



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

April 17, 2017
City Council Agenda

Call to Order

Pledge of Allegiance

Roll Call:

Public Comment:

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

Community Segment:

- Mental Health Month
- Earth Day in Beacon

Public Hearings:

- Continuation of the Public Hearing on an Amendment to Chapter 223 of the Code as it Relates to Affordable Workforce Housing
- Proposed 2017 Capital Plan

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

Appointments:

- a. Resolution to Appoint Carl Garofolo as a Police Officer
- b. Resolution to Appoint Alyssa Orsetti as a Police Officer

Local Laws and Resolutions:

1. Resolution to Adopt the 2017 Capital Plan
2. Resolution to Adopt the Local Law Amending Chapter 223 of the Code as it Relates to Affordable Workforce Housing

3. Resolution to Authorizing the Settlement of a Tax Cert Matter with JP Morgan Chase Bank
4. Resolution to Authorize the Settlement of a Tax Cert Matter with M&T Bank
5. Resolution to Set a Public Hearing for May 1, 2017 to Receive Comments Concerning a Local Law to Amend Chapter 223, Article III, Section 26 Subsection C Concerning Off-Street Parking
6. Resolution in Support of State Legislation for Tanker-Avoidance Zones

Approval of Minutes:

- Minutes of March 20, 2017

2nd Opportunity for Public Comments:

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

Adjournment:

City of Beacon Council Agenda
4/17/2017

Title:

Mental Health Month

Subject:

Background:

ATTACHMENTS:

Description	Type
Proclamation Mental Health Awareness Month is May	Backup Material

**CITY OF BEACON
OFFICE OF THE MAYOR**



Proclamation for Mental Health Awareness Month

Whereas, mental health is part of overall health; and

Whereas, mental health helps to sustain an individual's thought processes, relationships, productivity and ability to adapt to change or face adversity; and

Whereas, mental illness adversely affects those abilities and often is life-threatening in nature; and

Whereas, one in four adults experiences mental health problems in any given year and such problems can contribute to onset of mental illness; and

Whereas, one in 17 adults lives with mental illness such as major depression, bipolar disorder or schizophrenia; and

Whereas, approximately one-half of chronic mental illness begins by the age of 14 and three-quarters by age 24;

Whereas, long delays—sometimes decades—often occur between the time symptoms first appear and when individuals get help; and

Whereas, early identification and treatment can make a profound difference in successful management of mental illness and recovery; and

Whereas, it is important to maintain mental health and learn the symptoms of mental illness in order to get help when it is needed; and

Whereas, every citizen and community can make a difference in helping end the silence and stigma that for too long has surrounded mental illness and discouraged people from getting help;

Whereas, public education and civic activities can encourage mental health and help improve the lives of individuals and families affected by mental illness;

Now, therefor be it resolved, I, Randy Casale, Mayor of the City of Beacon do hereby proclaim the month of May 2017 as Mental Health Awareness Month in Beacon, New York to increase public understanding of the importance of mental health and to promote identification and treatment of mental illnesses.

Randy J. Casale, Mayor
City of Beacon, New York

Signed this _____ day of April, 2017

City of Beacon Council Agenda
4/17/2017

Title:

Earth Day in Beacon

Subject:

Background:

ATTACHMENTS:

Description	Type
Earth Day Poster	Backup Material

BEACON EARTH DAY CLEANUP

SATURDAY APRIL 22ND

A CITY-WIDE SWEEP OF BEACON
FOLLOWED BY BBQ & MUSIC
AT THE RECREATION CENTER
23 WEST CENTER ST. BEACON NY

FIND ONE OF MANY DESIGNATED
CLEANUP LOCATIONS, AND SIGN UP
BEACONEARTHDAY.COM



City of Beacon Council Agenda
4/17/2017

Title:

Continuation of the Public Hearing on an Amendment to Chapter 223 of the Code as it Relates to Affordable Workforce Housing

Subject:

Background:

ATTACHMENTS:

Description	Type
LL Workforce Housing	Local Law

DRAFT LOCAL LAW NO. ____ OF 2016

**CITY COUNCIL
CITY OF BEACON**

**PROPOSED LOCAL LAW AMENDING
CHAPTER 223 OF THE CODE OF THE CITY OF BEACON**

A LOCAL LAW to
amend Chapter 223
concerning Affordable
Workforce Housing.

A LOCAL LAW to amend Chapter 223 of the Code of the City of Beacon concerning Affordable Workforce Housing.

BE IT ENACTED by the City Council of the City of Beacon as follows:

Section 1. Chapter 223, Section 63 of the Code of the City of Beacon entitled “Definitions” is hereby amended to revise the following definitions:

BELOW-MARKET-RATE (BMR) UNIT

A new or rehabilitated housing unit which is restricted as to sale or rent to remain affordable to a BMR Unit Eligible Household, as defined below, ~~by generally not exceeding 30% of the maximum aggregate gross income of the household for the actual size of the household that will occupy such unit. Said housing~~ BMR rental unit must be the primary residence of the household and shall not be sublet without the consent of the City Council or its designee. BMR For-Sale units must be the primary residence of the household at the time of sale and shall at no time be sublet without the consent of the City Council or its designee.

BMR UNIT ELIGIBLE HOUSEHOLD

Rental Units: A household whose aggregate gross annual income, including the total of all current annual income of members residing in the household from any source whatsoever at the time of application (excluding the earnings of working household members of 21 years of age or younger who are full-time students), does not exceed ~~400~~ 90% of the Dutchess County area median annual income for ~~its~~ the actual size of the household size [based on the United States Census and as updated by the Department of Housing and Urban

Development (HUD)], and which household can afford the maximum rent specified in § 223-41.10F(1). ~~or sales price specified in § 223-41.10E of this chapter~~

For-Sale Units: A household whose aggregate gross annual income, including the total of all current annual income of members residing in the household from any source whatsoever at the time of application (excluding the earnings of working household members of 21 years of age or younger who are full-time students), does not exceed 100% of the Dutchess County area median annual income for the actual size of the household [based on the United States Census and as updated by the Department of Housing and Urban Development (HUD)], and which household can afford the maximum sales price as specified in § 223-41.10F(2). In addition, the net assets of the household at the time prior to purchase may not exceed 75% of the purchase price of the unit, except where such households rely, due to age or disability, on the assets in lieu of income. Evidence of disability shall be the receipt of Social Security Disability Insurance (SSDI) payments. In addition, the net assets of the household at the time prior to purchase ~~or lease~~ may not exceed 75% of the purchase price of the unit, except where such households rely, due to age or disability, on the assets in lieu of income. Evidence of disability shall be the receipt of Social Security Disability Insurance (SSDI) payments.

~~For example, for the year 2010, limitations are as follows:~~

Persons in Household	1	2	3	4	5	6
Maximum eligible income (100% of median)	\$58,400	\$66,800	\$75,100	\$83,400	\$90,100	\$96,800
Maximum housing cost (30% of gross income)						
Annually	\$17,520	\$20,040	\$22,530	\$25,020	\$26,030	\$29,040
Monthly	\$1,460	\$1,670	\$1,878	\$2,085	\$2,253	\$2,420

Eligible unit types	Studio or 1-BDR	1-BDR or 2-BDR	2-BDR or 3-BDR	2-BDR, 3-BDR or 4-BDR	3-BDR or 4-BDR	3-BDR or 4-BDR
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All projects approved by the Planning Board prior to the effective date of this law, may continue to set a monthly rent, including utilities for BMR units, not to exceed 30% of 100% of the Dutchess County area median annual income. A BMR unit eligible household for projects approved by the Planning Board prior to the effective date of this law includes households whose aggregate gross annual income, including the total of all current annual income of members residing in the household from any source whatsoever at the time of application (excluding the earnings of working household members of 21 years of age or younger who are full-time students), does not exceed 100% of the Dutchess County area median annual income for its household size [based on the United States Census and as updated by the Department of Housing and Urban Development (HUD)].

Section 2. Chapter 223, Article IVB of the Code of the City of Beacon entitled “Affordable Workforce Housing” is hereby amended as follows:

§ 223-41.8 Findings.

The City Council of the City of Beacon acknowledges the high cost of housing compared to average earnings in the City and County, and this trend has grown more noticeable as land and housing values have increased in recent years. Maintaining and ensuring a balanced mix of housing types and sizes that are affordable to a range of incomes is essential to ensuring the long-term health of the community. Such balanced housing stock enables a variety of residents to live and work in the City, maintain family ties, and participate in community services, such as emergency services. Balanced housing is also essential to attracting and maintaining an adequate workforce, a healthy business environment, and a balanced tax base that supports local services and the quality of life. It is therefore important for the City to maintain a mix of housing choices and to require the creation of new or rehabilitated below-market-rate (BMR) units in future renovation and development. The primary purpose of this Article is to allow the City to maintain an appropriate mix of housing choices by creating a required number of quality new or rehabilitated below-market-rate (BMR) units in future renovation and development. The goal is not to offer a limited number of high-end units for a few qualified households, but to provide as many quality affordable and workforce housing units as possible, integrated throughout the City.

§ 223-41.9 Provision of BMR units; ~~payment in lieu thereof.~~

To achieve the purposes above, the approval authority shall require that 10% of all projects containing 10 ~~20~~ or more apartment dwellings and/or attached dwellings (townhouses) as defined in §223-63 of this chapter, shall be comprised of below-market-rate units as defined and regulated in this article. Any fraction at or above 0.5 shall be rounded up to the nearest whole number, and any fraction below 0.5 shall be rounded down. ~~Notwithstanding the requirement immediately above, the City Council, at its discretion, may allow the applicant to make a payment to the City in lieu of the provision of some or all of the required BMR units, in an amount determined by the City Council to be the value of the waived BMR units; said payment shall be made into a trust fund dedicated to the provision of affordable workforce housing in the City.~~ Subject to the Planning Board's approval, Developer shall provide BMR units mixed throughout the same building(s). Units designated as BMR units must remain affordable for a minimum of 50 years from date of initial certificate of occupancy for rental properties and from date of original sale for owner-occupied units.

§ 223-41.10 **Below-market-rate units.**

- A. Finishes, amenities, size, distribution and mix. BMR units shall have exterior finishes comparable to the market-rate units within the development. Interior finishes and amenities for the BMR units shall be comparable to the market-rate units within the development, subject to approval by the Planning Board. ~~BMR shall be reasonably distributed throughout the project and t~~ The timing of the construction of the BMR units shall be in conjunction with the construction of the market rate units in the project. Further, the BMR units shall be provided in a mix of unit types in the same proportion as all other units in the development unless a different proportion is approved by the Planning Board as being better related to the housing needs, current or projected, of the City of Beacon.
- B. Minimum gross floor area.
- (1) The size of the BMR multifamily units may be smaller than the market rate units, but notwithstanding other provisions of this chapter, the minimum gross floor area per dwelling unit shall not be less than the following:
- (a) Studio/efficiency unit: 350 square feet.
 - (b) One-bedroom unit: 600 square feet.
 - (c) Two-bedroom unit: 800 square feet.
 - (d) Three-bedroom unit: 1,000 square feet.
 - (e) Four-bedroom unit: 1,200 square feet
- (2) An Applicant may seek approval from the Planning Board to construct units smaller than the minimum gross floor area set forth above, only if the Applicant constructs more units than it is required to construct pursuant to this Chapter.
- C. Occupancy standards. The minimum and maximum occupancy of a BMR unit shall be as follows:

Number of Bedrooms	Minimum Number of Persons	Maximum Number of Persons
Studio/ efficiency	1	± 2
1	1	2 3
2	2	4
3	3	6
4	4	8

- D. For townhouse developments containing BMR units, frontage, building size and lot size may be reduced by up to 25% for the BMR units.
- E. BMR unit eligible household. Households must meet the criteria established in § **223-63** of this chapter, within the definition of "BMR unit eligible household." Rental households shall be required to requalify with respect to said criteria on an annual basis.
- F. Maximum rent and sales price.
- (1) Rental Units: The monthly rent including utilities for BMR units shall not exceed 30% of the ~~maximum figure that represents 70% of the Dutchess County's current area median income. maximum aggregate gross monthly income of an eligible household as defined in § 223-63, under "BMR unit eligible household," for the actual size of the household that will occupy such unit as set forth in Subsection C above.~~
 - (2) For-Sale Units: The maximum gross sales price for a BMR unit shall not exceed ~~the maximum household expense of 30% of the figure that represents 80% of the Dutchess County's current area median income. aggregate gross monthly income of an eligible household as defined in § 223-63 for the actual size of the household that will occupy such unit as set forth in Subsection C above, relating to the.~~ This figure will be based on the sum of principal, interest, taxes, and insurance, based on industry-standard mortgage underwriting guidelines for a thirty-year fixed rate mortgage, prevailing interest rates, and a down payment of 5%.
 - (3) All projects approved by the Planning Board prior to the effective date of this law, may continue to set a monthly rent including utilities for BMR units not to exceed 30% of 100% of the Dutchess County area median annual income for the household size that will occupy such unit as set forth in Subsection C income for its household size [based on the United States Census and as updated by the Department of Housing and Urban Development (HUD)].
 - (4) In the event the Owner of the BMR unit governed by subsection (1) above, demonstrates to the satisfaction of the City Administrator or its designee that after a

good faith effort it is not able to rent a BMR unit pursuant to subsection (1), it may instead comply with subsection (3) above, until the unit is next offered for rent.

G. Categories of priority in descending order of priority.

Households applying for BMR units shall be selected on the basis of the following categories of priority:

(1) Volunteer emergency responders for the City of Beacon who have served at least five years.

(2) City of Beacon municipal employees.

(3) Employees of the Beacon School District

(4) All other residents of the City of Beacon.

~~(5) Employees of the Beacon School District.~~

~~(6) Other persons employed in the City of Beacon. The following relatives of residents of the City of Beacon: father, mother, son, daughter, brother, sister, grandparent, grandchild, father-in-law or mother-in-law.~~

~~(7) Other residents of Dutchess County.~~

~~(8) Other persons employed in Dutchess County.~~

(5) All others.

(6) Within each of the above categories, the following special groups shall receive priority in the following order:

a. Priority for rental units shall be established for all eligible households as defined in § 223-63, whose aggregate gross annual income is between 70%-80% of the Dutchess County area median annual income.

b. Priority for all for-sale units shall be established for all eligible households as defined in § 223-63, whose aggregate gross annual income is between 80%-90% of the Dutchess County area median annual income.

~~(a) Households whose head of household or spouse is 62 years of age or older.~~

~~(b) First-time homebuyers.~~

~~(c) Households whose head of household or spouse is 30 years of age or younger.~~

~~(d) — Civil servants.~~

- H. The deed, certificate of occupancy and/or rental agreement, as appropriate, for each BMR dwelling unit shall contain language, satisfactory to the City Attorney in form and substance, which states that the subject dwelling is a below-market-rate unit as defined in § 223-41.10(F)(1) § ~~223-63~~ of the Code of the City of Beacon, New York, and is subject to all restrictions and limitations as set forth therein.
- I. Resale. In the case of owner-occupied BMR units, the title to said property shall be restricted so that in the event of any resale by the homeowner or any successor, the resale price shall not exceed the maximum sales price for said unit, as determined in Subsection E ~~E~~, plus the depreciated value of capital improvements based on their estimated life for up to 5% of the price of the unit. Units designated as BMR units must remain affordable for a minimum of 50 years from date of original sale for owner-occupied units.
- J. Lease of a BMR unit.
- (1) Individual BMR unit owners may lease their units to BMR eligible unit households, as defined in § 223-63, for a period not exceeding two years, with the consent of the City Administrator or its designee ~~Council or its designee, for employment, health or other good reason as determined by the Council. Notwithstanding the sentence above, this time frame may be extended by the Council or its designee for good cause shown.~~
 - (2) Applicants for rental BMR units, if eligible and if selected for occupancy, may sign a lease for a term of no more than two years. As long as a resident remains eligible and has complied with the terms of the lease, said resident shall be offered renewal leases for a term of no more than two years each. Renewal of a lease shall be subject to the conditions of federal, state or county provisions that may be imposed by the terms of the original development funding agreements for the development or to the provisions of other applicable local law.
 - (3) If a resident's annual gross income should subsequently exceed the maximum income then allowable, said resident may complete their current lease term and shall be offered a market-rate housing unit in the development at the termination of such lease term. If no such dwelling unit shall be available at said time, the resident may be allowed to sign one additional one-year lease for BMR unit they occupy but shall not be offered a renewal of the lease beyond that expiration of said term. Tenants, who again become eligible for a BMR unit during the one-year term, shall be eligible for a renewal of their lease term.
- K. Implementing regulations. The City Council may, by resolution, adopt specific regulations to foster the efficient and equitable implementation of this chapter.
- L. Administration. The City Council shall be responsible for administering these regulations and may designate a board, commission or other organization to monitor compliance.

- M. Developer Incentives. For every two BMR units provided as part of the overall development, the developer shall have the right to ~~two~~ one additional market rate unit above the maximum number otherwise permitted under applicable provisions of this Chapter. The Planning Board may grant up to 10 additional units. District building height requirements must be maintained, but the Planning Board may modify lot area per unit, setbacks, building coverage, number of units per building, and parking requirements to accommodate the bonus unit or units.
- N. Waiver. Upon request of an applicant before the Planning Board, the City Council may modify or waive specific provisions of this Article, if it finds that the proposal meets the primary purpose of Section 223-41.8 and the project will result in more BMR units than is required pursuant to this Chapter.

Section 3. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, the Chapter 223 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 4. Numbering for Codification

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this

Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this

Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 5. Severability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 6. Effective Date

This local law shall take effect immediately upon filing with the Office of the Secretary of State.

DRAFT

City of Beacon Council Agenda
4/17/2017

Title:

Proposed 2017 Capital Plan

Subject:

Background:

ATTACHMENTS:

Description	Type
2017 Capital Plan	Plans

<u>2017 PROPOSED NEW PROJECTS</u>	<u>FUNDING SOURCES</u>										
	TOTAL	GENERAL	GENERAL	WATER	WATER	SEWER	SEWER		OTHER	REC	TOTAL
	<u>COST</u>	<u>FUND BALANCE</u>	<u>FUND DEBT</u>	<u>FUND BALANCE</u>	<u>FUND DEBT</u>	<u>FUND BALANCE</u>	<u>FUND DEBT</u>	<u>CDBG</u>	<u>GRANTS</u>	<u>TRUST</u>	<u>COST</u>
<u>PUBLIC BUILDINGS</u>											
Design and Construction Documents of New Firehouse	575,000	325,000							250,000		575,000
Tompkins Hose Boiler	35,000	35,000									35,000
Municipal Building Access Control System	52,722	52,722									52,722
Memorial Building Exterior Painting	32,520	32,520									32,520
Municipal Center Exterior Signage System	13,000	13,000									13,000
Municipal Center Landscaping and Exterior Work	30,000	30,000									30,000
<u>PARK</u>											-
South Avenue Fence and Retaining Wall	37,000	37,000									37,000
Memorial - basketball court resurfacing	40,000	40,000									40,000
Riverfront Park 20x30 Pavilion & Pad	30,000	30,000									30,000
USC 20x30 Pavilion & Pad	30,000	30,000									30,000
USC Pool Building	350,000	350,000									350,000
<u>HIGHWAY EQUIPMENT</u>											-
Animal Warden Van	25,000	25,000									25,000
Replace 2003 #031 1-ton dump truck w/ plow	59,000	-							59,000		59,000
Replace 2003 #030 1-ton dump truck w/ plow	59,000	-							59,000		59,000
Replace 2002 #032 Pick up truck w/ lift gate & extended cab	50,000	50,000									50,000
Replace 1993 #932 dump plow sander	275,000	175,000							100,000		275,000
<u>ROAD RECONSTRUCTION</u>											-
Phillips Street (9D to Kristy), Engineering	79,250	79,250									79,250
Kristy Drive (Drainage - Slip Line) Engineering	15,000	15,000									15,000
Kristy Drive (Drainage - Slip Line), Construction	335,000	335,000									335,000
Bridge St. Bridge Structural Engineering Report	9,270	1,854							7,416		9,270
<u>SIDEWALKS</u>											-
South Avenue (Commerce to Rombout), replacement, both sides - Survey & Engineering	37,600	-							37,600		37,600
<u>POLICE</u>											-
Downtown Cameras	65,000	65,000									65,000
<u>WATER DEPARTMENT</u>											-
Phillips Street (Wolcott to Kristy) Survey, Engineering	17,300			17,300							17,300
Cherry Street Surveying, Engineering	7,500			7,500							7,500
Upgrade "SCADA" system & Telemetry	325,000			325,000							325,000
Rehab Fairview Tank - Surveying & Engineering	65,000			65,000							65,000
6 kw Light Tower Generator Trailer Mounted	9,000			9,000							9,000
Tow Behind Air Compressor	25,000			25,000							25,000
Replace 2006 Van #066	50,000			50,000							50,000
<u>SEWER DEPARTMENT</u>											-
Lakeside unit overhaul	225,000					225,000					225,000
New Odor Control for Belt Press Room/Remove Odorox	200,000					200,000					200,000
Chlorine Contact Basin and Dechlorination Engineering	50,000					50,000					50,000
Lower Main Pump Station (pump, electrical, generator, roof)	200,000					200,000					200,000
Phillips St., Engineering	12,000					12,000					12,000
South Interceptor (behind ARF) Survey & Engineering	67,000					67,000					67,000
South Interceptor (behind ARF) Survey & Engineering	625,920					625,920					625,920
North Interceptor Replacement - Behind DIA to STP	76,770					76,770					76,770
I & I Improvements	900,000						900,000				900,000
TOTALS	5,089,852	1,721,346	-	498,800	-	1,456,690	900,000	-	513,016	-	5,089,852

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Appoint Carl Garofolo as a Police Officer

Subject:

Background:

ATTACHMENTS:

Description

Res. appt garofolo po

Type

Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**APPOINTMENT OF CARL GAROFOLO
AS POLICE OFFICER**

APPROVE appointment of Carl Garofolo as a Police Officer of the City of Beacon Police Department effective May 1, 2017.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
Motion Carried							

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Appoint Alyssa Orsetti as a Police Officer

Subject:

Background:

ATTACHMENTS:

Description

Res. to appt. orsetti as police officer

Type

Resolution



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**APPOINTMENT OF ALYSSA ORSETTI
AS POLICE OFFICER**

APPROVE appointment of Alyssa Orsetti as a Police Officer of the City of Beacon Police Department effective May 15, 2017.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pamela Wetherbee					
		Peggy Ross					
		Mayor Randy J. Casale					
Motion Carried							

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Adopt the 2017 Capital Plan

Subject:

Background:

ATTACHMENTS:

Description

Res. adopt cap plan

Type

Resolution

**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**Resolution Authorizing the Adoption of a Capital Plan for the
City of Beacon for the Year 2017**

BE IT RESOLVED, that the Mayor and City Council of the City of Beacon hereby authorize the adoption of a Capital Plan with projected expenditures as described in the accompanying attachments and,

BE IT FURTHER RESOLVED that the Mayor and City Council hereby authorize preparation of the bond authorization documents for the projects identified in the plan.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pam Wetherbee					
		Peggy Ross					
		Randy Casale					
		Motion Carried					

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Adopt the Local Law Amending Chapter 223 of the Code as it Relates to Affordable Workforce Housing

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. to Adopt LL re Affordable Workforce Housing	Resolution

**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. _____ OF 2017

**Resolution Adopting a Local Law to Amend Chapter 223 of the City Code
Regarding Affordable Workforce Housing**

BE IT RESOLVED, that the Mayor and City Council of the City of Beacon hereby authorize the adoption of a Local Law to Amend Chapter 223 of the Code of the City of Beacon as it Relates to Affordable Workforce Housing.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pam Wetherbee					
		Peggy Ross					
		Randy Casale					
		Motion Carried					

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Authorizing the Settlement of a Tax Cert Matter with JP Morgan Chase Bank

Subject:

Background:

ATTACHMENTS:

Description

Res. Tax Cert JP Morgan Chase

Type

Resolution

RESOLUTION: CERTIORARI SETTLEMENT
Mtr. of JP Morgan Chase Bank v. Assessor of the City of Beacon, et al.
(Sup. Ct. Dutchess Co. Index Nos. 15-51259 and 16-51654) -
SETTLEMENT OF TAX CERTIORARI LITIGATION

WHEREAS, there are tax certiorari proceedings, entitled *Mtr. of JP Morgan Chase Bank v. Assessor of the City of Beacon, et al.* (Sup. Ct. Dutchess Cty. Index Nos. 15-51259 and 16-51654), pending before the Supreme Court, Dutchess County (Hon. James V. Brands, J.S.C., presiding); and

WHEREAS, these proceedings challenge the real property tax assessment of premises located at 402 Main Street, 404 Main Street and 8 Schenck Avenue, which are identified as Tax Lot Nos. 6054-29-044784, 6054-29-039788 and 6054-29-049789 on the Tax Map of the City of Beacon; and

WHEREAS, by virtue of these proceedings, the assessments established by the City of Beacon with respect to said parcels has been contested in 2015 and 2016; and

WHEREAS, a settlement has been reached by and between Petitioner JP Morgan Chase Bank and the City of Beacon providing for a disposition of these proceedings; and

WHEREAS, a proposed Stipulation of Settlement and Order of Settlement effectuating these settlement terms has been prepared, subject to the approval of the City of Beacon; and

WHEREAS, the City of Beacon has obtained the advice and assistance of its counsel, Keane & Beane, P.C., with respect to the settlement terms, the proposed Stipulation of Settlement and Order of Settlement and has duly considered same; and

WHEREAS, under the settlement terms, the City will be liable for City tax refunds that equal Two Thousand Six Hundred Forty and 00/100 (\$2,640.00) Dollars;

NOW, THEREFORE, BE IT RESOLVED that the City Council accepts the settlement of these proceedings so that the following adjustments are made to the assessment of the aforementioned premises:

<u>Year</u>	<u>Assessment</u>	<u>Revised Assessment</u>	<u>Reduction</u>
2015	\$1,200,000	\$1,100,000	\$100,000
2016	\$1,200,000	\$1,100,000	\$100,000

BE IT FURTHER RESOLVED, that counsel for the City of Beacon, Keane & Beane, P.C., together with the City Administration, is hereby authorized to undertake such actions as are

necessary to confirm and effectuate this settlement, including execution of the Stipulation of Settlement and Order of Settlement incorporating the settlement terms.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <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					
		Pam Wetherbee					
		Peggy Ross					
		Randy Casale					
		Motion Carried					

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Authorize the Settlement of a Tax Cert Matter with M&T Bank

Subject:

Background:

ATTACHMENTS:

Description

Res. M&T Tax Cert

Type

Resolution

RESOLUTION: CERTIORARI SETTLEMENT
Mtr. of Manufacturers and Traders Trust Co. v. Assessor of the City of Beacon, et al.
(Sup. Ct. Dutchess Co. Index Nos. 15-51275 and 16-51705) -
SETTLEMENT OF TAX CERTIORARI LITIGATION

WHEREAS, there are tax certiorari proceedings, entitled *Mtr. of Manufacturers and Traders Trust Co. v. Assessor of the City of Beacon, et al.* (Sup. Ct. Dutchess Cty. Index Nos. 15-51275 and 16-51705), pending before the Supreme Court, Dutchess County (Hon. James V. Brands, J.S.C., presiding); and

WHEREAS, these proceedings challenge the real property tax assessment of a parcel located at 200 Main Street, which is identified as Tax Lot No. 5954-27-829943 on the Tax Map of the City of Beacon; and

WHEREAS, by virtue of these proceedings, the assessments established by the City of Beacon with respect to said parcel have been contested in 2015 and 2016; and

WHEREAS, a settlement has been reached by and between Petitioner Manufacturers and Traders Trust Co. and the City of Beacon providing for a disposition of these proceedings; and

WHEREAS, a proposed Consent Judgment effectuating these settlement terms has been prepared, subject to the approval of the City of Beacon; and

WHEREAS, the City of Beacon has obtained the advice and assistance of its counsel, Keane & Beane, P.C., with respect to the settlement terms, the proposed Consent Judgment and has duly considered same; and

WHEREAS, under the settlement terms, the City will be liable for City tax refunds that equal One Thousand Four Hundred Fifteen and 04/100 (\$1,415.04) Dollars;

NOW, THEREFORE, BE IT RESOLVED that the City Council accepts the settlement of these proceedings so that the following adjustments are made to the assessment of the aforementioned premises:

<u>Year</u>	<u>Assessment</u>	<u>Revised Assessment</u>	<u>Reduction</u>
2015	\$853,600	\$800,000	\$53,600
2016	\$853,600	\$800,000	\$53,600

BE IT FURTHER RESOLVED, that counsel for the City of Beacon, Keane & Beane, P.C., together with the City Administration, is hereby authorized to undertake such actions as are necessary to confirm and effectuate this settlement, including execution of the Consent Judgment incorporating the settlement terms.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments						<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> <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					
		Pam Wetherbee					
		Peggy Ross					
		Randy Casale					
		Motion Carried					

City of Beacon Council Agenda
4/17/2017

Title:

Resolution to Set a Public Hearing for May 1, 2017 to Receive Comments Concerning a Local Law to Amend Chapter 223, Article III, Section 26 Subsection C Concerning Off-Street Parking

Subject:

Background:

ATTACHMENTS:

Description	Type
Res. set ph parking dimensions	Resolution
LL Parking Dimensions	Local Law



CITY OF BEACON

CITY COUNCIL

RESOLUTION NO. _____ OF 2017

A RESOLUTION TO SCHEDULE A PUBLIC HEARING FOR MAY 1, 2017 TO RECEIVE COMMENT CONCERNING A LOCAL LAW TO AMEND CHAPTER 223, ARTICLE III, SECTION 26, SUBSECTION C CONCERNING OFF-STREET PARKING

NOW, THEREFORE, BE IT RESOLVED that the Beacon City Council hereby schedules a public hearing for May 1, 2017 at 7 p.m. at City Hall, One Municipal Plaza, Beacon, New York 12508 to receive public comment concerning a local law to amend Chapter 223, Article III, Section 26, Subsection C concerning off-street parking.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</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					
		Pam Wetherbee					
		Peggy Ross					
		Mayor Randy Casale					
Motion Carried							

LOCAL LAW NO. ____ OF 2017

**CITY COUNCIL
CITY OF BEACON**

**PROPOSED LOCAL LAW AMENDING
CHAPTER 223 OF THE CODE OF THE CITY OF BEACON**

A LOCAL LAW to
amend Chapter 223,
Article III, Section 26
Subsection C concerning
Off-Street Parking.

A LOCAL LAW to amend Chapter 223, Article III, Section 26 concerning the specific parking specifications for off-street parking.

BE IT ENACTED by the City Council of the City of Beacon as follows:

Section 1. Chapter 223, Article III, Section 26, Subsection C of the Code of the City of Beacon entitled “Location, use, design, construction and maintenance” is hereby amended as follows:

§ 223-26. Off-Street parking, loading and vehicular access.

...

C. Location, use, design, construction and maintenance.

- (1) Location. The off-street parking facilities which are required by this section shall be provided on the same lot or premises with such structure or land use; except that off-street parking spaces required for structures or land uses on two or more adjoining lots may be provided in a single common facility on one or more of said lots, provided that a binding agreement, in a form approved by the Corporation Counsel, assuring the continued operation of said parking facility during the life of the structure or the land use the parking is designed to serve, is filed on the land records

prior to approval of the plans for said parking facility. In any residence district, no off-street parking facility shall be developed in any required front yard or in any required side or rear yard adjacent to a street line or in any other side or rear yard within five feet of the lot line. However, off-street parking spaces shall be permitted in residential districts as indicated in § 223-17C.

(2) Parking Specifications

- (a) Each parking space provided in an unenclosed area shall be at least nine feet wide and at least ~~20~~ 18 feet long, except that the Planning Board, in approving a plan under § 223-25, may permit that portion of the total required parking which is specifically set aside for and limited to employee parking to have a width of at least 8 1/2 feet and a depth of at least ~~20~~ 18 feet. This possible exception shall not be permitted in the CB District.
- (b) Each parking space which is bordered by walls or columns on two or more sides shall be not less than 10 feet wide nor less than ~~20~~ 18 feet long. Enclosed or garaged parking areas shall not contain any columns, walls or other obstacles which would prevent or obstruct the use of any parking space.
- (c) The maneuvering area needed to permit parked vehicles to enter and exit off-street parking spaces shall have a width of at least ~~25~~ 24 feet, except where the Planning Board approves a lesser distance as adequate for areas with parallel or angled parking spaces ~~and except where such area is also utilized for the through circulation of vehicles, in which case a minimum width of at least 30 feet shall be provided.~~

- (3) Landscaping. Except for parking spaces accessory to a one-family dwelling, all off-street parking areas shall be ~~curbed and~~ landscaped with appropriate trees, shrubs and other plant materials and ground cover, as approved by the Planning Board based upon consideration of the adequacy of the proposed landscaping to assure the establishment of a safe, convenient and attractive parking facility with a minimum amount of maintenance, including plant care, snowplowing and the removal of leaves and other debris. At least one tree with a minimum caliper of three inches at a height of four feet above ground level shall be provided within such parking area for each 10 parking spaces

- (a) Wherever possible, planting islands, at least eight feet in width, shall be provided to guide vehicle movement and to separate opposing rows of parking spaces so as to provide adequate space for plant growth, pedestrian circulation and vehicle overhang. Such planting islands and the landscaping within them shall be designed and arranged in such a way as to provide vertical definition to major traffic circulation aisles, entrances and exits, to channel internal traffic flow and prevent indiscriminate diagonal movement of vehicles and to provide relief from the visual monotony and shadeless expanse

of a large parking area. ~~Curbs of such islands shall be designed so as to facilitate surface drainage and prevent vehicles from overlapping sidewalks and damaging landscaping materials.~~

- (b) The Planning Board may require curbing to facilitate surface drainage and prevent vehicles from overlapping sidewalks and damaging landscaping materials. ~~In all off-street parking areas containing 25 or more parking spaces, at least 10% of the total parking area shall be curbed and landscaped with trees, shrubs and other plant materials.~~
 - (c) No obstruction to driver vision shall be erected or maintained on any lot within the triangle formed by the street line of such lot, the outer edge of the access driveway to the parking area and a line drawn between points along such street line and access drive 30 feet distant from their point of intersection.
- (4) Grades, drainage, paving and marking. All proposed and required parking facilities, regardless of size, shall be graded, surfaced, drained and maintained throughout the duration of their use so as to comply with the New York State Stormwater Management Design Manual, as amended from time to time, and/or Chapter 190, Stormwater Management and Erosion and Sediment Control, of this Code, or other acceptable stormwater management practice(s), as deemed suitable to the City Engineer to the extent necessary to avoid nuisances of dust, erosion or excessive water flow across public ways or adjacent lands. The drainage analysis for said parking facilities shall include pre- and post-development conditions as well as remediation and/or mitigation of stormwater runoff. The maximum slope within a parking area shall not exceed 5%. In RD and RMF Districts and in nonresidential developments, the Planning Board shall require the provision of suitable markings to indicate individual parking spaces, maneuvering area, entrances and exits.
- (5) Traffic circulation. In order to encourage safe and convenient traffic circulation, the Planning Board may require the interconnection of parking areas via access drives within and between adjacent lots. The Board shall require written assurance and/or deed restrictions, satisfactory to the Corporation Counsel, binding the owner and his heirs and assignees to permit and maintain such internal access and circulation and inter-use of parking facilities.
- (6) Two or more uses on same lot. Where two or more different uses occur on a single lot, the total amount of parking facilities to be provided shall be the sum of the requirements of each individual use on the lot, except that the ~~Board of Appeals~~ Planning Board may approve the joint use of parking space by two or more establishments on the same lot or on contiguous lots, the total capacity of which is less than the sum of the spaces required for each, provided that said Board finds that the capacity to be provided will substantially meet the intent of this article by reason of variation in the probable time of maximum use by patrons or employees at such

establishments and provided that such approval of such joint use shall be automatically terminated upon a change of use at any such establishment.

(7) Designed residence and multifamily residence districts.

- (a) In RD and RMF Districts, in order that some of the required parking spaces may be convenient for use by visitors as well as by occupants, 2/3 of the required car spaces for a residential building shall be directly accessible to the normal approach from the street to each a main entrance to that building and within 100 feet of that entrance. ~~Upon recommendation from the Planning Board that a specific parking plan will provide comparable convenience of parking space location, the City Council may so modify the above requirement in approving any specific apartment development plan.~~
- (b) In RD or RMF Districts, ~~not more than 50% of the required parking shall be provided in enclosed or garaged areas. Roofed areas, open on at least two sides, shall be considered open or unenclosed spaces. off-street parking lots shall be located behind, underneath, or to the side of the building. Any parking to the side of the building shall be screened from street views by a low wall, hedge, fence, and/or other landscaping and, whenever possible, it shall be located at least 40 feet from any property line that fronts on a street.~~

Section 2. Ratification, Readoption and Confirmation

Except as specifically modified by the amendments contained herein, Chapter 223 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 3. Numbering for Codification

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this

Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this

Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 4. Severability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Office of the Secretary of State.

City of Beacon Council Agenda
4/17/2017

Title:

Resolution in Support of State Legislation for Tanker-Avoidance Zones

Subject:

Background:

ATTACHMENTS:

Description

Res. Anchorages

Type

Resolution

**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. ____ OF 2017

**RESOLUTION IN SUPPORT OF STATE LEGISLATION FOR TANKER-
AVOIDANCE ZONES**

WHEREAS, the U.S. Coast Guard is currently considering a proposal to establish new anchorage areas along the Hudson River between Yonkers and Kingston; and

WHEREAS, the City of Beacon is home to a number of businesses that are based on recreational activities such as hiking, kayaking, sailing, and boat tours; and

WHEREAS, the City of Beacon's Main Street businesses will be negatively affected by the loss of tourism from nature-seeking visitors; and

WHEREAS, the proposed site of the moorings will impact two environmental justice areas; and

WHEREAS, the City of Beacon is committed to reducing greenhouse gases and addressing climate change; and

WHEREAS, hard won progress in the economy and in the livability index of the City of Beacon will be threatened by the U.S. Coast Guard's proposal; and

WHEREAS, whereas, the City of Beacon has documented its concerns about the anchoring of petroleum-carrying tankers, including disrupting the economic vitality of the waterfront, endangering drinking water supplies, damaging fish habitat and detracting from scenic beauty and quality of life along the river (see Resolution No. 97-2016); and

WHEREAS, New York State Assemblymember Didi Barrett has introduced Assembly Bill A06825, which would enable New York State agencies to consider environmental impacts in designating "tanker-avoidance zones"; and

WHEREAS, New York State Senator Sue Serino has introduced the same measure in the Senate as Bill S05197; and

WHEREAS, this proposal would enable New York State to take a stronger role in controlling the placement of any anchorage areas for petroleum-carrying vessels, to ensure that the needs of the Hudson River and riverfront communities are protected;

NOW, THEREFORE BE IT RESOLVED that the Beacon City Council expresses its support for Assembly Bill A06825 and Senate Bill S05197.

Resolution No. _____ of 2017			Date: <u>April 17, 2017</u>				
<input type="checkbox"/> <input type="checkbox"/> Amendments <input type="checkbox"/> <input type="checkbox"/> Not on roll call.			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required <input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Ali Muhammad					
		Omar Harper					
		Lee Kyriacou					
		George Mansfield					
		Pam Wetherbee					
		Peggy Ross					
		Randy Casale					
		Motion Carried					

City of Beacon Council Agenda
4/17/2017

Title:

Minutes of March 20, 2017

Subject:

Background:

ATTACHMENTS:

Description	Type
Draft Minutes of March 20, 2017	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 March 20, 2017. Please note that the video recording of this meeting is available at <http://vimeo.com/channels/40154>.

Council Members Present:

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

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

Anthony Ruggiero, City Administrator
Edward Phillips, City Attorney

A moment of silence was observed for those who work to protect human rights

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:

Sara From: Works with undocumented people who gave statements about the recent actions of the government with regard to immigrants. Attachment No. 1

Antonia Maeck: Continued the comments contained in Attachment No. 1

Lisa Marie Martinez: Thanked the Council for taking the time to discuss this issue. Does not believe that this is an old Beacon versus new Beacon issue. It is about gentrification.

Hollis Bogdanffy: Support the Sanctuary City status. Hopes that the City Council will be even handed when listening to the public comments.

Pru Posner: Supports Sanctuary City proposal. Congratulated the City on their work with Renewable Highlands. Is against the proposed pipeline project.

Lou Amoroso: Commended Reuben Simmons for doing a fine job with the storm. Advised that some hydrants are still under snow. Has safety concerns about the intersection of Fishkill Ave and Blackburn

Julie Winterbottom: Thanked the council for their work on the Sanctuary City issue. Concerned that the current resolution does not give enough direction about what the police can and will do. Would like "serious crime" better defined. Discretion can be a tricky thing. Might be good to look into what other cities are doing.

Justin Riccobono: Thanked the highway department and NYS DOT for their assistance with the storm. Said that the Parade of Green was a success. A friend of his asked that the Farmers Market resolution be workshopped again. Does not believe Beacon needs to be a Sanctuary City. If a person is arrested, their fingerprints are put through a database. Believes that this would take the issue out of the City's hands.

Paul Salvas: Is opposed to the Sanctuary City resolution. Gave details of illegal immigrants committing crimes.

Public Hearing: Affordable Workforce Housing

Mayor Casale introduced John Clarke, City Planner

Anthony Ruggiero explained that due to the storm, the Planning Board did not review the local law and that the public hearing can be continued to the next City Council meeting on April 3. He explained the amendments.

Speakers:

April Farley: Asked if there could be a modification for Section 8 people who are working and have kids. The city should encourage landlords to accept section 8 certificates.

Theresa Kraft: Is against the developers building the affordable units in a separate building. Believes it would be comparable to segregation.

Pru Posner: Believes that refusing to accept Section 8 is illegal. Attended a housing conference with Peggy and Pam which featured Eric Schneiderman.

Mary Paden, CPC: (Attachment No. 2)

Taylor Palmer: Speaking on behalf of developers, believes that in order to make up for the bottom line, believes that there should not be a cap on density.

Mary Ling, Hudson River Housing: Believes that to truly understand this issue, one has to read and understand the law. Does not think the 70% option will work. Explained the calculations.

A discussion between the consultants, the Planner and the Council ensued.

Rodney Weber: Believes that Beacon needs diversity. Recalled Anne Saylor's presentation on the issue. Historically, a 2% vacancy level is too low – healthy is 6% when landlords have to be competitive. Believes that if a small unit is designed well with ample storage it works.

Council Member Reports:

Ali Muhammad: Thanked everyone for being engaged and thanked the highway department for their work during the storm.

Omar Harper: Thanked the highway department for their work during the storm. Updated the council on the wrestling team's match in Syracuse.

Lee Kyriacou: Waived his comment but read a comment from Barbara O'Leary regarding the Tioronda Bridge. (Attachment No. 3)

George Mansfield: Reserved his comments so the public can speak.

Pam Wetherbee: Agrees with George and Lee and looks forward to more comments from the audience.

Peggy Ross: Thanked everyone for their comments. Asked that people help clear the snow from the hydrants for safety. Gave details on the Pilgrim Pipeline discussion at the Howland Center and the Energize Beacon launch.

Jerry Landisi: Explained about the Dutchess County Stabilization Center. Read the County resolution in opposition to the US Coast Guard's proposal to install the permanent anchorages in the Hudson River.

Mayor Casale: Thanked everyone for coming and for watching at home. Thanked Reuben Simmons, the Fire Department and the Police Department for all they did during the snowstorm. Thanked the County Executive for coordinating with all of the municipalities in the county for storm preparedness. Thanked David Chavez from the NYS DOT for their assistance in snow removal. Appreciates the community's patience while we do the best we can to clear the snow. Thanked the Parade organizers for a successful Parade of Green event.

Resolutions, Ordinances and Local Laws:

1. **April is World Wide Parkinson's Awareness Month:** Mayor read the Proclamation
2. **Resolution Authorizing and Agreement with Beacon Farmers Market**
Council asked questions regarding the new location of the Farmers Market and the vendors selling prepared foods. Sara, Market Manager, answered and allayed all concerns.
 - Motion by Council Member Kyriacou, second by Council Member Mansfield
7-0
3. **Resolution Authorizing a Land Banked Parking Agreement Regarding Scenic Hudson Long Dock.**
 - Motion by Council Member Ross, second by Council Member Mansfield
7-0
4. **Resolution to Schedule a Public Hearing for April 3, 2017 to Receive Comments Concerning the Proposed Local Law Regarding an Alternative Grievance Day**
Mayor Casale explained that since we share our Assessor with the Town of East Fishkill,
 - Motion by Council Member Wetherbee, second Council Member Muhammad
7-0
5. **Resolution to Authorize an Agreement with Cervone Towing Services for the Beacon Police Department. (moved to April 3)**
6. **Resolution to Authorize an Agreement with Beacon Arts to Place a Beacon 3D Sculpture on City-Owned Property**
 - Motion by Council Member Muhammad, second Council Member Wetherbee
7-0
7. **Resolution to Schedule a Public Hearing for April 3, 2017 to Receive Comments Concerning the Proposed Local Law Regarding Public Trail Regulations**
 - Motion by Council Member Wetherbee, second Council Member Muhammad
7-0
8. **Resolution Appointing a Firefighter**
 - Motion by Council Member Muhammad, second Council Member Wetherbee
7-0
9. **Approval of Minutes: March 6, 2017**
 - Motion by Council Member Wetherbee, second by Council Member Mansfield
7-0

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

Speakers:

Tina Bernstein: Advised that she was disappointed by the latest resolution. Believes that this is a time to stand up for each other. Supports the idea of a Sanctuary City. Added that most crimes committed in the United States are committed by US citizens not immigrants.

April Farley: Thanked the police chief for coming to the Community Forum at the Springfield Baptist Church. Would like the council to be mindful about how Beacon is perceived by others in the world. Gave details about the upcoming NAACP meeting and the process for submitting a complaint to the DC Human Rights Commission.

Ann Cypher: Has not been able to find a clear definition of "Sanctuary City". Asked if the City of Beacon can afford the loss of federal funding and the added burden of more people living here.

Connie Hogarth: Expressed her strong support for the Sanctuary City proposal. The AG Eric Schneiderman made a case for adopting legislation and hopes that NY can be a sanctuary state. (Attachment No. 4)

Jason Hughes: Thanked Councilman Muhammad for reading his comments at the last meeting. Read the Police Chief's job description.

John Christian: Does not support the Sanctuary City proposal. Feels that we already respect our fellow residents. Does not want to attract gangs and crime to Beacon.

Roger Cammins: Believes that at this particular time, Muslims and Mexicans are being targeted. Believes that this is our moment to take an ethical stand and pass a resolution that is unequivocal and clear.

Rusty Staub: Believes that comments against the Sanctuary City proposal are based on fear. Studies have shown that sanctuary cities have less crime. Added that withholding federal funds would be prohibited by the Tenth Amendment. This type of threat is meant to pit communities against each other.

Theresa Kraft: Would like the site of the Depyster House to have historical designation. Gave some history of the Newburgh Letter.

Janet Werther: not in attendance but submitted comments via email. (Attachment No. 5)

Executive Session:

- **Matter Pertaining to Personnel**
Motion by Council Member Harper, second by Council Member Muhammad

Next Workshop: March 27, 2017

Next Meeting: April 3, 2017

Elizabeth Evans

From: Sarah From <sarahbfrom@gmail.com>
Sent: Monday, March 20, 2017 7:42 PM
To: Ali Muhammad; Peggy Ross; Omar Harper; Pam Wetherbee; George M. Mansfield; Lee Kyriacou; Randy J. Casale
Cc: Toni Maeck
Subject: More Statements from Undocumented Beacon Residents

Dear City Council and Mayor,

Here are a collection statements from undocumented Beacon residents. There are several more here that we did not have the time to read in public comment tonight. We hope that you will take the time to read these powerful and courageous words from our neighbors.

Thank you for your time.

Sincerely,
Sarah From
9 Deerfield Place

"Hi I'm O., I have 3 children and 2 are American citizens and they go to the Beacon High School. I came to Beacon 12 years ago because in my country I lived in very bad poverty. I had no food to feed my child so I decided to come up north so that I could get a job and be able to literally feed my son. It took me 3 months to cross the border and the desert. It wasn't easy because there's a lot of violence in the border and men that tried to rape me and take my son away. I tell you this because I want you to understand that if you were in a similar situation maybe you would also do the same thing I did. I'm here in Beacon where I work and work and work. I get no weekends off I don't go on vacations but my children are well fed and happy in their schools. I want you to know I no longer feel safe. I have no way of regularizing my legal status because there's no law that says I can. I was told by my neighbor that I should go back to the end of the line like all immigrants. He doesn't understand that there's no line. When my kids get sick I need to take them to the doctor, so I'm worried that I'll be stopped and that the police will take me or my husband away. Sanctuary City means to me that I can trust the government and it's police force and if something happens to us they won't call ICE or CBP. Please know I do not receive any form of government help. Don't believe that we get Section 8 or food stamps. We don't because that is not what we do. I'm not asking for you to change immigration laws I know you can't. But it would be nice if you could make Beacon a Sanctuary City so I can help myself by not being so afraid and anxious."

From M:

"I'd like them to know that I spent 12 years waiting for a labor sponsor certification. When it was time for my employer to sign off and show their taxes I was fired. I worked for him for 15 years making a little more than minimum wage in exchange for the papers that never came. I'd like them to understand that now immigration doesn't even have an option to regularize my status. I'm not lazy, I work hard and pay my taxes just like everybody else I also own my home in Beacon since 1997. I don't live off any government assistance and I'm not looking for hand outs. I'd like the opportunity to show that I have earned my citizenship and that the local police will not come after me if I need their services. Sanctuary status for me would make a difference because it means I can trust my local police department and I could talk freely with them."

From G:

"I belong to a mixed legal status family. First I'd like all of you to know that I came to the US as a 19 year old fleeing violence and poverty. I have been in Beacon since 2006 and I love it here, this is my home. Sanctuary City Status means that I have to worry a little bit less that my wife and children will come home and not find me there because the local police stopped me and called ICE on me. I know that right now they don't do that. But who can guarantee that they won't be forced to do so soon enough? If they have a protocol in writing then I know that they are less likely to do so. I don't have a criminal record and I have paid my taxes every single year since I came to the US in 2000. I also own my house and my kids go to South Avenue with some of your kids too. I am not a problem I am a hard working parent of American citizens. I don't live off any welfare or social security. That's all."

From J:

"Sanctuary status for me means that I can take my girls to Rombout Middle School without fear that the police will stop me while walking back and forth there. I'm afraid now because the color of my skin makes me a target and even though I don't have papers it's not because I haven't tried. I spent 15 years waiting for my previous employer to sponsor me. At the last minute he backed out and I was left without papers and heartbroken. My daughters were born during that time and I provide for them just like you all do for yours. I am your neighbor, I am not a terrorist. I am not the enemy. I worship at St. John's like many of you. I shop at Key food and am proud of Beacon too. I haven't been to church or spent money on anything but the absolute necessities because I feel persecuted and afraid. My American citizen daughters are in counseling because they feel they'll come home one day to find their father gone. My wife is an American Citizen too, did you know there's no way to legalize me? There's no law to help me change my status, believe me, I live like this not because I choose to but because I have no way to come legal. Sanctuary status means for my family that we will feel safe and can worship along with everyone and I can walk around all I want in Beacon."

From J.:

"I moved to Beacon 10 years ago. I'm employed by a Beacon business and I'd like you to know that I have paid my taxes for the last 10 years too. I am not here to take advantage of any situation. I was asked to come in and talk by my employer but I know that ICE is going after the immigrants that are advocating so I said no. My family and I go to the local Spanish services at the Catholic Church in Beacon where we pray that you will have the compassion to see us as the human beings that we are. We are just like you and we eat food and go to work and take care of our children just like you too. Sanctuary City Status would help me because my American children would be less worried that I'll be taken away in the middle of the night. It's hard being a provider and knowing your kids now need counseling because of the hate that surrounds us. Please consider making Beacon a Sanctuary City to provide a little bit of peace for some of your neighbors."

From M.:

"I came to this country at 14 and married my husband 24 years ago. We both tried to legalize our status through Labor Certifications when that was available- this was the only way to become legal and now there's not even that. We spent a total of 18 years going through 3 different employers trying to make this happen. Each time the employer took advantage of us by paying us very little for years of work and at the end when it was time to sign they backed off. This is a common story and we know we are not the only ones out there. Did you know that most undocumented people pay taxes and don't live off Welfare or Social Services? I'm telling you this because I want you to understand that I no longer have any peace, all I have is anxiety and live in fear. I have been here longer than I lived in my country of birth while paying taxes and never using Social Services of any kind. What if ICE sends me or my husband back? My husband is from a different country, our children are American citizens and are in College that we pay for. Who will pay for the tuition? Who will take care of our home and mortgage? I have been in Beacon for the last 5 years. I work locally and spend money on Main St too. I go to all the Main Street festivities and cook empanadas for the Spirit Beacon Day in the fall. I am a good person, please tell the Police Chief and the Mayor that I have earned my right to be here. If they don't have a protocol saying

that Beacon is a Sanctuary City and leave it up in the air then if the Officers are having a bad day and they stop me, will they call ICE?

Please write this Sanctuary City Status so we can breathe a little easier. We are a part of your community and we contribute to making Beacon a beautiful place we can all call home"

From P.:

"I was asked to talk tonight and give testimony at the City Counsel meeting and I respectfully must decline. I'm a little bit worried of being out in the open as far as my status is concerned because we are basically being hunted down. I came as a teenager many years ago and have been here for 22 years. You might ask yourself why I'm still undocumented but I can tell you that it's not for a lack of trying. There's nothing that can legalize me. Not the fact that my spouse is an American born citizen or that my children are also American citizens. People think that because our children are born here they give us the right to stay and legalize ourselves or that you can marry and American citizen and boom you become a citizen. Neither case is true. Making Beacon a Sanctuary City would help my family because it'd be nice to know that the Police force and the Mayor has our backs and won't call ICE on us. It'd make Beacon safer because we could fully cooperate with the police if there's any reason to."

From G& N:

"Hi we are long time Beacon residents, we moved here in 2001 in when we bought our first home. We'd like to dispel some the myths that surround undocumented people specifically in Beacon. We are not moochers and we don't take anything from the system. We are self-sufficient and even though there's no way for us to legalize ourselves we continue to be productive members of society hoping the government will one day make a law that we can one day earn our citizenship. We live, worship, eat and work in Beacon while staying away from trouble and doing what all good citizens do everyday. Making Beacon a Sanctuary would help us because it'd mean that the Mayor and the Police understand that we are a part of our beautiful Beacon and that Beacon loves us back."

Sarah From

917.686.4052

sarahfrom.com



The Community Preservation Corporation

2 Church Street, Suite 207
Ossining, New York 10562

March 20, 2017

The Community Preservation Corporation (CPC) was launched in 1974 through a joint agreement between the City of New York and its leading commercial banks to restore and rebuild New York's aging neighborhoods. In the more than 40 years since, we have evolved and expanded our reach to become a consistent source of capital to underserved housing markets throughout New York City and in communities and downtowns across the New York State. CPC targets downtowns and Main St. in the Hudson Valley to assist communities in their redevelopment efforts. Beacon was one of the first Cities targeted by CPC in the 1990's.

CPC has financed more than 170,660 affordable housing units to date. With \$9.7 billion in public and private investments, our work has helped revitalize countless neighborhoods and downtowns and provided quality housing for low-income families, senior citizens, and individuals with disabilities. Since CPC began lending in Beacon back in the early 1990's, we have financed more than 22 properties for a total of 160 residential units with total development costs of \$20MM. CPC's financing leveraged \$2.3MM in subsidy for projects funded with Dutchess Co. HOME and Beacon CDBG funding. CPC is the current construction lender on 40 Leonard St., a 78-unit new construction residential rental project that is about 60 % complete. The project is on schedule and on budget and expected to be completed by summer of 2017.

As a leading nonprofit affordable housing and community/downtown revitalization finance company, we utilize our deep, strategic relationships with government agencies, local community groups, banks, and other lenders to create customized loan opportunities for our customers. As a trusted partner in your success, we work hand-in-hand with you to help maximize the potential of your multifamily project and its impact on the community.

As such we had met with Beacon City Mayor and City Administrator some time ago to discuss revisions to your local Law 223 concerning Affordable Workforce Housing and offer the following comments and suggested revisions to the Draft Proposal dated 2/17/2017 that modifies and replaces the existing Law.

Comments to Local Law to amend Chapter 223 concerning Affordable Workforce Housing as written in Draft Dated 2/17/17

For Reference: NYS HCR & Industry Standard Definitions:

Section 8 Rental Housing – Rental housing assistance program for families at extremely low -30% of AMI - very low @ 50% of AMI and low income @ 60% of AMI as defined by the Section 8 Program guidelines. Section 8 provides rent subsidies to assist in making rental housing affordable.

Affordable Rental Housing – Rental housing affordable to families at less than 60% of AMI

with rent payments that does not exceed 30% of the household income adjusted for household size including utilities.

Workforce Rental Housing – Rental housing affordable to families from 61% - 120% of AMI with rent payments that do not exceed 30% of the household income adjusted for household size including utilities.

Market Rate Rental Housing – Rental housing that is NOT income or rent restricted. Typically ranges in affordability depending upon the unit types, amenities packages etc. Typically rents in excess of 165% of AMI are considered Luxury Market Rate Rental Housing.

Affordable Homeownership Housing – For sale housing affordable to families at less than 80% of AMI with mortgage payments including PITI (principal, interest, taxes and insurance) not to exceed debt to income ratios as set by various Lenders/Fannie Mae/FHA - SONYMA is 33% – 40% of gross income of the loan applicants.

Comments/Recommendations:

1. Recommend the proposed law should distinguish the guidelines between rental and homeownership/for sale unit. The income limits should be different for for sale housing and the limits are based on debt to income ratio.
2. Recommend the affordable level for homeownership must be higher than rental housing in order for homeowners to qualify for mortgages. Suggest it be set at not less than 80% of AMI for income eligibility which is considered in the industry as “affordable” homeownership for first time homebuyers.
3. Recommend Income levels to qualify for Workforce Rental Housing should be a higher % of AMI than the rent levels as a % of AMI or the pool of eligible households will not be wide enough to capture the Workforce Families that are currently underserved.
4. The proposed law that limits household income at 70% of AMI and max. rents set at 30% of 70% of AMI is by definition Affordable Housing and not Workforce Housing. Developers will be hard pressed to develop from an economic standpoint, with such income and rent restrictions without applying for subsidy.
5. Most all housing subsidy comes with government restrictions for deeper affordability at <60% of AMI. Further most all subsidy sources will NOT allow the preferences the City of Beacon has included in 223-41.10 G of the law.
6. Recommend setting rents at 30% of not less than 80% or 90% of AMI and the income limit to not less than 100% of AMI for Workforce Housing.

See rent chart below.

2016 Dutchess County Median Income \$87,100**HUD Household Income and Rent Limits**

Household Size	1	2	3	4	5	6
Household Income Limit:						
Extremely Low <30% AMI	\$ 18,350	\$ 20,950	\$ 23,550	\$ 26,150	\$ 28,440	\$ 32,580
Monthly Rent Limit*	\$ 459	\$ 524	\$ 589	\$ 654	\$ 711	\$ 815
Very Low <50% AMI	\$ 30,500	\$ 34,850	\$ 39,200	\$ 43,550	\$ 47,050	\$ 50,550
Monthly Rent Limit*	\$ 763	\$ 871	\$ 980	\$ 1,089	\$ 1,176	\$ 1,264
Low <80% AMI	\$ 46,000	\$ 52,500	\$ 59,150	\$ 65,700	\$ 71,000	\$ 76,250
Monthly Rent Limit*	\$ 1,150	\$ 1,313	\$ 1,479	\$ 1,643	\$ 1,775	\$ 1,906
<90% AMI	\$ 55,050	\$ 62,850	\$ 70,650	\$ 78,450	\$ 85,320	\$ 97,740
Monthly Rent Limit*	\$ 1,376	\$ 1,571	\$ 1,766	\$ 1,961	\$ 2,133	\$ 2,444
<100% AMI	\$ 61,000	\$ 69,700	\$ 78,400	\$ 87,100	\$ 94,100	\$ 101,100
Monthly Rent Limit*	\$ 1,525	\$ 1,743	\$ 1,960	\$ 2,178	\$ 2,353	\$ 2,528
<120% AMI	\$ 73,400	\$ 83,800	\$ 94,200	\$ 104,600	\$ 113,760	\$ 130,320
Monthly Rent Limit*	\$ 1,835	\$ 2,095	\$ 2,355	\$ 2,615	\$ 2,844	\$ 3,258

*** Note Income has NOT been adjusted for utility allowance**

Rents would be LESS if tenant pays Utilities

March 8, 2017 #3

Dear Councilman Kyrna cou,

Dump the idea of a Two lane Bridge over
The creek and restore The Tioronda Bridge to
one lane like it was - Can't we keep a
little Bit of Beacon History in Beacon?

When ever you have Time, Take a ride to
Leonard Street and Tell me what you Think
of the Three huge buildings being built
across from St. Joachim's Church - One
of the building is actually on The street,
To me, it looks like The gap off route 84
in Fish Kill.

Keep up The good work,
Sincerely

Barbara O'Leary
24 Falconer St
Beacon NY 12508

Subject:

FW: Sanctuary City Mar 20 2017

I am CH at 20 Hartsook Lane..

For another time, I want to convey and reinforce, the strong support that I and many others in this community, for the necessity for this City Council, in the document you are working on, incorporate the language, Sanctuary City, Beacon.

Clearly you all are keenly dedicated to the intent to support our neighbors and friends who are the most vulnerable to the deportations of the federal government and to the attempted Muslim travel ban which is being actively opposed judicially and we hope will succeed in putting this undemocratic and unconstitutional measure to rest.

Two things new happened last week: An Immigrants Rights rally was held in Newburgh, and with its large Latino population, had hundreds of people show up, enthusiastically..and heard NY Atty General Eric Schneiderman make the case for strong support for a resolution for Sanctuary City, and for people, including those who are undocumented, to learn about their rights and that their neighbors in Newburgh are with them, to protect them from deportation and to protect their rights as contributing members of their community. The AJ would like to see our state of NY declare itself a Sanctuary City...and we need to work on that!

The second good thing that happened was that the Newburgh City Council did pass a Sanctuary Policy Resolution....and the Council said -- we want to assure people that as long as they are law abiding citizens, none of our law enforcement officers are going to be seeking them out for deportation. And they have declared themselves a Sanctuary City.

Just as Kingston, Irvington, Bedford, Santa Ana, Ca. and growing numbers have done.

And so, once again, we ask that as you complete Beacon's resolution, we join this growing number and declare, actively for Beacon, that we will not allow the police to aid ICE and strike fear in the hearts of our Muslim and Latino sisters and brothers here in Beacon, and that we make the commitment to be seen as a Sanctuary for the most vulnerable among us. It is very real...the tyranny of fear of detention and deportation that hangs over so many of us...and we have the power here in Beacon, to do our part, with strength and courage, to be counted among the angels!

45

Elizabeth Evans

From: Janet Werther <janetwerther@gmail.com>
Sent: Monday, March 20, 2017 10:49 AM
To: Peggy Ross; Lee Kyriacou; Pam Wetherbee; Ali Muhammad; George M. Mansfield; Omar Harper
Cc: Elizabeth Evans; Anthony Ruggiero; Randy J. Casale
Subject: A Citizen's Perspective on the "Sanctuary" City Resolution

Follow Up Flag: Follow up
Flag Status: Flagged

Dear City Councilmembers,

I am writing to you regarding the Sanctuary City effort. As I am unable to attend tonight's meeting and give a comment publicly, I hope you will indulge my comments via email. This past weekend I heard both that the word "sanctuary" could tear the fabric of our city apart and that this resolution might ultimately be meaningless and do essentially nothing. I would like to argue against both of these perspectives.

First, I would like to address the idea that such a resolution is meaningless. Clearly, if it has the power to "tear the fabric of our city apart," this is not true. Whether the resolution can be enforced or upheld with regard to the state and federal governments is one question, and one that I don't think can be answered until such a resolution is passed and efforts are made to put it into action. But the sheer quantity and intensity of investment from both ends of the political spectrum would clearly belie the idea that it is meaningless. The resolution, if nothing else, has meaning to our citizenry. It communicates our values, our priorities, and addresses the question of who does or does not have the privilege and the right of seeing themselves as part of "our" community.

Working from that premise - the premise that such a resolution has meaning *within* our city and community, that it indeed participates in drawing the boundaries of who counts as "us," - I would encourage you to think very carefully about who or what are the forces that might be "tearing apart the fabric of our city." I would argue that people living and working in Beacon and the surrounding areas who may be undocumented, who will be made more precarious if we fail to pass a resolution of this kind, are *already* part of our community. These are people who work with and for us, whose children attend school alongside ours, who are our neighbors and our friends. These folks *are* "us," and I would argue that to work from any other premise is itself divisive. I would further argue that putting our local police in the position of being forced to work as ICE agents, encouraging distrust between residents and the police, thus creating an incentive for precarious or undocumented folks in our community to *not* report crimes - *this* tears at the fabric of our community. Children who cannot focus in school because they are afraid that no parent will come to pick them up because today might be the day that their mother or father has been detained by ICE - *this* tears the fabric of our community apart. Ceding local control of our community's welfare to the racist, xenophobic impulses that forget that *all* of us, except those of 100% indigenous Native American blood, are related to hard working, often undocumented immigrants - *this* tears at the fabric of our community. Not a resolution that asserts Beacon's right to maintain local control of its police force. Not a resolution that ensures undocumented citizens of our city that they are no less safe here than they were a year ago. Not the word "sanctuary."

This brings me to consider the resolution itself. I know many of you have been working very hard to put together language that will be acceptable to the city and the council at large, and that will be meaningful without overburdening our city with promises that it cannot keep. I want to express my heartfelt and deep gratitude for your efforts in this most thank-less task. Truly, thank you. I want to remind the council, as well, that the reason

sanctuary city resolutions are being passed across the Hudson Valley and across the nation is not in a mass effort to stop all oversight of immigration or all deportations. Rather, it is to assert the independence and local control of municipal governments and police forces. There is a *change* in national policy that these resolutions are predicated on and responding to. We have a national agency that deals with immigration and deportations: ICE. The goal and purview of local police forces has always been to keep local communities safe from crime. No sanctuary city resolution or like statement has called for an end to policing in general, that I am aware of. No sanctuary city resolution or like statement should suggest that the local police force *may not* report any undocumented citizens to ICE if it deems such action prudent and justified, that I am aware of. Rather, what a sanctuary city resolution can and, I believe *should* do, is assert publicly that our local resources will remain under local control. Such a resolution should insist that our city government and city police force refuses to be *compelled* under duress to take action that a) is not in the best local interest (see my above concerns regarding children, families, and the reporting of crimes), and b) should be done, if at all, by the national agency that is tasked with and funded for these very purposes.

It boggles my mind that the very word "sanctuary" should be seen as so offensive to some stakeholders. Indeed, I find such quibbling with the word sanctuary to be frustrating. I personally prefer the word sanctuary because it both ties us to a state and national movement of asserting these local rights, and because of the power that word has to communicate the values of acceptance and inclusion to our precarious undocumented community members. If the word sanctuary itself is going to be used to railroad this process, however, I support using some other language to title our resolution, so long as the content of the statement allies with the above stated values. I implore you once again, however, to consider just what and just who is tearing at our local fabric: those who simply wish to continue living, working, and contributing to the economy here? Those who wish to show support for their friends and neighbors? Those who wish to assert local jurisdiction and authority over local policing and governance? Or those who feel personally affronted at the thought that we as Beaconites might take a stand in favor of those of ourselves who are not white, not English speaking, and not several generations out from the hopeful struggle of immigration?

Thank you for your time.
Sincerely,

Janet Werther
9 Sycamore Dr.
Beacon, NY 12508