



CITY OF BEACON
One Municipal Plaza
Beacon, New York 12508

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

December 19, 2016
City Council Agenda

Call to Order

Pledge of Allegiance

Roll Call:

Public Comment:

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

Reports:

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

Local Laws and Resolutions:

- a. Resolution to Adopt a Complete Streets Guideline
- b. Resolution to Appoint and Reappoint Committee and Board Members
- c. Approval of the Standard Work Day and Reporting Resolution for Elected and Appointed Officials
- d. Resolution to Approve the Amendment to the Design and Construction Plans for a Multi-Use Bridge Over the Fishkill Creek on South Avenue

Approval of Minutes:

- a. 2016-11-07 minutes
- b. 2016-11-21 minutes
- c. 2016-12-05 minutes

2nd Opportunity for Public Comments:

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

Adjournment:

**City of Beacon Council Agenda
12/19/2016**

Title:

Resolution to Adopt a Complete Streets Guideline

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. Adopt CS Guidelines	Resolution
CS Guidelines	Backup Material



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2016

ADOPTING COMPLETE STREETS GUIDELINES

WHEREAS, the term “Complete Streets” describes a comprehensive, integrated transportation network with infrastructure and design that allows safe and convenient travel along and across streets for all users, including pedestrians, bicyclists, persons with disabilities, motorists, movers of commercial goods, users and operators of public transportation, seniors, children, youth, and emergency vehicles;

WHEREAS, the City of Beacon acknowledges the benefits and value for the public health and welfare of reducing vehicle miles traveled and increasing travel by walking, bicycling, and public transit;

WHEREAS, the City of Beacon recognizes that the planning and coordinated development of Complete Streets infrastructure provides benefits for residents by reducing the cost to local government in the areas of infrastructure; traffic congestion, public health; and environmental sustainability. Complete streets also supports economic development by helping to create a walkable, vibrant City where businesses can thrive while also supporting livable neighborhoods; and

WHEREAS, the City of Beacon Comprehensive Plan calls for connecting neighborhoods with paths, sidewalks and bicycle lanes to encourage walking and bicycling and reduce traffic congestion and recommends amending the Zoning and Subdivision regulations to require that all new site plan and subdivision applications include provisions for “complete streets” with sidewalks, pedestrian paths and, where appropriate, bicycle lanes; and

WHEREAS, the State of New York has enacted the Complete Streets Act (Chapter 398, Laws of New York on August 15, 2011) requiring state, county and local agencies to consider the convenience and mobility of all users when developing transportation projects that receive state and federal funding; and

WHEREAS, the City of Beacon therefore, in light of the foregoing benefits and considerations, wishes to improve its commitment to Complete Streets and desires that when feasible, based upon practical considerations such as fiscal constraints, lack of grants or funding, availability of public land to implement the policy, scheduling of work and like-minded concerns, that its streets form a comprehensive and integrated transportation network promoting safe, equitable, and convenient travel for all users while preserving flexibility, recognizing community context, and using the latest and best design guidelines and standards; and

WHEREAS, it is the Council’s intent in adopting these Guidelines, that they are to be applied when practical and are not an absolute requirement to be followed without regard to the feasibility of implementation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the City of Beacon adopts the Complete Streets Guidelines attached hereto as Exhibit A, and made part of this Resolution, and that said exhibit is hereby approved and adopted and shall be considered by staff, review boards and applicants when considering action subject to the Guidelines .

2. That the next substantial revision of the City of Beacon Zoning Code, Subdivision Regulations and Highway/Street Standards shall incorporate Complete Streets policies and principles.

Resolution No. _____ of 2016		Date: December 19, 2016 _____					
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required.	
<input type="checkbox"/> Not on roll call.		<input type="checkbox"/> On roll call				<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

COMPLETE STREETS GUIDELINES FOR THE CITY OF BEACON

In adopting these Guidelines, it is the intent of the City Council that Complete Street principals were developed not as a mandatory rule, but rather, to be considered by City staff, review boards, officials, applicants and the public at the earliest possible point in the design and review process, while being mindful, that implementation of the complete street principals articulated in this Guideline must be tempered by consideration of what is practical and feasible, including but not limited to fiscal constraints.

A. Complete Streets Principles

- 1. Design for All Users.** Complete Streets is a Guidelines and design approach that requires streets to be planned, designed, operated, and maintained to enable access for residents and visitors of all ages and abilities regardless of their mode of transportation, including pedestrians, bicyclists, motorists, persons with disabilities, movers of commercial goods, users of public transportation, and operators of emergency vehicles. The City of Beacon declares its commitment to creating and maintaining Complete Streets that provide a safe, attractive, comfortable, and convenient experience along and across streets, bicycle routes, sidewalks, bridges, and other portions of the transportation system.
- 2. Context Sensitivity.** In planning and implementing street projects departments and agencies of the City of Beacon shall maintain sensitivity to local traditions and conditions in both residential and business districts and shall work with residents, merchants, and other stakeholders to ensure that a strong sense of place and civic character is created. Simple, cost efficient, and historically compatible designs are generally preferred over complicated engineering solutions. Improvements that will be considered include new or improved sidewalks, crosswalks, shared-use pavement markings and paths, bicycle lanes, accessible ramps, curb extensions, refuge islands, traffic circles, pedestrian signals, signs, street trees, landscaping, planting and green rainwater retention strips, street furniture, bicycle parking facilities, public transit stops and shelters, on-street parking, and other features assisting in the provision of traffic calming and travel safety.
- 3. Routinely Addressed by All Departments.** All relevant departments and agencies of the City of Beacon, such the Highway Department, Building Department, Traffic Safety Committee, and Planning Board, shall work towards making Complete Streets practices a regular part of everyday operations and every relevant project and program. The City of Beacon shall work in coordination with NYSDOT, County DPW, the Town of Fishkill, and other jurisdictions to maximize opportunities for Complete Streets through such projects as street and pavement improvements, restriping, accessing above and underground utilities, signal modifications, and upgrading of landscaping and related features.
- 4. Consideration by City Boards and Committees.** City Boards and Committees, such as, but not limited to, the Planning Board, Zoning Board of Appeals, Traffic Safety Committee and the City Council, shall, review this Guideline, when applicable and at the earliest possible time during its review of a project, to ensure consistency of the proposed project or matter under consideration with this Guideline.

5. All Projects and Phases. Complete Streets infrastructure enabling safe travel along and across public rights-of-way for all categories of users shall be incorporated into all planning, funding, design, approval, and implementation processes for any construction, reconstruction, retrofit, or alteration of streets, sidewalks, and other portions of the transportation system, except for routine maintenance and repair projects or if an exception is approved via the process set forth in section C of this Guidelines.

B. Implementation

1. Plan Consultation and Consistency. Planning and design of projects affecting the transportation system shall be consistent with local bicycle, pedestrian, transit, multimodal, and other relevant plans, except where such consistency cannot be achieved without negative consequences. Consistency may not be required if the head of the relevant department provides written justification explaining the basis of such deviation to the City Administrator.

2. Street Network Connectivity. The City of Beacon shall incorporate Complete Streets infrastructure into existing streets to encourage alternate means of transportation and improve the safety and convenience of users, with the particular goals of creating a connected network of facilities accommodating all categories of users and increasing connectivity across jurisdictional boundaries for existing and planned areas of travel.

3. Evaluation. All relevant agencies or departments shall perform evaluations of how well the streets and transportation network of the City of Beacon are serving all categories of users by collecting data on current conditions and collecting follow-up data on a regular basis. Such evaluations shall include location, length and condition of sidewalks, length and condition of bicycle travel accommodations, inventory of bicycle parking opportunities, inventory of marked crosswalks, inventory of bus shelters, etc. The evaluations are to be conducted at intervals of not more than three years apart.

C. Exceptions

Approval for Exceptions. Departments that seek Complete Streets exceptions must provide written findings of why accommodations have not been included in the project, which must be approved by the City Administrator (except for item 7 below). Exceptions may be considered when:

1. A project under consideration prohibits, by law, specified types of transportation, in which case greater effort shall be made to accommodate those transportation types nearby the facility under consideration;
2. The costs of providing accommodation are excessively disproportionate to the need or probable use;
3. The existing and planned population, employment densities, traffic volumes, or level of bus or train service around a particular facility is so low as to demonstrate an absence of current and future need;
4. The activities are routine maintenance that do not change the facility's operations, such as mowing, sweeping, and spot pavement repair. Capital road maintenance projects: (e.g.

resurfacing, pavement markings, overlays, etc.) are not exempted, as they may provide opportunities for improvements to shoulder widths and/or conditions, pavement markings, and signage;

5. There is a reasonable and equivalent project near the facility under consideration that is already programmed to provide the accommodations promoted by this Guideline;
6. The accommodations are not practical in the context of the project under consideration;
or
7. In its review of a project, the Planning Board, Zoning Board of Appeals or City Council has determined that this Guideline, in part or in its entirety, cannot be implemented. In such case, a written statement explaining the Board's rationale must be adopted and provided to the City Administrator, City Engineer and Highway Superintendent.

**City of Beacon Council Agenda
12/19/2016**

Title:

Resolution to Appoint and Reappoint Committee and Board Members

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. 2017 Board Appointments	Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2016

**RESOLUTION CONFIRMING THE APPOINTMENT AND REAPPOINTMENT OF BOARD
AND COMMITTEE MEMBERS**

BE IT RESOLVED, that the City Council of the City of Beacon hereby confirms the reappointment of the following board and committee members for the indicated term:

Name	Committee	Expiration	Term
Michelle Rios	Board of Assessment Review	12/31/2021	5 years
Dorothy Medley	Board of Ethics	12/31/2021	5 years
Sharon Jemeyson	Human Relations Commission	12/31/2018	2 years
Lavonne McNair	Human Relations Commission	12/31/2018	2 years
Kim Faison	Human Relations Commission	12/31/2018	2 years
Antony Tseng	Conservation Advisory Committee	12/31/2018	2 years
James Sheers	Planning Board	12/31/2019	3 years
Patrick Lambert	Planning Board	12/31/2019	3 years
Richard Muscat	Planning Board	12/31/2019	3 years
Jack Dunne	Zoning Board of Appeals	12/31/2019	3 years
Jordon Haug	Zoning Board of Appeals	12/31/2017	1 year Completing the balance of an unexpired term
Robert Outer	Recreation Committee	12/31/2019	3 years
Brooke Simmons	Recreation Committee	12/31/2019	3 years

Resolution No. _____ of 2016			Date: <u>December 19, 2016</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

**City of Beacon Council Agenda
12/19/2016**

Title:

Approval of the Standard Work Day and Reporting Resolution for Elected and Appointed Officials

Subject:

Background:

ATTACHMENTS:

Description	Type
Res standard work day	Resolution



Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

RS 2417-A

(Rev. 8/15)

BE IT RESOLVED, that the _____ CITY OF BEACON / _____ 20005 hereby establishes the following standard work days for these titles and
 (Name of Employer) (Location Code)

will report the officials to the New York State and Local Retirement System based on their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials								
MAYOR	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
Appointed Officials								
CITY ADMINISTRATOR	8	RUGGIERO, ANTHONY			<input type="checkbox"/>	05/04/15-12/31/18		<input checked="" type="checkbox"/>
CITY CLERK	7	TAYLOR, IOLA C.			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
ASST. TO CITY ADMIN	7	GROGAN, ETHA			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

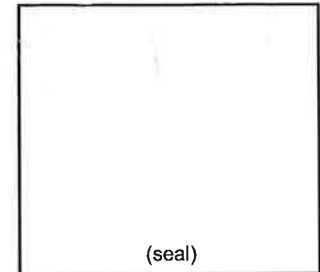
I, _____ IOLA C. TAYLOR _____, secretary/clerk of the governing board of the _____ CITY OF BEACON _____, of the State of New York,
 (Name of secretary or clerk) (Circle one) (Name of Employer)

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the _____ 19TH _____ day of
 _____ DECEMBER _____, 20 _____ 16 _____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the _____ CITY OF BEACON _____ on this _____ 20TH _____ day
 of _____ DECEMBER _____, 20 _____ 16 _____.
 (Signature of the secretary or clerk) (Name of Employer)

Affidavit of Posting: I, _____ IOLA C. TAYLOR _____, being duly sworn, deposes and says that the posting of the
 (Name of secretary or clerk)
 Resolution began on _____ DECEMBER 21, 2016 _____ and continued for at least 30 days. That the Resolution was available to the public on the
 (Date)

- Employer's website at www.cityofbeacon.org
- Official sign board at _____
- Main entrance secretary or clerk's office at _____





Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form

RS 2417-B

(Rev. 8/15)

Title	Standard Work Day (Hrs/day) Min. 6 hrs, Max. 8 hrs	Name (First & Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials								
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
COUNCIL MEMBER	7	NOT IN ERS			<input type="checkbox"/>	01/01/16-12/31/17		<input checked="" type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
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					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
Appointed Officials								
DIRECTOR OF FINANCE	7	TUCKER, SUSAN K.			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
ACCT CLRK/DEPUTY CLERK	7	MARINO, KRISTINE L.			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
FIRE CHIEF	8	VANVOORHIS, GARY			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
RECREATION DIRECTOR	8	PRICE, MARK			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
SECY TO THE MAYOR	7	EVANS, ELIZABETH			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
AIDE TO THE ASSESSOR	7	GILMARTIN, MAUREEN			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
ASST. TO REC. DIRECTOR	7	SMITH, NATE			<input type="checkbox"/>	01/01/16-12/31/19		<input checked="" type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
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					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>

City of Beacon Council Agenda
12/19/2016

Title:

Resolution to Approve the Amendment to the Design and Construction Plans for a Multi-Use Bridge Over the Fishkill Creek on South Avenue

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. MM Amendment No. 1	Resolution
South Ave Bridge Amendment	Amendment



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2016

**RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PROPOSAL FROM MODJESKI
AND MASTERS FOR THE DESIGN AND CONSTRUCTION PLANS FOR A MULTI-USE
BRIDGE OVER THE FISHKILL CREEK ON SOUTH AVENUE**

BE IT RESOLVED, that the City Council of the City of Beacon hereby approves Amendment No. 1 to the Proposal for Design and Construction Plans submitted by Modjeski and Masters for a multi-use bridge over the Fishkill Creek on South Avenue.

Resolution No. _____ of 2016			Date: <u>December 19, 2016</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
		Motion Carried					

Design and Construction Plans for a Multi-use Bridge over the Fishkill Creek on South Avenue

Amendment 1 - Additional Services

Scope of Services

The original proposal for the South Avenue Bridge was predicated on the assumption that the new bridge would consist of a two-lane, girder bridge with sidewalks. Early on in the design process, a request was made by the City to add some decorative elements to the girder span that would in some way “reflect” the image of the former historical bridge that was at this location. Even though this request fell outside the scope of the original project, Modjeski and Masters agreed to develop some concepts and 3-D simulations with no increase in the design fee for the project.

At a meeting of the Beacon City Council held on November 28th, 2016 the bridge concept was presented to the council and the following request were made that fall outside the scope of the original project

- 1) The City Council requested that a cost estimate be developed for a single lane bridge at this location in lieu of a two lane bridge. The bridge is to have a sidewalk, one 10 foot lane with 2 foot shoulders on each side of the travel lane. This will require sufficient concept design of the single lane bridge to arrive at a reasonable cost estimate.
- 2) Members of the board did not care for the visual concept presented and requested that other concepts be developed with their input. We are assuming that this exercise will require no more than two meetings with representatives of the council and no more than three, 2-D visual concepts will be developed. Of these three, two concepts will be selected.
- 3) The 2 top concepts developed in step 2 will be converted to 3-D images that will be incorporated into photo based simulations. We are assuming that no more than two views of each alternative will be required. We are also assuming that one additional meeting will be required with the entire City Council to present the final simulations.

Exhibit B
Direct Expenses

Modjeski and Masters

Lodging & Meals	0	mandays @	\$200.00	
Mileage	80	miles @	\$0.55	\$44.00
Photographs:	20	Digital Prints @	\$0.30	\$6.00
Printing & Reproduction				
Blue Lines		@	\$1.05	\$0.00
Plots		@	\$1.50	\$0.00
Films	0	@	\$5.00	\$0.00
Photocopying				
11" X 17" Plans	50	@	\$0.40	\$20.00
8 1/2" X 11" Sheets	0	@	\$0.08	\$0.00
Photo Simulation Prints	25	@	\$5.00	\$125.00
Express Mail				
		Direct Subtotal (Task 13)		<u><u>\$195.00</u></u>
		TOTAL		<u><u>\$195.00</u></u>

Exhibit C
Total Cost Summary

Modjeski and Masters

Item I	Loaded Direct Technical Salaries (see Exhibit A)	\$23,974.67
Item II	Direct Non Salary Costs (See Exhibit B)	\$195.00

GRAND TOTAL **\$24,169.67**

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**City of Beacon Council Agenda
12/19/2016**

Title:

2016-11-07 minutes

Subject:

Background:

ATTACHMENTS:

Description

2016-11-07 draft minutes

Type

Minutes

Regular Meeting

These minutes are for the regular meeting of the Beacon City Council, held in the Municipal Center at One Municipal Plaza on November 7, 2016. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

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

Council Members Absent/Excused:

Ali Muhammad, Ward Four

Also Present:

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

A moment of silence was observed for past and present service men and women.

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

Speakers:

1. **Pat Lucas, 16 Main Street:** Asked why fishing and hunter and no longer permitted at the Cargill Reservoir. Advised that there is already something in the Code about tampering with water meters.
2. **Theresa Kraft, Liberty Street:** Asked that the height of the O'Donnell construction project be lowered in order to fit into the streetscape.
3. **April Farley:** Advised about the Spark Media Film Festival at the Bardovan and reminded everyone to vote.

Public Hearing No. 1:**Proposed Local Law to Amend the Code as it Relates to the Definition of Basement and Story**

Nick Ward-Willis explained that the local law was reviewed by both Dutchess County Planning Department and the City of Beacon Planning Board. He added that this local law would codify what is already in the NYS Building Code.

4. **Patty Klubnick, 27 Meade Avenue:** Moved here from Cold Spring and loves it in Beacon. The house being built does not meet current building codes. Dave Buckley from the Building Department said it would never get a CO. Why would the City amend the code just to accommodate this new development? Mrs. Klubnick advised of the chronology of the situation.
5. **Ronald Vogt, 27 Meade Avenue:** The problem is that there are different requirements for different areas. The third story is overpowering. The third story of this building looks down on my yard. The impact of these provisions changes when you are building on a large lot as opposed to building on a small lot. Changing the law would change the character of Beacon. Asking Council not to pass this

amendment because the current requirements works for beacon if the Building Department would apply them.

6. **Pete Pavelock, Spring Valley Street:** Advised that if he has been paying taxes on a two family house but it's not a two family, he will get a lawyer to request reimbursement of taxes.
7. George Mansfield asked about the consequences of not passing the law. And asked if the term "watchman could be removed"
8. Nick Ward Willis further explained that those properties approved over the last 20 years would be considered "pre-existing non-conforming use".
9. More discussion between the Council and Nick Ward Willis ensued.
10. Lee Kyriacou suggested that this be re-workshopped.
11. Mayor Casale suggested that the public hearing be adjourned until Dec. 5 with a workshop on Nov. 28.
12. Mr. Vogt advised that this issue has been going on since July when he brought it to the building department.
13. Motion to adjourn public hearing, Peggy Ross, second by Lee Kyriacou

Public Hearing 2:

Proposed local law to amend the Code as it Relates to the Storage and Display of Firearms

Nick Ward-Willis explained the changes to the local law.

14. **Chris Soleski, Wappinger Falls:** Has been following issue very this closely. Does not want a one size fits all requirement for this. Marcus Molinaro came out against this legislation last year. Does not live with children. Sometimes it is a millisecond between life and death. Alcohol claims more lives than guns.
15. **Joe Strada 230 Liberty Street:** Has been thinking about purchasing a firearm to protect himself and his wife – does not have children living at home. Has read the revised local law. Do we need a law to affect responsibility? Are there no laws already in place to protect children? Does this law really meet its purpose? The definition of a safe depository is probably a lock box which does not allow for immediate use. A few years ago on Liberty Street, there was a Sweet 16 party where shots were fired. These conditions regarding locking up the gun defeat the purpose for why one has a firearm. Also, questioned the State of Emergency portion of the law. Is the City prepared to defend this in a court? Recently became grandparent and he is very concerned with the safety of children. Believes that children can be taught to look both ways before crossing the street so they can be taught to not touch a firearm.
16. **Arintos Serrados, Village of Cold Spring:** Read a statement. Believes that this legislation will not protect anyone. It will only impact the sportsman and those with an earnest desire to protect their families. A lot can happen in 5 seconds. A neighbor of mine brought this proposal to you. This law will do nothing for anyone's family. The only true objective is to paint firearm owners as untrustworthy. This is a solution in search of a problem and would hinder our right to defend ourselves. Whose interest is being served here? This matter is outside this board's purview.
17. **William Cornett, 38 Victor Rd.:** Born and raised in Beacon. Retired Police Lt. where he served for 30 years. This is unnecessary, unenforceable and unconstitutional. The police chief has expressed that this law is unenforceable. This local law seeks to prevent what has never happened by substituting the judgement of the government for that of our citizen. Let's use education to achieve a goal that we all agree on; a safe environment for all our citizens.
18. **Jill Rubin:** Thinks that citizens can still bear arms but with restrictions for safety.
19. **Lou Amaroso, Jr.:** Thanked the council for this second chance to comment. Has an issue with a few areas of the law. Mentioned a few aspects of the law; who can touch the gun – this is unclear? State of Emergency- mentioned what happened in Louisiana. We have an epidemic in Beacon that no one is

acknowledging - there is a heroin epidemic. This law is ridiculous and shows that there is an agenda to restrict gun owners a little bit at a time. We don't need the City Council to tell us how to live in our houses. Is in favor of gun safety education.

- 20. Ben Nathan:** Lives in the community. Mentioned the restrictions in Israel and how it affects the number of gun accidents. Does not expect to have a full scale gun reform here in Beacon but we can institute a common sense. Showed information about safe gun locks and how they work. Mentioned some instances of accidental gun deaths.
- 21. Robin Wood:** Thanked the council for considering this legislation. As a citizen of Beacon, I applaud all the gun owners who practice gun safety. Thank you again for working on this.
- 22. Nick Castellano, Putnam County:** Believes that there is a larger agenda at work here. This law makes victims into perpetrators. It was discussed about how after Hurricane Katrina the guns were confiscated. The guns were actually confiscated from those least able to protect themselves; the poor. The rich people were able to keep their guns. The normal practice in gun ownership is to voluntarily lock them up. The discussion about gun ownership in Israel does not apply to a free country.
- 23. Mike DePapo, Ret. Army Col.:** Lived in Beacon a long time has thought about what would happen if a terrorist attack occurred here. This law is in direct violation of accepted law and Supreme Court decisions. If you want to save children, you should ban cars. Cars are responsible for more children's deaths than anything else.
- 24. Fred Antelock, 75 Knevels Avenue:** Was a council member for 8 years. Has 4 children and 8 grandchildren. Has 18 guns in his gun cabinet. Gun safety comes from the home not from the members of the city council. Has many questions about the proposal as it is written. Wonders if anyone owns a guns, have they hunted, target practiced as a hobby if they have not, I do not think they can give an unbiased opinion. Lives in the USA not Israel.
- 25. Pete Pavelock, 99 Spring Valley Street:** Opposes the safe gun law. Spent 25 years as a police officer, served in the military and am a member of the NRA. Have two children who were raised with firearms in the residence. When my two boys were at the proper age, I educated them about responsible gun handling. This local law gives the impression that our City is unsafe. It's already a state law to keep your guns locked up anyway. This law is totally ridiculous. Everyday a police officer is killed in this country.
- 26. Perry Pendleton:** Spoke at the last meeting. The Council has been discussing this since August. Has anyone asked the police chief when was the last time there was an accidental gun death in the City of Beacon.
- 27. Scott Wood, 69 Howland Avenue:** Grew up hunting with his father. Respects firearms and respects people with firearms. Has children and believes in this measure because he believes in safety in the community. This law can add a layer of safety. Recounted news stories of gun accidents with children. Trust your decisions and thanked council for their time.
- 28. Pat Lucas:** Sent an email to the board on this issue. Retired law enforcement officer. This law touches on a constitutional amendment. If we want to save lives, we can stop making cars. This particular law is to punish gun owners and is redundant.
- 29. Gregory Bull, Main Street:** Believes that education is important but does not think education is enough for some children. Some kids will listen but some kids will not. 99% of responsible gun owners will lock up their guns but there are some who will not and we need to take that seriously.
- 30. David Jensen, Beacon resident:** Attorney, father and gun owner. How would this law tie into Federal and State laws. We have a solution to a problem that does not exist. Both state and federal laws require a firearm locking device. This device does not satisfy this local law. Someone will have to purchase a safe. Someone could move here and unwittingly be in violation of the law. Mentioned the cannon on Main Street and the musket at Madame Brett House. The provision that gun owners must report a stolen gun is already in the State penal code. This local law would be counter- productive.

Mentioned the role of the Mayor in a State of Emergency. Appreciates what the city is trying to do but it is misguided. Education would be a better approach.

- 31. John Barry 227 E. Main Street:** Spoke at the last meeting. Came here from Va. In 1964. Was a gun owner in his 20s and still a gun owner. Taught all my children to shoot. Serves as a gun instructor. Feels that the secret to gun safety is education. Gave some instances of grey areas with the local law. The Poughkeepsie Journal talked about 1.5 million children were injured playing soccer last year – major injuries like blown knee caps or torn ACLs. I know of no instance in Beacon where a child has accidentally shot another child. I appreciate the City Council trying to do something but don't tell me not to have firearms in my house.
- 32. Clair, Middletown:** There is a new influx of people here who may be concerned about firearms in the homes where their children may visit. Suggests that Beacon adjust the long held values that people have. This community is evolving and needs to look out for one another's kids.
- 33. Carla Benson:** Nephew was in Sandy Hook School when it was attacked.
- 34. Carla Springer:** Learned to shoot a gun on top of Fishkill Mountain. Always felt safe here and always felt my children were safe. Does think that the two seconds it would take to unlock the gun may save a life. It's not just children, its mentally ill people who know who has a gun.
- 35. Joe Galbo, Beacon:** Lived here for 15 years and has carried here almost every day. Retired police officer from Westchester. Asks why he would have to be penalized for others who ignore proper gun safety procedures.
- 36. Steve Cohen, Liberty Street:** Two sons who graduated from Beacon High School. Both were raised with loaded guns in the house. They were boy scouts and they learned gun safety. They were not allowed to have toy guns. Lock up the kitchen knives, lock up the car keys. There are more ways that people can kill each other with the wires on the floor.
- 37. Lou Amoroso, Sr.:** Advised that the prison is just up the street. Every day they get visitors who bring them drugs and knives – we've got three school over there. Mentioned that there have been couple of prison breaks over the years and you might wish you had a firearm when that happens.
- 38. Motion to Close Public Hearing:** Omar Harper, second by George Mansfield 6-0

Council Member Reports:

- 39. Omar Harper:** Received a call about how well our fire department has been working with the schools.
- 40. Lee Kyriacou:** Appreciates everyone who spoke tonight.
- 41. George Mansfield:** Remind everyone about the comprehensive plan meeting on Nov. 17 at the Memorial Building.
- 42. Pam Wetherbee:** Get out and vote tomorrow.
- 43. Peggy Ross:** Gave details about the comprehensive plan process. Urges everyone to join them because this is very important.
- 44. Mayor Casale:** Chris Ruhe and Joe Galbo have resigned from the Human Relations Committee. Report from the Fire Department – as of Nov. 1, 2016 Terry Stanulwitz and Alex Bowan, Sr. will be exempt. Attended the Beacon Historical Society Hat event at the Howland Center. It was a great event and I was

happy with the attendance. Glad that there is new energy and that they are moving forward. On Nov. 11th there will be a Veterans Day ceremony at the Memorial Building.

- 45. Jerry Landisi, DC Legislator:** The County Executive will be at the Town Crier to present the DC Budget on Nov. 17.
-

Resolutions, Ordinances and Local Laws:

46. Resolution to Adopt the Local Law to Amend Chapter 223 of the Code as it Relates to the Definition of of Story and Basement

- Mayor Casale explained that Council decided to workshop this item again.

47. Resolution to Adopt the Local Law to Amend the Code as it Relates to the Safe Storage and Display of Guns

- Motion by Council Member Mansfield, second by Council Member Wetherbee **(rescinded)** Council expressed their desire to look into this further. It was decided that Council would discuss again in workshop

48. Resolution to Schedule a Public Hearing for December 5, 2016 to Receive Public Comments on the Proposed 2017 Budget

- Motion by Council Member Kyriacou, second Council Member Wetherbee
6-0

49. Resolution to Schedule a Public Hearing for November 21, 2016 Regarding the Beacon Historical Society's Request for a Special Use Permit for Property Located at 17 South Avenue

- Motion by Council Member Kyriacou second by Council Member Harper
6-0

50. Resolution to Authorize the Sale of City Owned Property Located at 23 Creek Drive

- Motion by Council Member Mansfield, second by Council Member Ross
6-0

51. Resolution to Authorize the Sale of City Owned Property Located at 36 North Cedar Street

- Motion by Council Member Ross, second by Council Member Mansfield
6-0

52. Resolution Declaring O'Donnell Construction Corp. in Default for Failure to Comply with the Terms and Conditions of the Contract of Sale and Setting Deadline for Compliance

- Motion by Council Member Wetherbee, second by Council Member Mansfield
6-0

53. Resolution Agreeing to Subordinate the City's Right of Reverter for Financing for Property Located at 344 Main Street

- Motion by Council Member Harper, second by Council Member Kyriacou

6-0

54. Resolution to Authorize an Easement at 445 Main Street

- Motion by Council Member Kyriacou, second by Council Member Mansfield

6-0

55. Resolution to Authorize the Renewal of an Agreement with Dutchess County SPCA for the Housing of Dogs in the City of Beacon

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

6-0

Approval of Minutes:

56. Minutes of September 19, 2016 and October 3, 2016

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

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

Speakers:

- 57. Theresa Kraft:** Suggested that the City invite the County Executive to visit the Howland Cultural Center to view the BHS Hat Exhibit.

Adjournment:

- Motion by Council Member Harper, second by Council Member Mansfield
-

Next Workshop: November 14, 2016

Next Council Meeting: November 21, 2016

Respectfully submitted,
Elizabeth Evans, Assistant to the Mayor

**City of Beacon Council Agenda
12/19/2016**

Title:

2016-11-21 minutes

Subject:

Background:

ATTACHMENTS:

Description

2016-11-21 draft minutes

Type

Minutes

Regular Meeting

These minutes are for the regular meeting of the Beacon City Council, held in the Municipal Center at One Municipal Plaza on November 21, 2016. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

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

Council Members Absent/Excused:

Omar Harper, Ward Two

Also Present:

Anthony Ruggiero, City Administrator
Eric Gordon, Keane and Beane, PC

A moment of silence was observed for past and present service men and women.

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

Speakers:

1. **April Farley:** Invited everyone to the NAACP meeting on Thursday, Dec. 15 at 7:30 at the Howland Library. Advised that she support AG Eric Schniederman regarding hate crimes.
2. **Sommer Hixson, Beacon Arts:** Gave the Beacon Arts Update. The Bicycle Tree Lighting is on December 10 at 5pm. The member party is on Dec. 6.

Community Segment:

3. **Salvation Army Update:** Lt. Lailani Alarcon advised that the Salvation Army is under new leadership and is eager to participate more fully in the community. They would love to work with the City on programs for older youth and have opened their gym to the community.

Public Hearings:**Beacon Historical Society Request for a Special Use Permit for Property Located at 17 South Avenue**

Mayor Casale read the Special Use Permit

4. **Sandra Green:** Asked for clarification. Councilman Kyriacou explained the intent of the SUP.
 5. **Matthew Healy, neighbor:** Asked if there would be any changes to the exterior of the building and how long the SUP would be in effect.
 6. **Theresa Kraft:** Advised that the BHS is entering into a ten-year lease but may find permanent location before the end of the term.
-

Council Member Reports:

7. **Ali Muhammad:** Would like to discuss changing the meeting night from Monday so that people could also attend the Beacon School Board meetings.
8. **Lee Kyriacou:** Thanked everyone for coming.
9. **George Mansfield:** Remind everyone that police have been enforcing the two-hour parking rules. Thanked everyone for their work on the comprehensive plan project. Is proud to be a part of the Beacon community.
10. **Pam Wetherbee:** Asked about the schedules for leaf pick up and garbage pick up. Asked about the procedure for reporting streets light outages. City Administrator answered these questions and concerns.
11. **Peggy Ross:** Was happy about the great turn out at the Comp Plan meeting. Gave thanks to all who contributed and commented. Feels grateful to live in the City of Beacon.
12. **Anthony Ruggiero:** Advised that the 1400 LED lights were acquired by the city. He referred to the map on the home page of the website. Gave an update on the Recreation Dept. Afterschool Program. Advised that the Farmers Market is moving to the Memorial Building for the winter. Pattern for Progress will hold a meeting regarding gentrification at Lewis Tompkins Hose on Thursday, December 15. Advised that the City has hired an engineering firm to investigate an additional well on the water plant site.
13. **Mayor Casale:** Thanked everyone for their participation in the Comprehensive Plan process. Mentioned that the City has taken on a few large projects recently; the Comp Plan and Charter Review. It's a lot work for both staff and volunteers. Read the letter regarding the HEAP program. Gave details about the Highway Garage. Would like the public to bring their kids so they can look at the trucks and backhoes up close. Advised that the City moved the highway garage to a remote area thus freeing up a residential property for sale to a private developer. This is going to improve the neighborhood. Gave details about the Malzingah Chapter of the DAR wine and hors d'oeuvres party on December 3 at the Madam Brett Homestead. The Lewis Tompkins Hose Fire Company voted in Jonathan Davila to become an active member so this is deemed ratified.

Resolutions, Ordinances and Local Laws:**14. Resolution Granting a Special Use Permit for 17 South Avenue**

Council discussed the impact on the neighborhood. Mayor advised that this change in use will not generate any more traffic or parking needs than did the church.

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

6-0

15. Resolution to Schedule a Public Hearing for December 5, 2016 Regarding a Local Law Amending the Code as it Relates to Parking at Municipal Buildings

- Motion by Council Member Muhammad, second by Council Member Ross
6-0

16. Resolution to Confirm Ownership of Matteawan Road

- Motion by Council Member Muhammad, second Council Member Ross
6-0
-

Approval of Minutes:

17. Minutes of October 17, 2016

- Motion by Council Member Muhammad, second by Council Member Mansfield
6-0
-

Budget Amendments:

18. 2016-11-21 Budget Amendments

- Motion by Council Member Wetherbee, second by Council Member Mansfield
6-0
-

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

Speakers:

19. None

Adjournment:

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

Next Workshop: November 28, 2016

Next Council Meeting: December 5, 2016

Respectfully submitted,
Elizabeth Evans, Assistant to the Mayor

**City of Beacon Council Agenda
12/19/2016**

Title:

2016-12-05 minutes

Subject:

Background:

ATTACHMENTS:

Description

2016-05-12 draft minutes

Type

Minutes

Regular Meeting

These minutes are for the regular meeting of the Beacon City Council, held in the Municipal Center at One Municipal Plaza on December 5, 2016. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

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

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

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

A moment of silence was observed for past and present service men and women.

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

Speakers:

- Jodi McCredo, Human Relations Commission:** Gave contact information for the public to contact the Human Relations Commission 24 hours a day.
- Theresa Kraft, Liberty Street:** Asked that the Council address the dust pile at the Beacon Theatre. Believes it to be a safety hazard.

Public Hearing No. 1: Proposed 2017 Budget

Anthony Ruggiero explained the finer points of the proposed budget while the summary was displayed on the smart board.

There were no public comments.

- Motion to close, Council Member Muhammad, second Council Member Mansfield
7-0

Public Hearing No. 2: Proposed Local Law to Amend the Code as it Relates to Parking at Municipal Buildings

There were no public comments.

- Motion to close, Council Member Harper, second Council Member Muhammad
7-0

Public Hearing No. 3: Proposed local law to amend the Code as it Relates to the Definition of Basement and Story

3. Patty Klubnick, Mead Avenue: Respectfully requests that the council not amend the code. They had tried to appeal this issue in July. Mentioned a lawsuit.

Ron Vogt, Mead Avenue: This amendment will change the character of the City. Suggests that the Council not approve the amendment. Suggests that requests be brought to ZBA on a case by case basis.

- Motion to reopen, Council Member Wetherbee, second Council Member Ross
7-0
 - Motion to close Council Member Mansfield, second Council Member Ross
7-0
-

Council Member Reports:

- 4. Ali Muhammad:** Thanked everyone for coming. Advised about the bake sale to benefit the mid-Hudson refugees will be held on Dec. 10. Encourages everyone to shop local.
 - 5. Omar Harper:** Took 4 kids to Madison Square Garden for a wrestling event. Encourages more kids to join.
 - 6. Lee Kyriacou:** Would like to discuss updating the City's historic inventory at an upcoming workshop. Feels like the Tioronda Bridge was demolished by neglect.
 - 7. George Mansfield:** Agrees with Lee about updating the historic inventory. Reiterated what Ali said about shopping local.
 - 8. Pam Wetherbee:** Was very glad that she was able to attend the DPW open house. Is very sorry that the City is losing Zep as highway superintendent.
 - 9. Peggy Ross:** Also would like to work on an updated historic inventory. Considering the tragedy in Oakland, is grateful for our building department and fire department. Believes that this type of overcrowding is due to gentrification.
 - 10. Mayor Casale:** Advised that the Farmers Market has moved indoors to the Memorial Building for the winter. The Pearl Harbor commemoration will be held on Dec. 7 at 1pm at the Elks. The Holiday bicycle tree will be lit on Saturday. Read the public hearing notice regarding the Chevron timber harvesting. Thanked everyone for organizing the DPW open house.
-

Resolutions, Ordinances and Local Laws:

11. Resolution to Adopt the 2017 Budget

Councilman Kyriacou asked the director of finance about the City's increase to assessed value. Director of Finance Susan Tucker answered him. Councilman Ali thanked everyone for their hard work and asked if they could look into how much it would cost for an expanded recreation center. Councilman Kyriacou advised that he was involved with the State imposing the tax cap law but there was to be some relief from unfunded mandates.

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

12. Resolution to Adopt the Local Law to Amend the Code as it Relates to Parking at Municipal Buildings

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

13. Resolution to Adopt the Local Law to Amend the Code as it Relates to the Definition of Story and Basement

There was further discussion regarding the height and story limitations, which also included Building Inspector, Tim Dexter.

- Motion by Council Member Mansfield, second Council Member Wetherbee
6-1 (Council Member Wetherbee voted no)

14. Resolution to Adopt a Local Law to Create a New Chapter of the City Code Concerning the Safe Storage and Display of Firearms

A lengthy discussion took place with proposed amendments to the local law.

- Motion by Council Member Muhammad, second by Council Member Mansfield
- As amended
6-1 (Mayor Casale voted no)

15. Resolution to Adopt a Local Law to Amend the Code as it Relates to Unmetered Water

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

16. Resolution to Schedule a Public Hearing for January 17, 2016 to Receive Comment Concerning a Local Law to Establish a Community Choice Aggregation Program

- Motion by Council Member Kyriacou, second by Council Member Ross
7-0

Approval of Minutes:**17. Minutes of September 19, 2016 and October 3, 2016**

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

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

Speakers:

18. Lou Amoroso, Sr.: With regard to the Tioronda Bridge, asked how the City could have let the developer cut down all the trees when years ago the Council voted to create a scenic road there.

19. Perry Pendleton: Mentioned that if council is concerned about children's safety, they should sit at the traffic light at Matteawan Road and watch the children disobey the traffic signals.

Adjournment:

- Motion by Council Member Kyriacou, second by Council Member Mansfield 8:25 pm

Next Workshop: December 12, 2016

Next Council Meeting: December 19, 2016

Respectfully submitted,
Elizabeth Evans, Assistant to the Mayor