of the Building and Safety Department to the licensee of the violations, and the licensee shall have the right to be represented by counsel, present evidence on his or her behalf and confront the evidence against him or her. Cause for revocation or suspension of a temporary license shall be any condition that may endanger the health and safety of the public.

RESOLUTION 208 OF 2024

Ordinance: Handicap Parking

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO THE TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, ADDING HANDICAP PARKING ON FIRST AVENUE

Sponsored By: Public Safety/General Government Committee:
Alderman Dennison, Andrews, Pasti, Edwards,
Mickens

WHEREAS, in the interest of safety and the needs of the residents, parking on the street must be regulated.

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

SECTION 1- Article 7, SECTION 390-57, SCHEDULE XX, "HANDICAP PARKING" is hereby amended by ADDING the following:

"HANDICAP PARKING" is to be ADDED at 14 First Avenue

SECTION 2- All ordinances and parts thereof, inconsistent herewith are hereby appealed

SECTION 3- This resolution shall take place immediately after passage, approval and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

**THE CITY OF KINGSTON COMMON COUNCIL
PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT**

DEPARTMENT: Common Council

DATE: 12/2/24

Description:

Add a handicap parking sign @ 14 First Avenue.

Signature _____

Motion by TM

Seconded by JE

Action Required:

| Committee Vote | YES | NO |
|---|------------|-----------|
| <u>Sara J. Patti</u> | ✓ | |
| Robert Dennison, Chairman, Ward 6 <u>Sara Patti, Ward 1</u> | | |
| <u>Jeanne Edwards</u> Jeanne Edwards, Ward 4 | ✓ | |
| <u>Teryl Mickens</u> Teryl Mickens, Ward 5 | ✓ | |
| <u>Bryant Drew Andrews</u> Bryant Drew Andrews, Ward 7 | ✓ | |
| <u>Reynolds Scott-Childress</u> Reynolds Scott-Childress, Ward 3 | ✓ | |

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO THE TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, REMOVING “20 MINUTE PARKING” AND REPLACING IT WITH “NO PARKING” ON DELAWARE AVENUE

Sponsored By: Public Safety/General Government Committee:
Alderman Dennison, Andrews, Pasti, Edwards,
Mickens

WHEREAS, in the interest of safety and the needs of the residents, parking on the street must be regulated.

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

SECTION 1- SECTION 390-61, SCHEDULE XVII, “LIMITED TIME PARKING” and SECTION 390-97 SCHEDULE XIV “NO PARKING” are hereby amended by the following:

“20 MINUTE PARKING” is to be REMOVED on Delaware Avenue from Third Avenue North to a point 100 ft West. To be REPLACED by ADDING “NO PARKING” on Delaware Avenue from Third Avenue North to a point 100 ft West.

SECTION 2- All ordinances and parts thereof, inconsistent herewith are hereby appealed

SECTION 3- This resolution shall take place immediately after passage, approval and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL
PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT: Common Council

DATE: 12/2/24

Description:

Remove "20-Minute Parking" Sign at 484 Delaware Avenue and add "No Parking" Sign (or "No Parking, Here to corner" - if appropriate).

Signature _____

Motion by JE

Seconded by SP

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Robert Dennison, Chairman, Ward 6 <i>Sara J. Parti, ward 1</i> | ✓ | |
| Jeanne Edwards, Ward 4 <i>Jeanne Edwards</i> | ✓ | |
| Teryl Mickens, Ward 5 <i>Teryl Mickens</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Reynolds Scott-Childress, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |

RESOLUTION 210 OF 2024

Ordinance: No Parking

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO THE TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, ADDING NO PARKING ON BURHANS BLVD.

Sponsored By: Public Safety/General Government Committee:
Alderman Dennison, Andrews, Pasti, Edwards,
Mickens

WHEREAS, in the interest of safety and the needs of the residents, parking on the street must be regulated.

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

SECTION 1-SECTION 390-97, SCHEDULE XIV, “NO PARKING” is hereby amended by ADDING the following:

“NO PARKING” is to be ADDED to both side of Burhans Blvd

SECTION 2- All ordinances and parts therof, inconsistent herewith are hereby appealed

SECTION 3- This resolution shall take place immediately after passage, approval and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT: Common Council

DATE: 12/2/24

Description:

Add "No Parking" Signs on both sides of
Barhans Boulevard.

Signature _____

Motion by DA

Seconded by TM

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------------------|------------|-----------|
| Robert Dennison, Chairman, Ward 6 | | |
| <i>Sara J. Pasti, ward 1</i> | ✓ | |
| Jeanne Edwards, Ward 4 | ✓ | |
| <i>Teryl Mickens</i> | ✓ | |
| Teryl Mickens, Ward 5 | | |
| <i>Bryant Drew Andrews</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 | | |
| <i>Reynolds Scott-Childress</i> | ✓ | |
| Reynolds Scott-Childress, Ward 3 | | |



PS+GG

Tinti, Elisa

From: Shaut, Andrea
Sent: Tuesday, November 5, 2024 11:26 AM
To: Tinti, Elisa
Subject: Fw: Removal and Installation of signs

Can you print the below communication for my folder?

Thank you!

Andrea Shaut

Council President, City of Kingston

From: Andrews, Drew <Ward7@kingston-ny.gov>
Sent: Monday, November 4, 2024 4:23 PM
To: Shaut, Andrea <ashaut@kingston-ny.gov>; Norman, Edward <enorman@kingston-ny.gov>
Subject: Re: Removal and Installation of signs

President Andrea Shaut

City of Kingston Common Council
City Hall - 420 Broadway
Kingston, NY 12401

Re: Removal and Installation of signs

Dear President Shaut,

I respectfully submit this communication to the Common Council for the approval to remove the current signs "20 minute parking" in front of the former Delaware Deli and replacement with "No Parking" signs. Vehicles parked along Delaware Avenue have obstructed sight lines for drivers pulling out of Third Avenue, creating a hazardous situation.

Thank you for your consideration.
Bryant Drew Andrews
Ward 7 Alderman



Tinti, Elisa

From: Pasti, Sara
Sent: Wednesday, October 2, 2024 4:41 PM
To: Shaut, Andrea
Cc: Tinti, Elisa
Subject: Communication for November Committee Meeting

PS+bb

Dear President Shaut,

Please accept this message as a communication to be placed on the agenda of the appropriate committee. I am requesting signage for Burhans Boulevard indicating no parking on both sides of the street.

Thank you for your consideration of this request. Please let me know if you have any questions or require additional information.

Sincerely,

Sara Pasti

Sara Pasti
Ward 1 Alderwoman
Kingston Common Council
(845) 392-2519

RESOLUTION 211 OF 2024

Ordinance: Placement of Meter

AN ORDINANCE AMENDING AN ORDINANCE IN RELATION TO THE TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF KINGSTON, NEW YORK, REMOVING PARKING METER #480 FROM ALBANY AVENUE

Sponsored By: Public Safety/General Government Committee:
Alderman Dennison, Andrews, Pasti, Edwards,
Mickens

WHEREAS, in the interest of safety and the needs of the residents, parking on the street must be regulated.

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

SECTION 1- Article 7, SECTION 390-4, "PLACEMENT OF METER" is hereby amended by REMOVING the following:

"PARKING METER #480" is to be REMOVED from the intersection of Albany Avenue and Clinton Avenue

SECTION 2- All ordinances and parts thereof, inconsistent herewith are hereby appealed

SECTION 3- This resolution shall take place immediately after passage, approval and publication as provided by law.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL

PUBLIC SAFETY/GENERAL GOVERNMENT
COMMITTEE REPORT

DEPARTMENT: Common Council

DATE: 12/2/24

Description:

Remove parking meter #480⁰ Albany Avenue +
Clinton Avenue due to now inappropriate spacing
as a result of recent renovation of the intersection

Signature _____

Motion by DA

Seconded by TM

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Robert Dennison, Chairman, Ward 6 <u>Sara J. Pasti, Ward 1</u> | ✓ | |
| Jeanne Edwards, Ward 4 <u>Jeanne Edwards</u> | ✓ | |
| Teryl Mickens, Ward 5 <u>Teryl Mickens</u> | ✓ | |
| Bryant Drew Andrews, Ward 7 <u>Bryant Drew Andrews</u> | ✓ | |
| Reynolds Scott Childress, Ward 3 <u>Reynolds Scott Childress</u> | ✓ | |

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PS+GG

Tinti, Elisa

From: Perry, Vincent
Sent: Tuesday, October 22, 2024 4:16 PM
To: Tinti, Elisa
Subject: Meter 480

Good Afternoon Elisa,

Now that the changes have been made to the intersection of Albany Ave. and Clinton Ave. meter 480 is no longer positioned by a parking space. What do I need to do to have that meter removed?

Thanks,
Vinnie

RESOLUTION 212 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, TO ADOPT THE 2025 FEE SCHEDULE AS PER ATTACHED**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, the Comptroller has requested the adoption of the 2025 Fee Schedule, and **WHEREAS**, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the City of Kingston Fee Schedule for 2025 is adopted as per the attached

SECTION 2. This resolution shall take place immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

213

1

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

| <u>REQUEST DESCRIPTION</u> | | |
|----------------------------------|----------------------------|-----------------------|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER _____ |
| AUTHORIZATION ^x _____ | BUDGET MODIFICATION _____ | BONDING REQUEST _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT: Comptroller DATE: 11/21/24

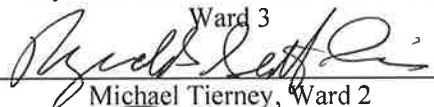



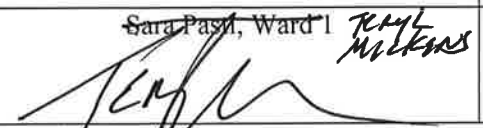
Description:
Approve 2025 fee schedule as per attached.

Estimated Financial Impact: \$ NIA Signature John Tucey

Motion by DA

Seconded by SS

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3  | ✓ | |
| Michael Tierney, Ward 2  | ✓ | |
| Bryant Drew Andrews, Ward 7  | ✓ | |
| Steve Schabot, Ward 8  | ✓ | |
| Sara Pash, Ward 1 ^{ROYL MILKENS}  | ✓ | |

2025 City of Kingston Fee Schedule

BUILDING DEPARTMENT

| | |
|--|--|
| Application for sidewalk cafe | \$150 |
| Permit for sidewalk cafe | \$250 |
| Site development permit - Residential | \$250 |
| Site development permit - Commercial | \$500 |
| Minimum fee for any building permit | \$100 |
| (*plus a per-square-foot fee for the following): | |
| New building - Residential | \$0.50 |
| New building - Commercial | \$0.70 |
| Additions - Residential | \$0.30 |
| Additions - Commercial | \$0.50 |
| Alterations - Residential | \$0.30 |
| Alterations - Commercial | \$0.50 |
| Elevators and lifts (flat fee) per unit | \$100 |
| Demolition interior (flat fee) -Residential | \$100 |
| Demolition interior (flat fee) - Commercial | \$200 |
| Demolition (residential structure removal flat fee) | \$250 |
| Demolition (commercial structure removal flat fee) | \$500 |
| Pools - Aboveground (flat fee) | \$75 |
| Pools - In-ground (flat fee) including required fencing | \$150 |
| Job trailers (6 months/extensions at the discretion of Building Safety) | \$100 |
| Shipping containers (7 days max.) | \$100 |
| Blasting (per job) | \$200 |
| Review of Plans Pre-Permit App, Revisions, interpretations, or determinations | \$125 per hour |
| Fireworks Permit | \$200 |
| Permit Extension (All Permits) | \$75 |
| Must Be Requested within 5 days of expiration date of original permit and may not exceed an additional 6 months. | |
| Expired Permit Renewal (All Permits) | 50% of original fee but not less than \$75 |
| New Application Required | |
| Working without a permit fee | |
| Residential - First Instance | \$250 plus permit cost |
| Residential - Second Instance | \$500 plus permit cost |
| Residential - Each Instance After Second Instance | \$1,000 plus permit cost |
| Commercial - First Instance | \$500 plus permit cost |
| Commercial - Each Instance After First Instance | \$1,000 plus permit cost |
| Stop Work Order | \$150 |
| Failure to call for and schedule required inspections fee within timeframe specified with permit | |
| Residential | \$100 |
| Commercial | \$250 |
| Roofing Permits: | |
| Residential | \$100 \$75 |
| Commercial | \$100 \$75 or \$.03 per square foot whichever is larger |
| Inspections or service requested outside of normal business hours (3 hour min) | \$85 per hour |
| Solar permits | |
| Installation of up to 5KW of solar electric usage | \$50 |
| Installation of 5.1KW to 7.5 KW of solar electric usage | \$125 |
| Installation of 7.51 KW to 10 KW of solar electric usage | \$250 |
| Over 10.1 KW of solar electric usage | \$500 |
| Over 25 KW of solar electric usage | \$1000 |
| Commercial Solar Facilities | \$6000 |

| | |
|--|------------------------|
| Commercial Battery Facilities | \$3500 |
| In addition to the above, the following fees shall apply: | |
| Certificate of compliance/Municipal Search - Residential | \$150 |
| Certificate of compliance/Municipal Search - Commercial | \$250 |
| Certificate of occupancy (copy) | \$5 |
| Certificate of compliance (copy) | \$5 |
| Temporary Certificate of Occupancy | \$150 |
| Inspection for certificate of compliance or certificate of occupancy | |
| One- and two-family house | \$100 |
| Three or more apartments (per unit) | \$50 |
| Re-inspection Fee | \$150 |
| Record of Inspection (per square foot per floor) | \$0.25 |
| Rental property inspection fees-multiple dwellings | |
| Apartment buildings | |
| 1-3 rental units: flat fee plus \$50 per each unit | \$75 |
| 4-9 rental units: flat fee plus \$50 per each unit | \$150 |
| 10-20 rental units: flat fee plus \$45 per each unit | \$250 |
| Over 20 rental units: flat fee plus \$40 per each unit | \$400 |
| Rooming houses | |
| 1-9 rental units: flat fee plus \$40 per each unit | \$100 |
| 10-20 rental units: flat fee plus \$35 per each unit | \$200 |
| Over 20 rental units: flat fee plus \$30 per each unit | \$350 |
| Hotel property inspection fees-multiple dwellings | |
| 1-3 rental units: Flat fee plus \$50 per each unit | \$75 |
| 4-9 rental units: Flat fee plus \$50 per each unit | \$150 |
| 10-20 rental units: Flat fee plus \$45 per each unit | \$250 |
| Over 20 rental units: Flat fee plus \$40 per each unit | \$400 |
| Assembly Spaces (annual inspection) | |
| Properties up to 1,000 sq ft | \$125 |
| Properties over 1,000 sq ft | \$125 |
| Plus \$.02/sq ft | |
| Short-term rental registration fees, annual | |
| Short-term rental, Full | \$650 |
| Short-term rental, Limited | \$125 |
| Short-term rental, Resident Occupied | \$125 |
| Short-term rental violation fees, per day rented or per day advertised | |
| First Instance | \$1,000 |
| Second Instance | \$5,000 |
| Third or any Subsequent Instance | \$7,500 |
| Failed Inspection Fees | |
| First Instance | \$250 |
| Second Instance | \$500 |
| Third or any Subsequent Instance | \$1,000 |
| Fuel tank Removal/Installation Fees Per Tank: | |
| Residential | \$150 |
| Commercial | \$250 |
| Fire Sprinkler Permit | \$200 |
| Commercial Property/Fire Inspections | |
| Properties up to 1,000 sq ft | \$125 |
| Properties over 1,000 sq ft | \$125 plus \$.03 sq ft |
| (Maximum fee for commercial property fire inspections is \$1500) | |
| (Maximum fee for non profits and churches is \$500) | |
| Marinas-Commercial fire inspection fees apply to buildings/structures plus \$2/per boat slip | |
| Gas Stations | \$125 |
| plus \$25 per pump | |
| Change of Occupancy/Use Permit | |
| Residential | \$100 |

| | |
|--|----------------------|
| Commercial | \$200 |
| Flood Plain Permit | \$300 |
| Towers/Cell Towers | |
| Equipment modifications/replacement or collocation | \$750 |
| New tower installation | \$1,500 |
| Alarm Systems (fire, security, etc) Commercial properties / 3 family and above | \$100 |
| Crane Permit – per site for up to 5 days | \$250 |
| Crane Permit – per site for up to 30 days | \$500 |
| HVAC – Heating, AC, Heat Pumps – Base permit fee of: | \$100 plus \$15/unit |

Electrical permits:

| | |
|--------------------------------|-------|
| Residential | \$75 |
| Residential (new construction) | \$150 |
| Commercial | \$150 |
| Commercial (new construction) | \$300 |

Plumbing:

| | |
|--|---------|
| Application and initial license fee (plumbing – includes oil heat) | \$300 |
| Gas license (includes water connection) | \$125 |
| Oil heating license (includes water connection) | \$125 |
| Examination fee (each exam) | \$100 |
| Inactive license fee (each) | \$75 |
| License renewal fee (plumbing) | \$300 |
| License renewal fee (gas or oil) | \$125 |
| License reinstatement fee (plumbing) | \$300 |
| License reinstatement fee (gas or oil) | \$75 |
| Plumbing Permits-base fee plus: | \$75 |
| Fee Per Fixture | \$10 |
| Single job permit fee: | |
| Up to \$10,000 | \$400 |
| From \$10,001 to \$100,000 | \$900 |
| Over \$100,000 | \$1,500 |

Zoning:

| | |
|------------------------------|-------|
| Zoning Letter: | |
| Residential | \$100 |
| Commercial | \$250 |
| Zoning Variance Fees: | |
| Area Variance – Residential | \$150 |
| Area Variance – Commercial | \$350 |
| Usage Variance – Residential | \$150 |
| Usage Variance – Commercial | \$350 |

CITY CLERK/REGISTRAR

| | |
|---|---|
| Auction license | \$125 |
| City Code | |
| Code book set or computer disk | \$330 |
| Annual Code updates | \$110 |
| City Hall Space Rental | |
| Building/Room usage fee | \$100 |
| Building/Room usage fee – additional hourly charge for staff overtime | \$55 |
| Equipment Rental | \$25 |
| Dog Licenses | |
| Dog License - Unneutered males and unspayed females | \$18 |
| Dog License - Neutered males and spayed females | \$9 |
| Replacement tag fee | \$3 |
| Dog Impoundment/Boarding/Adoption | |
| Dog Redemption Fee | \$100 First offense \$150 Second offense in a year |

| | | |
|---|-------------------------------|---------|
| | \$200 Third offense in a year | |
| Boarding Fee per day | | \$40 |
| Enumeration fee | | \$5 |
| Dog adoption fee | | \$160 |
| Gaming | | |
| Bingo license | | \$18.75 |
| Games of chance license fee | | \$25 |
| Genealogy Search (birth, death marriage) | | |
| 1-3 years (per record/name) | | \$22 |
| 4-10 Years | | \$42 |
| 11-20 Years | | \$62 |
| +\$20.00 increments per 10 years | | |
| Marriage license application | | \$40 |
| One Day Marriage Officiant | | \$25 |
| Municipal ID | | |
| Adult | | \$10 |
| Child (14-17) | | \$5 |
| Senior (62+) | | \$5 |
| Veteran | | \$5 |
| Photocopies (not exceeding 8.5 inches by 11 inches), per page | | \$0.25 |
| Pawnbroker permits | | \$25 |
| Rezoning Amendment Application Fee | | \$5 |
| Sales of merchandise license | | \$100 |
| Search of Certified Records of Prior Marriages | | \$10 |
| Transcript of Birth, Death, and Marriage Certificate | | \$10 |
| Transient Housing Annual Fee License to operate | | \$150 |
| (hotel, motel, inn, boarding house, lodging house, rooming house, association, club, or any business of renting rooms as per the Administrative Code Section 277-1 of the City of Kingston) | | |

COMPTROLLER

| | | |
|--|--|-------|
| Printed version of city budget | | \$10 |
| Returned Check Fee | | \$15 |
| Tax advertising fee | | \$20 |
| Tax search redemption of city property | | \$200 |

CORPORATION COUNSEL

| | | |
|------------------------------|----------------------|--|
| Enforcement action legal fee | \$250 per occurrence | |
|------------------------------|----------------------|--|

FIRE DEPARTMENT

| | | |
|---|--|----------|
| Fire report fees | | \$10 |
| HazMat 1 Response – Minor Spill and minimal equipment utilized | | \$500 |
| HazMat 1 Response – Medium Spill and multiple absorbents used | | \$1000 |
| HazMat 1 Response – Major Spill with meters and other equipment | | \$1500 |
| Confined Space Trailer Response – Conference – No Entry | | \$500 |
| Confined Space Trailer Response – Conference with Entry | | \$1500 |
| Personnel Response – Staff Time Hourly Rate for response | | \$105/hr |

Electrical licensing:

| | | |
|---|--|-------|
| Copy of manual of rules and regulations | | \$5 |
| Master Electrician license | | \$225 |
| Annual renewal fee | | \$200 |
| Master Electrician license, Class B | | \$200 |
| Special Electrician's license | | \$100 |
| Renewal Special Electrician's license | | \$50 |
| Master Electrician limited license | | \$200 |

| | |
|--|-------|
| Renewal Master Electrician limited license | \$100 |
| Late charge for all electrical licenses | \$150 |
| License holders who wish to consider their license inactive for the current year | \$75 |
| Examination fee | \$50 |
| Plate or sign for Class A Master Electrician's license | \$25 |

Ambulance Billing:

| | |
|------------------------------|---------|
| Milage | \$32 |
| ALS Non-Emergency | \$1,600 |
| ALS Emergency | \$1,900 |
| BLS Non-Emergency | \$1,000 |
| BLS Emergency | \$1,300 |
| ALS2 Base Rate | \$2,100 |
| Specialty Care Transport | \$2,400 |
| Treatment No Transport (TNT) | \$250 |

Uninsured- Will be billed according to Financial Aid Policy

~~Uninsured patients will not be billed.~~

~~These transports will be written off.~~

Dedicated EMS Coverage – Base Rates (plus hourly firefighter fee)

| | |
|-----|-------|
| BLS | \$250 |
| ALS | \$500 |

HOUSING INITIATIVES

Violation of Required Affordable/Workforce Housing Units under Affordable Housing Standards (per unit, per month)

| | |
|----------------------------------|---------|
| First Instance | \$1,000 |
| Second Instance | \$5,000 |
| Third or any Subsequent Instance | \$7,500 |

Payment in Lieu Affordable Housing Contribution Application Fee

| | |
|--|-------|
| Rental Housing Development between 7 to 19 units | \$150 |
| Rental Housing Development over 20 units | \$350 |

Payment in Lieu of Affordable Housing Payment Obligation Unmet in a Rental Housing Development with 7 to 19 units

| | |
|---------------|--|
| Per studio | 1.5 x Area median income for a family of 4 |
| Per 1-bedroom | 1.6 x Area median income for a family of 4 |
| Per 2-bedroom | 1.7 x Area median income for a family of 4 |
| Per 3-bedroom | 1.8 x Area median income for a family of 4 |

Payment in Lieu of Affordable Housing Payment Obligation Unmet in a Rental Housing Development with 20 or more units

| | |
|--|----------|
| Payment For Each Square Foot of Housing Obligation Unmet for That Portion of Square Footage Which Is Less Than 50% of the Required Square Footage of Affordable or Workforce Housing Units | \$250.00 |
|--|----------|

| | |
|--|----------|
| Payment For Each Square Foot of Housing Obligation Unmet for That Portion of Square Footage Which Is 50% or More of the Required Square Footage of Affordable or Workforce Housing Units | \$300.00 |
|--|----------|

PARKING

| | |
|---|---|
| Parking meters | |
| For 3 minutes | \$0.05 |
| For 6 minutes | \$0.10 |
| For 12 minutes | \$0.20 |
| For 30 minutes | \$0.50 |
| Severe disability waiver for metered parking available through Kingston Police Department | |
| Expired parking meter | \$25 |
| Over limit parking | \$25 |
| Expired parking meter after 15 days | \$50 |
| Over limit parking after 15 days | \$50 |
| Off-Street Parking in City owned and maintained parking lots | \$.75/hour, Mon-Sat, 9am-6pm |
| Off-Street Parking Permits for City owned and maintained parking lots | \$30 20 /month, \$150 100 /year |
| Replacement of Off-Street Parking Permit tag | \$20 |
| EV Charging Station Fees | \$.25/per KWH |
| — First 2 hours free, \$0.50 per hour thereafter — | \$1/hour after idling full with 15 min grace period |
| | |
| Snow Emergency | \$125 100 |
| (after 15 days) | \$145 115 |
| Illegal Accessible Parking | \$100 80 |
| (after 15 days) | \$115 95 |
| Obstructing Fire Hydrant | \$100 30 |
| (after 15 days) | \$115 60 |
| Immobilization Fee | \$50 40 |
| | |
| All fines below double after 15 days | |
| | |
| Restricted Zone | \$50 20 |
| Inspection Expired | \$25 20 |
| Obstructing Traffic | \$50 20 |
| Bus Stop | \$50 20 |
| Alternate Side | \$25 20 |
| Left Side Curb | \$25 20 |
| Fire Lane/Zone | \$50 20 |
| Blocked Driveway | \$50 20 |
| Loading Zone | \$25 20 |
| Double Parking | \$50 20 |
| Obstructing Crosswalk | \$50 20 |
| Obstructing Sidewalk | \$50 20 |
| Other - Unattached Trailer | \$50 20 |
| Other – Bike Lane | \$50 20 |
| Other – Not Parked in Marked Space | \$50 20 |
| Other – Parked in Two Spaces | \$50 20 |
| Parking on Sidewalk | \$50 20 |

PARKS AND RECREATION

| | |
|-------------------------------|------|
| Aging Programs | |
| Senior ceramics-Resident | \$35 |
| Senior Ceramics - Nonresident | \$45 |

| | |
|--|--|
| Dietz Stadium | |
| Basic Field Rental Weekdays | \$100/hr |
| Basic Field Rental Weekdays with Lights | \$125/hr |
| Basic Field Rental Weekend Days | \$125/hr |
| Basic Field Rental Weekend with Lights | \$150/hr |
| Community or Youth Event Fee | \$150 |
| Hourly Per Person Staff Fee (if applicable) | \$75 /hr |
| Promotion Fee | \$600 |
| Field/Court rental (no lights) for City League teams for two hours | \$5 |
| Field/Court rental (no lights or field lining) per hour (\$10 resident, \$15 non-resident) | |
| Field/Court Rental with lights or field lining during business hours per hour | \$25 |
| Field/Court Rentals with lights or field lining during non-business hours, per hour | \$70 \$60 |
| Flag football | |
| Resident | \$70 |
| Nonresident | \$85 |
| Hasbrouck stone building rental | |
| Resident | \$150 |
| Nonresident | \$215 |
| Kayaking | |
| Resident | \$40 |
| Non-Resident | \$50 |
| Park rental - weekend/holidays | |
| Resident | \$125 (no pavilion, \$135 with pavilion) |
| Nonresident | \$175(no pavilion, \$190 with pavilion) |
| Park rental – weekdays | |
| Resident | \$75 (no pavilion, \$85 with pavilion) |
| Nonresident | \$100 (no pavilion, \$115 with pavilion) |
| Park rental for youth organizations/non profits located in Kingston, Monday through Friday | |
| Resident | No charge |
| Park Rental Fee - Trash removal as required (resident and non-resident) | \$160 \$140 |
| Park Rental Fee – Movies | |
| Up to 8 hours plus \$75 \$70/hour staff | \$400 |
| Rondout and Murphy Center Rental | |
| Up to 8 hours plus \$75 \$70/hour staff | \$300 |
| Up to 8 hours plus \$75 \$70/hour staff (movie rental) | \$500 |
| Summer Parks Program | |
| Resident | \$280 \$260 |
| Nonresident | \$385 \$365 |
| Junior naturalist program - Resident One Week Program | \$115 |
| Junior naturalist program - Non-Resident One Week Program | \$175 |
| Junior naturalist program - Resident Two Week Program | \$210 |
| Junior naturalist program - Non-Resident Two Week Program | \$290 |
| Swim lessons | |
| Resident | \$50 |
| Nonresident | \$75 |
| Team league sponsorships | |
| Softball (team) | \$575 |
| Beach volleyball (team) | \$205 |
| Fall/winter volleyball (team) | \$380 |
| Over 30 basketball (team) | \$360 |
| Youth basketball league (team) | \$285 |
| Adult League Nonresident Fees | |
| Softball | \$50 |
| Beach Volleyball | \$50 |
| Indoor Volleyball | \$50 |
| Over 30 Basketball | \$50 |
| Tennis Lessons (NJTL) | |

| | |
|--|------|
| Resident | \$50 |
| Nonresident | \$65 |
| Youth Basketball (7 to 18 year old) | |
| Resident | \$55 |
| Nonresident | \$75 |
| Youth basketball program (5 to 6 year-old) | |
| Resident | \$25 |
| Nonresident | \$30 |
| Youth Basketball camp | |
| Resident | \$70 |
| Nonresident | \$85 |

PLANNING

| | |
|---|--|
| Pre-application site plan review fee | \$150 credited towards site plan fee |
| Noise Permit - Single Day Event | \$35 |
| Noise Permit – Up to 7 day Event | \$50 |
| Noise Permit – Up to 6 months | \$450 |
| Noise Permit – Up to 1 year | \$750 |
| Minor Site Plan | \$200 |
| Minor Waiver | \$50 each |
| Major Site Plan Base Fee | \$200 |
| Minor Waiver | \$50 each |
| Major Waiver (Residential) | \$150 each |
| Major Waiver (Commercial) | \$350 each |
| Plus Additional Square Foot Fee as per below: | |
| Structure Up to 2,000 square feet | \$0 plus \$.10 per sq ft |
| Structure over 2,000 to 5,000 square feet | \$100 plus \$.20 per sq ft |
| Structure over 5,000 up to 20,000 square feet | \$250 plus \$.25 per sq ft |
| Structure over 20,000 up to 50,000 | \$400 plus \$.30 per sq ft |
| Structure over 50,000 square feet | \$600 plus \$.35 per sq ft |
| Site Plan Extension/Renewal | 10% of Original Application Fee |
| Special Use Permit Base Fee | \$200 |
| Plus Additional Square Foot Fee as per below: | |
| Structure Up to 2,000 square feet | \$0 plus \$.10 per sq ft |
| Structure over 2,000 to 5,000 square feet | \$100 plus \$.20 per sq ft |
| Structure over 5,000 up to 20,000 square feet | \$250 plus \$.25 per sq ft |
| Structure over 20,000 up to 50,000 | \$400 plus \$.30 per sq ft |
| Structure over 50,000 square feet | \$600 plus \$.35 per sq ft |
| Copies on CD | \$7.50 |
| Copies | |
| 8.5" x 11" | \$0.25 |
| 8.5" x 14" | \$0.35 |
| 11" x 14" | \$0.50 |
| Large Map Copies | Cost, plus \$3 Service Fee |
| Mailing | At Cost |
| Special Use Permit Renewal | \$75 |
| Rooming and Boarding House per Building (up to 4 rooms) | \$250 |
| Additional cost per room in excess of 4 Rooms per Building | \$30 |
| Subdivision (Non-Refundable) | |
| Subdivision/Lot Line/Revision/Lot line Deletion | \$150 plus \$50/resultant lot |
| Subdivision Regulations | \$15 plus mailing if needed |
| Zoning Ordinance | \$20 plus mailing if needed |
| Signage Base | \$50 fee plus \$2 per square foot of sign face |
| Curb Cut Review (fee is not applicable if part of site plan or subdivision reviews) | \$25 |
| Recreation Fee-In Lieu of Parkland | |
| Per Dwelling Unit | Maximum \$3,000/unit over 4 |
| Heritage Area Commission | |

| | |
|--|-----------------------------------|
| Base Fee | \$50 |
| Base Fee if dual applicant with Historic Landmark Preservation Commission | \$20 |
| Coastal Consistency Review as Required | \$50 |
| Historic Landmarks Preservation Commission Application Fee | \$50 |
| Lighthouse | |
| Use Fee for Structure | \$110 Resident/\$150 Non-Resident |
| Cleaning Fee | \$75 |
| Removal of Tree | \$1,250 |

POLICE DEPARTMENT

| | |
|--|-----------------------------|
| ATV/Golf Cart -Illegal use of off-road vehicle | |
| Per violation | \$650 |
| ATV/Golf Cart - Impoundment | |
| Redemption fee for impounded off-road vehicle | \$2,350 |
| Anti-Idling | |
| Initial fine | \$25 \$20 |
| After 15 days | \$50 \$40 |
| Application fee for exhibitions/shows | |
| Each show | \$10 |
| First investigation | \$50 |
| Each subsequent inspection | \$10 |
| Burglar alarms | |
| Application to operate | \$40 |
| False alarms | \$50 |
| License to peddle and solicit | \$250 |
| Skateboard redemption fee | \$25 |
| Taxi Cab Licenses | |
| Taxi cab registration fee | \$25 |
| Temporary taxi driver's license | \$10 |
| Taxi cab driver's license | \$10 |
| Taxi cab vehicle inspection | \$50 |
| Taxi cab license fee | \$100 |
| Replacement taxi driver's license fee | \$5 |
| Tow truck inspection | |
| Annual inspection | \$200 |
| Each tow vehicle inspected | \$20 |
| Placement of Signs | \$25 |
| Towing fee**Charges collected by tow truck operators** | |

Day: \$200, Nights & Weekends: \$250

Above three-quarter ton trucks Day: \$250, Nights & Weekends \$300

Tractor Trailers 18,000 GVW – Return empty Days: \$150, Nights & Weekends: \$200

Tractor Trailers and/or any other vehicles with a GVWR over 50,000 lbs:

1. Day \$175 per hour
2. Evenings, nights, weekends, and holidays \$200 per hour

Vehicles not requiring a tow after being restored to pavement:

1. Days \$150
3. Evenings, nights, weekends, and holidays \$200

Snow Tows Day or night includes dig out: \$250

****Additional Charges**** The licensee shall be permitted to charge additional fees for additional services. Any fees not provided herein shall be in accordance with the schedule of fees filed with the Kingston Police Department.

PUBLIC WORKS

| | | |
|--|------------------|-----------------------------|
| Blocking Parking permit/ Dumpster - Non-Metered (up to 2 weeks) | | \$75 50 |
| Blocking Parking permit/ Dumpster – Metered | \$75 plus | \$25/space/day |
| Brush (Commercial – Per Ton) | | \$30 |
| Less one ton | | \$15 |
| Bulk Refuse (per pound) | | \$0.20 |
| Commercial Refuse (per pound) | | \$0.25 |
| Curb Cut Permit | | \$100 |
| Electronic equipment disposal (curbside fee only, free at transfer station) | | |
| Small electronics (other than TV's) | | \$20 |
| CRT/TV/Monitor (picture tube style) under 27" | | \$20 |
| Flat Screen TV's | | \$20 |
| Consoles, large printers, large CRT TV's (over 27") | | \$20 |
| Additional Fine for curbside collection of electronics (per item) | | \$20 |
| Excavation Permit- Street, Right of Way | | \$300 |
| Linear Trenches | | \$4 per square foot |
| Micro-Trenching (less than 2 inches wide) – Street, Right of Way | | \$0.30 per ft |
| Excessive Trash – in excess of 96 gallons, small curbside clean-up | | \$100 |
| Excessive Trash – in excess of 96 gallons but less than 192 gallons, large curbside clean-up | | \$250 |
| Excessive Trash – massive clean-up (move out, eviction) flat fee plus: | | \$250 |
| Tipping Fee | | \$.20 Per Lb. |
| Hourly Rate (to include labor and equipment) | | \$200 |
| Furniture (Per Item) | | |
| Curb Pick-up by permit only | | \$25 |
| At transfer station (no permit required) | | \$15 |
| Mattress/box spring (at curb) | | \$25 |
| Mattress/box spring (at transfer station) | | \$15 |
| Leachate | | |
| \$.09 .08 per gallon tank size up to 3,000 | | |
| \$.08 .07 per gallon for tank size of 3,000 gallons or over | | |
| Placement of signs/banners | | \$50 |
| Private hauler permits | | \$600 |
| Recycling (and all other sanitation) non-compliance | | |
| \$25 first incidence | | |
| \$50 second incidence | | |
| \$100 third or more incidences | | |
| Refuse (annual fee for additional refuse tote commercial, residential) | | \$500 450 |
| Refuse (annual fee for additional refuse tote non profit) | | \$650 600 |
| Sewer use - scavenger waste license fee | | \$100 |
| Sewer Tap | | \$350 |
| Sidewalk repair or replace permit | | \$50 |
| Tires | | |
| Bike with or without rim | | \$10 \$6 |
| Bike with rim | | \$7 |
| Passenger car/light trucks/heavy trucks – with or without rim | | \$35 |
| up to 17 inches | | \$12 |
| Passenger car up to 17 inches with rim | | \$32 |
| Passenger car, above 17 inches | | \$32 |
| Passenger car, above 17 inches with rim | | \$37 |
| Tractor - with or without rim | \$100 | \$300 |
| Loaders with or without rim | | \$350 |
| White Goods (Appliances) | | |

| | |
|---|------|
| Without Refrigerants at curb (per item) | \$25 |
| With Refrigerants at curb (per item) | \$35 |
| With Refrigerants at transfer station (per item) | \$25 |
| Without Refrigerants at transfer station (per item) | \$15 |

SPECIAL EVENTS

| | |
|---|--------------------------|
| Application Fee (all events) | \$50 40 |
| Blocked Parking Fees (events other than non-profit, government or community org) | |
| On-street metered areas(per space) | \$50/space |
| On-street non-metered areas (per event) | \$100 |
| Off-street metered areas(per space) | \$25/space |
| Off-street non-metered areas (per event) | \$100 |
| N.Y.S.L.A. Landlord Authorization Form | \$40 |
| Personnel Reimbursement (events other than non-profit, government or community org) | |
| DPW/Parks & Rec (per employee) | \$75/hr \$70 |
| Police (per officer) | \$105/hour |
| Fire (per firefighter) | \$105/hour |
| Street Closure/Detour Plan (all events) | |
| Street Closure/Detour Plan 1-5 Roads/Intersections | \$50 |
| Street Closure/Detour Plan 6-10 Roads/Intersections | \$100 |
| Street Closure/Detour Plan 11 or more Roads/Intersections | \$150 |
| Tote Fee (with refuse removal) | \$30 25 /tote |
| Vendor Permit (all events) | \$50/ vendor |

SECTION 4: Register for participation in the program on the Housing Smart Communities Initiative website;

SECTION 5: Establish or continue a community outreach and educational campaign on the importance of developing a range of housing options;

SECTION 6: Begin implementing a prioritized set of the Housing Smart Actions included in the program.

Submitted to the Mayor this ____ day of _____, 2022

Approved by the Mayor this ____ day of _____, 2022

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2022

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

| <u>REQUEST DESCRIPTION</u> | | |
|----------------------------|----------------------------|---|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER _____ |
| AUTHORIZATION _____ | BUDGET MODIFICATION _____ | BONDING REQUEST <input checked="" type="checkbox"/> _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
 Authorize bonding in the amount of \$ 1,871,000 as per attached 2025 capital plan.

Estimated Financial Impact: \$ 1,871,000 Signature John Tierney

Motion by SS

Seconded by DA

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|-------------------------------------|--------------------------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sara Pasti, Ward 1 <i>Sara Pasti</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

**City of Kingston
Capital Plan - 2025 Budget**

| <u>Department</u> | <u>Description</u> | <u>Subtotal</u> | <u>Total</u> |
|----------------------------|---|-----------------|---------------------|
| Engineering | Traffic Calming Equipment | \$ 50,000 | |
| Engineering | Sidewalk Improvement Plan | \$ 150,000 | |
| | | | \$ 200,000 |
| IT | Computer and Network Equipment | \$ 135,000 | |
| | | | \$ 135,000 |
| Fire Department | Turnout Gear | \$ 20,000 | |
| Fire Department | Windows (Company 3) | \$ 30,000 | |
| | | | \$ 50,000 |
| Police Department | AWD Patrol Vehicles | \$ 240,000 | |
| | | | \$ 240,000 |
| Parks and Recreation | 3/4 Ton Pick Up Truck with Plow and Spreader | \$ 85,000 | |
| Parks and Recreation | 4X4 Heavy Duty Pick Up Truck with Dump, Plow and Spreader | \$ 115,000 | |
| Parks and Recreation | Water Trailer | \$ 13,000 | |
| Parks and Recreation | (2) Zero Turn Mowers | \$ 38,000 | |
| | | | \$ 251,000 |
| Department of Public Works | SUV for Safety Coordinator | \$ 45,000 | |
| Department of Public Works | 10 Wheel Large Dump with Plow and Salter | \$ 345,000 | |
| Department of Public Works | Wheel Loader with Side Dump Bucket | \$ 265,000 | |
| | | | \$ 655,000 |
| WWTP | U.V. Treatment Equipment | \$ 250,000 | |
| WWTP | 1 Ton Utility Pickup with Plow and Spreader | \$ 90,000 | |
| | | | \$ 340,000 |
| Totals | | | \$ 1,871,000 |

BOND ORDINANCE DATED DECEMBER 3, 2024.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$1,871,000 BONDS OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, TO PAY THE COST OF VARIOUS CITY PURPOSES IN AND FOR SAID CITY.

WHEREAS, all conditions precedent to the financing of the capital items hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital items; NOW, THEREFORE, BE IT

RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Kingston, Ulster County, New York, as follows:

Section 1. For the purpose of paying the cost of various City purposes as further set forth below for the City of Kingston, Ulster County, New York, including incidental costs and expenses in connection therewith, there are hereby authorized to be issued \$1,871,000 bonds of said City pursuant to the provisions of the Local Finance Law; provided, however, that the amount of bonds to be issued shall be reduced dollar for dollar by the amount of any grant monies received therefor.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid objects or purposes is \$1,871,000, which are hereby each authorized at the maximum estimate cost hereinafter specified, and the plan for the financing thereof is by the issuance of the \$1,871,000 bonds of said City authorized to be issued pursuant to this bond ordinance, allocated as follows:

- a) (1) The purchase of traffic calming equipment for the Engineering Department, at a maximum estimated cost of \$50,000. It is hereby determined that the plan for the financing of such specific object or purpose shall consist of the issuance of \$50,000 serial bonds authorized to be issued therefor pursuant to this bond ordinance. It is hereby determined that the period of probable usefulness thereof is five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;
- (2) Sidewalk improvement plan for the Engineering Department, at a maximum estimated cost of \$150,000. It is hereby determined that the plan for the financing of such specific object or purpose shall consist of the issuance of \$150,000 serial bonds authorized to be issued therefor pursuant to this bond ordinance. It is hereby determined that the period of probable usefulness thereof is ten years, pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law;
- b) The purchase of computer and network equipment for the IT Department, at a maximum estimated cost of \$135,000. It is hereby determined that the plan for the financing of such class of objects or purposes shall consist of the issuance of \$135,000 serial bonds authorized to be issued therefor pursuant to this bond ordinance. It is hereby determined that the period of probable usefulness thereof is five years pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;
- c) The purchase of equipment for the Fire Department consisting of turnout gear (\$20,000) and windows (\$30,000), at a total maximum estimated cost of \$50,000. It is hereby determined that the plan for the financing of such class of objects or purposes shall consist of the issuance of \$50,000 serial bonds authorized to be issued therefor pursuant to this bond ordinance. It is hereby determined that the period of probable usefulness thereof is ten years pursuant to subdivision 90 based on subdivisions 12(a) and 27 of paragraph a of Section 11.00 of the Local Finance Law;

required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 6. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this Bond Ordinance are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 9. The Mayor is hereby authorized to execute contracts in furtherance of the purpose set forth herein.

Section 10. This ordinance, which takes effect immediately, shall be published in summary form in The Daily Freeman, the official newspaper of said City hereby designated for such purpose, together with a notice of the City Clerk in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

CERTIFICATION

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

I, the undersigned Clerk of the City of Kingston, Ulster County, New York, DO HEREBY CERTIFY:

- 1) That a meeting of the Issuer was duly called, held and conducted on the 3rd day of December, 2024.
- 2) That such meeting was a **special** **regular** (circle one) meeting.
- 3) That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Common Council of the Issuer.
- 4) That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Common Council.
- 5) That all members of the Common Council of the Issuer had due notice of said meeting.
- 6) That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7) That notice of said meeting (the meeting at which the proceeding was adopted) was given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication)

POSTING (here insert place(s) and date(s) of posting)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this _____ day of December, 2024.

City Clerk

(CORPORATE SEAL)

| | |
|-------------------------------------|---|
| Class of objects or purposes: | Purchase of vehicles and heavy equipment for the Department of Parks and Recreation |
| Maximum Estimated Cost: | \$251,000 |
| Period of probable usefulness: | 15 years |
| Amount of obligations to be issued: | \$251,000 bonds |
| | |
| Class of objects or purposes: | Purchase of vehicles and heavy equipment for the Department of Public Works |
| Maximum Estimated Cost: | \$655,000 |
| Period of probable usefulness: | 15 years |
| Amount of obligations to be issued: | \$655,000 bonds |
| | |
| Specific object or purpose: | Purchase and installation of ultraviolet treatment equipment at the WWTP |
| Maximum Estimated Cost: | \$250,000 |
| Period of probable usefulness: | 10 years |
| Amount of obligations to be issued: | \$250,000 bonds |
| | |
| Specific object or purpose: | Purchase of a utility pickup with plow and spreader for the WWTP site |
| Maximum Estimated Cost: | \$90,000 |
| Period of probable usefulness: | 15 years |
| Amount of obligations to be issued: | \$90,000 bonds |



Orrick, Herrington & Sutcliffe LLP
51 WEST 52ND STREET
New York, NY 10019-6142

+1 212 506 5000

orrick.com

Douglas E. Goodfriend

E dgoodfriend@orrick.com

D +1 212 506 5211

F +1 212 506 5151

November 26, 2024

VIA E-MAIL (jtuey@kingston-ny.gov)

Mr. John Tuey
City Comptroller
City of Kingston
City Hall, 420 Broadway
Kingston, New York 12401

Re: City of Kingston, Ulster County, New York
2025 Capital Improvements - \$1,871,000 Bonds
Orrick File: 42394-2-525

Dear John:

In accordance with your recent request, we are enclosing draft proceedings of the Common Council containing a bond ordinance in connection with the above matter.

If the ordinance meets with the approval of the Common Council, please have it adopted by a super majority vote; that is a vote of at least two-thirds of the total voting strength of the Board.

As soon as possible after the adoption of such ordinance, the enclosed Legal Notice of Estoppel should be published in full in the official newspaper designated for this purpose in Section 10 of the bond ordinance.

As soon as available, please furnish us with the following via email, followed up with originals by mail.

1. An **ORIGINALLY** certified copy of the enclosed bond ordinance, showing the vote taken thereon.
2. An **ORIGINAL** printer's affidavit of publication of the Legal Notice of estoppel from the official newspaper.

With best wishes,

Very truly yours,

Douglas

Douglas E. Goodfriend

DEG/es
Enclosures

cc: Tom Myers, Esq.

RESOLUTION 214 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, HEREBY ADOPTING THE FOLLOWING CHANGES TO THE
MAYOR’S 2025 RECOMMENDED BUDGET**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, a request has been made to adopt the following changes to the Mayor’s 2025 recommended budget, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. Eliminate the Mayor’s 2025 raise of \$2,500. Impart is \$2,463.00 in reduced general fund expenditures and \$616.00 reduction in sewer fund expenditures

SECTION 2. Increase personal tuition in the Engineering Department’s portion of the General Fund Budget by \$4,000.00

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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REQUEST DESCRIPTION

INTERNAL TRANSFER _____ CONTINGENCY TRANSFER _____ TRANSFER _____
AUTHORIZATION _____ BUDGET MODIFICATION _____ BONDING REQUEST _____
CLAIMS _____ ZONING _____ OTHER _____

DEPARTMENT: _____ DATE: 11/25/21

Description:
Adjust Mayor's 2025 Recommended Budget as follows:
COH A
- Eliminate Mayor's 2025 \$2,500 Raise. Impact is
\$2,463 in reduced general fund expenditures and
\$616 reduction in sewer fund expenditures
- Increase personal tuition in Engineering Dept's
portion of General Fund budget by \$4,000
\$921 net
Estimated Financial Impact: \$921 net Signature _____

Motion by DA

Seconded by TM

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Sara Pasti, Ward 1 <i>Sara Pasti</i> | ✓ | |

RESOLUTION 215 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING THE 2025 GENERAL FUND BUDGET WITH
EXPENDITURES OF \$59,847,749.00**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, a request has been made to approve the City’s 2025 General Fund Budget with total expenditures of \$59,847,749.00 and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the Common Council of the City of Kingston hereby approves the City’s 2025 General Fund Budget with expenditures of \$59,847,749.00

SECTION 2. That this resolution shall take effect immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
Approve 2025 General Fund budget with expenditures of \$ 59,847,749

Estimated Financial Impact: \$ NIA Signature John Tucey

Motion by CC

Seconded by TM

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|-------------------------------------|--------------------------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Sara Pasti, Ward 1 <i>Sara Pasti</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

RESOLUTION 216 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, RECOMMENDING THE APPROVAL OF A TOTAL OF
\$19,562,582 IN TAXES BE RAISED BY THE CITY'S 2025 BUDGET**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, a request has been made to approve a total of \$19,562,582.00 in taxes be raised by the City's 2025 budget, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the Common Council of the City of Kingston, hereby approves a total of \$19,562,582.00 in taxes be raised by the City's 2025 budget

SECTION 2. That this resolution take effect immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

| <u>REQUEST DESCRIPTION</u> | | |
|----------------------------------|----------------------------|-----------------------|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER _____ |
| AUTHORIZATION ^x _____ | BUDGET MODIFICATION _____ | BONDING REQUEST _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
 Approve \$ 19,562,882 as the amount to be raised by taxes in the 2025 budget.

Estimated Financial Impact: \$ _____ Signature John Tucey

Motion by MT

Seconded by DA

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Sara Pastir, Ward 1 <i>Sara Pastir</i> | | ✓ |

RESOLUTION 217 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, IN ACCORDANCE WITH RPTL 1901 AND RPTL 1903,
RECOMMEND AUTHORIZATION TO ADOPT A BASE PROPORTION RATIO
OF 56.77057 HOMESTEAD AND 43.22943 NON-HOMESTEAD FOR THE 2025
TAX LEVY**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, Local Law 3 of 1988 established the homestead base proportion in accordance with Rules of the State Board of Equalization and Assessment; and

WHEREAS, it is recommended that the base proportion ratio be moved to 56.77057 homestead and 43.22943 non-homestead for the 2025 tax year; and

WHEREAS, it is in the best interest of the City of Kingston to move said base proportion ratio.

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the Common Council of the City of Kingston, New York hereby authorizes the move of the base proportion ratio to 56.77057 homestead and 43.22943 non-homestead for the tax year 2025

SECTION 2. That this resolution take effect immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____ CONTINGENCY TRANSFER _____ TRANSFER _____
AUTHORIZATION X BUDGET MODIFICATION _____ BONDING REQUEST _____
CLAIMS _____ ZONING _____ OTHER _____

DEPARTMENT: Assessment DATE: 11/25/2024

Description:

In accordance with RPTL 1901 and RPTL 1903, the authorization and adoption of a base proportion ratio of 56.77057 Homestead and 43.22943 Non Homestead for the 2025 levy.

Estimated Financial Impact: \$ NIA Signature _____

Motion by MT

Seconded by SS

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ | |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Sara Pastis, Ward 1 <i>Sara Pastis</i> | ✓ | |

RESOLUTION 218 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, REQUESTING APPROVAL OF THE CITY'S 2025 SEWER FUND
BUDGET WITH TOTAL EXPENDITURES OF \$6,776,674.00**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, a request has been made to approve the City's 2025 Sewer Fund Budget with total expenditures of \$6,776,674.00, and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the Common Council of the City of Kingston hereby approves the City's 2025 Sewer Fund Budget with total expenditures of \$6,776,674.00

SECTION 2. That this resolution shall take effect immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
Approve 2025 Sewer Fund budget with expenditures of \$ 6,776,674

Estimated Financial Impact: \$ N/A Signature John Tucey

Motion by DA

Seconded by SS

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>[Signature]</i> | ✓ | |
| Michael Tierney, Ward 2 <i>[Signature]</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>[Signature]</i> | | ✓ |
| Steve Schabot, Ward 8 <i>[Signature]</i> | | ✓ |
| Sara Pasti, Ward 1 <i>[Signature]</i> | | ✓ |

RESOLUTION 219 OF 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, TO APPROVE THE CITY'S 2025 CITY SEWER RATE AT AN
AMOUNT OF \$7.82 PER UNIT**

Sponsored By: Finance/Audit Committee: Alderman Scott-Childress, Tierney, Andrews, Schabot, Pasti

WHEREAS, Local Law 5 of 1984 provide for a system of sewer charges to be levied on owners of properties within the City who contribute sewer to the public sewers; and

WHEREAS, the aforementioned Local Law 5 of 1984 further provides that the City Council review the user charge periodically and revise it to reflect the actual sewage works, operation and maintenance cost; and

WHEREAS, the Finance Audit Committee has received, reviewed, and approved the following:

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

SECTION 1. That the sewer charge rate is hereby set in the amount of \$7.82 per unit of water consumed beginning in the first quarter of 2025

SECTION 2. That this resolution shall take effect immediately

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

| REQUEST DESCRIPTION | | |
|----------------------------------|----------------------------|-----------------------|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER _____ |
| AUTHORIZATION ^x _____ | BUDGET MODIFICATION _____ | BONDING REQUEST _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
Approve 2025 Sewer Rate of \$ 7.82 per unit.

Estimated Financial Impact: \$ N/A Signature John Tney

Motion by MT

Seconded by SS

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|--|-----------|
| | Reynolds Scott-Childress, Chairman, Ward 3 <i>Reynolds Scott-Childress</i> | ✓ |
| Michael Tierney, Ward 2 <i>Michael Tierney</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>Bryant Drew Andrews</i> | ✓ | |
| Steve Schabot, Ward 8 <i>Steve Schabot</i> | ✓ | |
| Sara Pasi, Ward 1 <i>Sara Pasi</i> | ✓ | |

RESOLUTION 220 of 2024

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,
NEW YORK, AUTHORIZING THE 2025 DEBT SERVICE FUND BUDGET
WITH EXPENDITURES OF \$6,843,825.00**

Sponsored By: Finance/Audit Committee: Alderman: Scott-Childress, Tierney, Andrews, Schabot, Mickens

WHEREAS, request has been made to approve the City’s 2025 Debt Service Fund Budget with expenditures of \$6,843,825.00

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

SECTION 1. That the Common Council of the City of Kingston, New York, approves the City’s 2025 Debt Service Fund Budget with Expenditures of \$6,843,825.00.

SECTION 2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2024

Approved by the Mayor this ____ day of _____, 2024

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2024

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THE CITY OF KINGSTON COMMON COUNCIL
FINANCE/AUDIT
COMMITTEE REPORT

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

DEPARTMENT: Comptroller DATE: 11/21/24

Description:
Approve 2025 Debt Service Fund budget with expenditures of \$ 6,843,825

Estimated Financial Impact: \$ NIA Signature Jahn Tucey

Motion by DA

Seconded by MT

Action Required:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| Reynolds Scott-Childress, Chairman, Ward 3 <i>[Signature]</i> | ✓ | |
| Michael Tierney, Ward 2 <i>[Signature]</i> | ✓ | |
| Bryant Drew Andrews, Ward 7 <i>[Signature]</i> | ✓ | |
| Steve Schabot, Ward 8 <i>[Signature]</i> | ✓ | |
| Sara Pasti, Ward 1 <i>[Signature]</i> | ✓ | |