2002

CITY OFFICIALS
January 1, 2002 - December 31, 2002

Mayor - Richard E. Scalera

President, Common Council - Michael Vertetis

City Treasurer - Kevin C. Walsh

Legal Advisor - John Connor, Jr.

City Clerk - Bonita J. Colwell

City Judge - Barry Sack

Board of Aldermen

First Ward - Judith C. Meyer, Robert F. O'Brien
Second Ward - Quintin E. Cross, Lyle Shook, Jr.
Third Ward - Christopher Nedwick, Kathy K. Harter
Fourth Ward - Alan M. Keith, Sr., Edward T. Thompson, Jr.
Fifth Ward - Peter M. Wurster, Robert J. Donahue, Sr.

Assessor

Kim L. Singletary

Department of Public Works

James Folz, Commissioner
Charles E. Butterworth, Superintendent of Public Works

Department of Police

Gary Graziano, Commissioner
Ellis C. Richardson, Chief

Department of Fire

Jeffrey D. Yates, Commissioner
Patrick Colwell, Chief

Department of Youth

Joseph Reina, Commissioner
Richard F. Tracy, Director

Board of Plumbers

Richard D. Heron, and Robert Finkle

List of Mayors from 1785

1785	Seth Jenkins
1793	Thomas Jenkins
1808	Robert Jenkins
1813	John Talman
1815	Robert Jenkins
1820	John Talman
1821	Alexander Coffin
1822-24	Rufus Reed
1825-26	Thomas Bay
1827-28	Oliver Wiswall
1829	Samuel White
1830-32	Samuel Anable
1833-35	Henry Smith

1836	Robert G. Frary
1837-38	Robert McKinstry
1839	Allen Jordan
1840	George W. Cook
1840-41	Robert G. Frary
1842	Samuel Anable
1843	Charles Darling
1844-45	Cyrus Curtis
1846	Robert G. Frary
1847-50	Matthew Mitchell
1848-50	Hugh McClellan
1851	Peter S. Burger
1852	George H. Power
1853	Joshua T. Waterman
1854	Peter S. Wynkoop
1855-56	John C. Dormandy
1857-58	Joshua T. Waterman
1859-60	Jacob W. Hoysradt
1861-62	Samuel Bachman
1863-64	Jacob Ten Broeck
1865-66	Harper W. Rogers
1867-68	Jacob W. Hoysradt
1869-70	Harper W. Rogers
1871-72	George H. Power
1873-74	Cornelius H. Evans
1875-76	James N. Townsend
1877-78	Cornelius H. Evans
1879-80	Joshua T. Waterman
1881-82	William H. Traver
1883-84	Cyrus Macy
1885-86	Henry L. Gregg
1887-88	Samuel G. Rowles
1889-90	Henry L. Gregg
1891-92	Levi F. Longley
1893-94	George C. Miller
1895-96	George H. Tator

1897 to April 30, 1889, Richard A.M. Deeley

May 1, 1889 to April 30, 1903, Charles S. Harvey

May 1, 1903 to April 30, 1905, William A. Harder
May 1, 1905 to March 6, 1906, William S. Hallenbeck
April 28, 1906 to April 30, 1909, Henry Hudson
May 1, 1909 to April 30, 1911, James C. Armstrong
May 1, 1911 to December 31, 1914, Louis Van Hoesen

1915-16	William Wortman
1917-20	Charles S. Harvey
1921-22	Henry C. Galster
1923-27	Charles S. Harvey
1928-29	Henry Hudson
1930-31	Michael J. Degnan
1932-33	Archland M. Best

August 1933 to December 31, 1933, Frank W. Wise

1934-35	Frank W. Wise
1936-37	Fred Wheeler
1938-39	William Wortman
1940-49	Earl J. Colwell

1950 to July 31, 1950, Carl Klein
August 1, 1950 to December 31, 1961, John L. Kelly

1962-65	Samuel T. Wheeler
1966-67	Bartholomew F. Delaney
1968-69	Samuel T. Wheeler
1970-73	Elmer R. Sheffer
1974-75	Samuel T. Wheeler
1976-79	Paul J. Colwell
1980-91	Michael Yusko, Jr.
1992-June 1993	William D. Allen, Sr.

July 6, 1993 to December 31, 1993 - Dolly C. Allen

1994-99	Richard E. Scalera
2000-01	Kenneth G. Cranna
2002-	Richard E. Scalera

Presidents, Common Council

1923-29	Michael J. Degnan
1930-33	Luther Van Etten
1934	Edward H. Best
1935	James A. Marshall
1936	Porter J. Cartwright
1937-39	Earl J. Colwell
1940-42	Arthur Weinman
1942-43	John N. McLaren
1944-45	Arthur Weinman
1946-47	John H. Conine
1948-53	Vincent Jarmoska
1954-55	G. Donald Vick
1956-57	Elmer Sheffer
1958-59	Everette Slemp
1959-61	Albert Craft
1962-65	Bartholomew F. Delaney
1966-67	Peter J. Bucci
1968-69	Elmer R. Sheffer
1970-73	Thomas C. Quigley
1974-75	Donald F. Maloy
1976-79	Michael T. Lewicki, Sr.

1980-July 28, 1991, Albert L. Traver

August 15, 1991 to December 31, 1991, Mary Anne Traver

1992-93	Patrick D. Maloy
1994-99	Mary Anne Traver
2000-01	Mary Anne Lemmerman
2002-	Michael Vertetis

City Clerks

1785	John Bay
1787	Levi Wheaton
1789	Ambrose Spencer
1804	Thomas Frothingham
1806	Eratus Pratt
1810	Cotton Gelston

1811	Earstus Pratt
1813	Abner Austin
1814	Jonathan Frary
1815	Gayer Gardner
1821	James Burton
1829	Nathan Chamberlain
1832	Fletcher M. Beekman
1835	Gayer Gardner
1845	Stephen L. Magoun
1848	William Bryan
1851	William Caldwell
1852-62	William Bryan
1863-66	Horace H. Peck
1866	Willard Peck
1867-68	William Bryan
1869	Levi L. Longley
1870-71	Edward J. Hodge
1872	William Hodge
1873-74	F. C. Haviland
1875-78	Edward J. Hodge
1879-81	G. C. McArthur
1882	Byron G. Howard
1883	Manfred A. Howard
1884-86	Aaron C. Macy
1887-1890	Frank I. Pitcher
1890-94	James McShane

1895-October 3, 1904, William S. Hallenbeck
October 3, 1904 to May 31, 1912, William Wortman
June 1, 1912 to April 30, 1919, Henry M. James
May 1, 1919 to February 1, 1920, Luther Van Etten
February 1, 1920 to February 1, 1932, Florence A. Gaffney
February 1, 1932 to January 1936, Charles E. Hopkins
January 1936 to June 30, 1939, Paul J. Delaney
July 1, 1939 to December 31, 1961, Harry R. Deacon
1962 to January 2, 1992, Michael F. Troy
1992 - Bonita J. Colwell

January 7, 2002

An Organization Meeting of the Common Council was held on Monday, January 7, 2002 at 7:00 P.M. in the Common Council Chambers, City Hall, with President Michael Vertetis presiding.

Alderman Cross offered the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Michael Vertetis, Aldermen Quintin E. Cross, Robert J. Donahue, Sr., Kathy K. Harter, Alan M Keith, Sr., Judy Meyer, Christopher Nedwick, Robert F. O'Brien, Lyle J. Shook, Jr., Edward T. Thompson, Jr. and Peter M. Wurster.

The City Clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

Alderman Harter announced that Alderman Meyer had been chosen as Majority Leader and Alderman Shook stated that Alderman Donahue would remain as the Minority Leader of the Council.

President Vertetis welcomed everyone to the first meeting of the Council for the year 2002 and stated that he looked forward to working with everyone. He stated that he had several individual conversations with the aldermen which were "up-beat" and then stressed the importance of debating issues on the floor and leaving personal attacks out of the debate.

The President announced the following committee assignments and schedule of Monthly committee meetings:

STANDING COMMITTEES
2002

FIRE: Chairman Shook, Aldermen Donahue, O'Brien, Nedwick
POLICE: Chairman Donahue, O'Brien, Nedwick, Shook
These two committees will meet the last Monday of each month. Fire 6:30 PM; Police 7:15 PM or immediately following the Fire Committee if it runs past 7:15PM

LEGAL: Chairman Donahue, Aldermen Cross, Meyer, Thompson
FINANCE & ECONOMIC DEVELOPMENT: Chairman Vertetis, Aldermen Donahue, Cross, Meyer, Thompson.
These two committees will meet the last Wednesday of each month. Legal 6:30 PM; Finance 7:15 PM or immediately following the Legal Committee if it runs past 7:15

YOUTH & AGING: Co-Chairmen Shook & Cross, Aldermen Harter, Wurster
PUBLIC WORKS: Chairman Shook, Aldermen Wurster, Cross, Harter
These committees will meet the first Monday of each month. Youth & Aging 6:30 PM, Public Works 7:15 PM or immediately following the Youth & Aging Committee if it runs past 7:15.

ARTS, ENTERTAINMENT & TOURISM: Chairman Meyer, Aldermen Keith, O'Brien, Nedwick
This committee will meet on the first Wednesday of each month at 7:00 PM

The Council President is a voting member on all committees

Informal Meeting 2nd Monday before the 3rd Tuesday- 7:00 PM
Regular Monthly meeting will be held on the Third Tuesday- 7:00 PM

President Vertetis outlined the changes in the Rules of Order, Nos. 1, 8, and 10 and stated that the remaining Rules remained the same as adopted in 2001.

On motion of Alderman Cross, seconded by Alderman Shook, the following Rules of Order for 2002 were received and approved:

Rules of Order- 2002

RULE NO. 1: **Regular Meetings**

Regular sessions of this Common Council shall be held in the Common Council Chambers in City Hall, Hudson, New York on the third Tuesday of each month at 7:00 P.M. Informal sessions of this Common Council shall be held on the second Monday before the third Tuesday of each month at 7:00 P.M. at the Common Council Chambers in City Hall.

RULE NO. 2: **Minutes**

The President having taken the Chair with the presence of a quorum, the meeting shall be called to order. The minutes for the preceding meeting shall only be read upon a motion made and carried.

RULE NO. 3: **Order of Business:**

1. Roll Call
2. Reading of minutes
3. Treasurer's Report
4. Filing Reports of Committees placed on Aldermen's Desks.
5. Resolutions, Motions, Notices and Local Laws
6. Auditing of Accounts and Claims
7. New Business
8. Adjournment

RULE NO. 4: **Priority of Business**

All questions relating to the priority of business - that is, the priority of the question of one subject matter over another, under the same order of business - shall be determined by the President, without having been put to a vote by the Council.

RULE NO. 5: **Votes of the Council**

(A) In all questions where appropriations are involved, an "AYE" and "NAY" vote shall be taken and the same shall be a record vote.

(B) If any two members request it, and "AYE" and "NAY" vote shall be taken and recorded on any question.

RULE NO. 6: **Rules of Order**

If these Rules of Order do not cover any matter of procedure whatsoever, Roberts' Rules of Order will govern it.

RULE NO. 7: **Abstentions**

(A) Members entitled to vote - every member who shall be present when any questions are stated from the President, shall vote thereon, or abstain from voting.

RULE NO. 8: **Non-Members Addressing the Council**

A. Non-Members may address the Council at the end of each informal meeting as long as their subject matter has been addressed during the meeting.

B. Non-Members may address the Council at the end of each regular meeting.

C. Depending on the hour, or other circumstances, the public comment period may be limited or eliminated whenever deemed necessary by the Council or Council President.

RULE NO. 9: **Executive sessions**

Upon a majority vote of the total membership of the council taken in an open meeting, pursuant to a motion if identifying the general area or areas to be considered, the Council may conduct an Executive Session, which Executive Session will be conducted consistent with the requirements of the Public Officer's Law of the State of New York.

Minutes shall be taken at all Executive Sessions of any action that is taken by formal vote, which shall consist of a record or summary of the final determination of said action, and the date and vote thereon. Said minutes shall be consistent with the requirements of the Public Officer's Law. The President shall act as Chairman and preside over said Executive Session.

RULE NO. 10: **Resolutions**

All Resolutions shall be submitted in writing by the appropriate standing committee at the informal meeting for discussion before submission to the full Council for consideration at its' formal meeting.This rule may be waived by the President of the Common Council when deemed necessary.

RULE NO. 11: **Legal Advisor Resolution Requests**

All proposed resolutions must be delivered in writing by the appropriate Committee Chairman to the Office of the Legal Advisor not later than the Friday next preceding a special meeting or the Friday before the informal meeting. This rule may be waived by the Council or upon express authorization of the President.

RULE NO. 12: **Committees**

The standing committees for the Council shall be as follows:

(a) Legal (4)
(b) Finance & Economic Development (5)
(c) Fire (4)
(d) Police (4)
(e) Public Works (4)
(f) Youth & Aging (4)
(g) Arts, Entertainment, Tourism (4)

The standing committees of the Common Council shall be only those outlined in this rule. The President shall designate Committee Chairmen at the Organizational Meeting of the council, and shall also designate the committee members.

The President of the Council is a voting member on all committees, and shall be counted as a member on a committee for the purpose of establishing a quorum for a meeting.

RULE NO. 13: **Committee Meetings**

All meetings of standing committees shall be held according to the following prearranged schedule:

Fire, Police - Last Monday of each month.
Legal, Finance & Economic Development - Last Wednesday of each month
Youth & Aging, Public Works- First Monday of each month
Arts, Entertainment & Tourism - First Wednesday of each month

When an emergency meeting is called, as much notice as possible shall be given. A majority of the members present must agree to make recommendations to the council provided there is a quorum. On occasion, where confidentiality is required committees may go into executive session.

RULE NO. 14: **Special Committees**

The president may appoint a Special Committee covering any questions which may come before the Council, including special citizen advisory panels to assist committees. Members of such citizen advisory panels shall receive no compensation and shall serve at the pleasure of the President.

RULE NO. 15: **Altering the Rules**

By a two-thirds vote of the council, any rule may be changed, amended or rescinded.

RULE NO. 16: **Recess and Adjournments**

The President may recess any meeting on his own motion and may set a time and date for such meeting to reconvene not more than ten days after such recess. The Council may adjourn any meeting by a simple majority of those present at any time. No recessed meeting shall be reconvened beyond the council's next scheduled regular meeting and upon calling such next scheduled regular meeting to order, the recessed meeting shall be deemed adjourned.

Alderman O'Brien asked if there would be official minutes taken at the informal meetings.

President Vertetis stated that the informal meetings were work sessions and that there would be no official minutes taken at those sessions.

On motion of Alderman Wurster, seconded by Alderman Shook, the meeting was adjourned.

City Clerk

January 15, 2002

A Regular Meeting of the Common Council was held on Tuesday, January 15, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Donahue recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

On motion of Alderman Shook, seconded by Alderman Wurster, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Cross, seconded by Alderman Keith, the reading of the City Treasurer's Report for the month ending November 2001, was dispensed with and placed on file. Carried.

Committee Reports.

On motion of Alderman Donahue, seconded by Alderman Cross, the following Finance Committee report , was ordered received and placed on file:

"On the 8th day of January 2002, a meeting of the Finance Committee was held at City Hall.

"In attendance: Chairman Vertetis, Aldermen Thompson, Cross, Meyer and Donahue.

"Pending/Old Business

"1. Lapsed sales tax agreement with County. The Mayor is working with Mr. Simons.

"2. Whereabouts of 2000 audit. Chairman will meet with accountant.

"3. The need for a foreclosure process. Will gather more information.

"New Business

"1. Mayors assistant

"2. Rebate of interest and penalties associated with property at 549 State Street looking into the legalities of matter.

"Resolutions

"1. To create and fund Mayor's assistant position. Approved unanimously.

Resolutions.

On motion of Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, JANUARY 15, 2002

RESOLVED, that the following be and hereby is appointed Commissioner of Deeds in and for the City of Hudson, County of Columbia, for the years ending January 31, 2004:

Alice M. Turco 15 North Front Street Apt 3P Hudson, NY 12534 (429 Warren St)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, JANUARY 15, 2002

WHEREAS, the City of Hudson Industrial Development Agency was established pursuant to Chapter 677 of the Laws of 1975, as codified in Section 902-b of the General Municipal, and Article 18-A of the General Municipal Law; and

WHEREAS, pursuant to the foregoing, the governing body of the City of Hudson is authorized to appoint the members of such agency, who shall serve at the pleasure of the governing body; and

NOW, THEREFORE, be it

RESOLVED, that the Common Council of the City of Hudson hereby appoints following persons as members of the City of Hudson Industrial Development Agency:

Richard Scalera	Mayor
Kevin C. Walsh	City Treasurer
Michael Vertetis	Chairman, Planning Commission
Judy Meyer	Majority Leader, Common Council
Robert J. Donahue,Sr.	Minority Leader, Common Council

and it is further

RESOLVED, that in accordance with the General Municipal Law, the term of any member who is an official or employee of the City of Hudson, as noted opposite such member's name above, shall in any event terminate at the expiration of the term of such municipal officer or employee; and it is further

RESOLVED, that the City Clerk is hereby directed to file a certificate of appointment for each new member with the Secretary of State as required by Law; and it is further

RESOLVED, that this resolution shall take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, JANUARY 15, 2002

WHEREAS, the City of Hudson Common Council proposes to undertake the adoption of the City of Hudson Comprehensive Plan; and

WHEREAS, the City of Hudson Common Council desires to serve as Lead Agency for the purposes of conducting an environmental review of the Proposed Action in accordance with SEQRA regulations; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA) (6NYCRR Part 617), the City of Hudson Common Council has classified the project as a Type 1 Action; and

WHEREAS, the City of Hudson Common Council intends to prepare a Long Environmental Assessment Form for the Proposed Action; and

NOW, THEREFORE, BE IT RESOLVED, that the City of Hudson Common Council declares itself Lead Agency for the purposes of processing the Proposed Action in accordance with the requirements of SEQRA; and

BE IT FURTHER RESOLVED, that the City of Hudson Common Council will notify other interested Agencies regarding the Common Council's intent as serving as Lead Agency; and

BE IT FURTHER RESOLVED, that pending no expressed objections by February 15, 2002, the City of Hudson Common Council will continue to serve as Lead Agency.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, JANUARY 15, 2002

WHEREAS, by Resolution No. 1 of 2000, the position of Confidential Secretary to the Mayor was created; and

WHEREAS, the Mayor has requested approval for the change of duties of the position and change of the title to that of Administrative Aide to the Mayor.

NOW, THEREFORE, be it

RESOLVED, that subject to the requirements and approval of the County Civil Service Commission and the State Civil Service Law, the Common Council hereby approves the creation of a new employment position with the title of Administrative Aide to the Mayor in place of the current position of Confidential Secretary to the Mayor, and it is further

RESOLVED, that the salary for this new position will be $26,000.00 with no health benefits but with dental/vision benefits; and it is further

RESOLVED, that the Mayor's Administrative Aide will be an at will employee and will not be included in the CSEA bargaining unit; and it is further

RESOLVED, that the funds to pay the salary for this new position to be appropriated to account A1210.1, Mayor's Office/Personal Service.

Ayes: President Vertetis, Aldermen Cross, Donahue, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster. (Total Weighted Vote: 1,674)
Nays: Aldermen Harter and Keith. (Total Weighted Vote: 350)

Prior to the vote on Resolution No. 4, Alderman Donahue read the following statement from Mayor Scalera:

"Members of the Council, I am truly sorry that I cannot be here this evening but I have a prior commitment with the Hudson Business and Professional Women's Organization. However, clarification is necessary in regards to the Register Star editorial titled, "Mayor's Aide Job needs a well defined description". The most important issue in need of clarification is the paper's view that the aide would provide oversight of the police and fire departments. This is totally untrue and completely inaccurate. That is the job of our Commissioners only. They are the only, " liaisons", needed. But, we do have future projects such as Court Room expansion, holding cells, cramped police headquarters, firehouse consolidation, Gold's Scrap yard, Griffin Warehouse, just to name a few, that will require a substantial amount of research and data collected in order to move forward. Previously, work like this would have been assigned to Charlie Butterworth or contracted out. These are just a few examples of what I find as Field work. You have in front of you the job description of the Administrative Aide to the Mayor. This may provide to you an outline of some of the Aides' responsibilities. The fact remains, priorities change as events and issues unfold. Still, today in Hudson, we continue to operate under a part-time government. This I promise you,will be revisited. However, in the interim, the position of Mayor is in need of assistance. While former Mayor Cranna and I disagreed on many issues, one common ground we found is the need to have a full time government, thus, a full time Mayor. That was my belief after I had exited after my first six years in office and I believe in it even stronger today. Part time Mayors need help, full time Mayors need help for that matter. Call if Confidential Secretary or call it Administrative Aide to the Mayor, despite our philosophical differences, on how the Mayor utilizes their assistant, there is absolutely no doubt, assistance is needed. In the long run, the City of Hudson will be a better place, if politics can be set aside, if we can all agree on this extremely important matter.
Sincerely
Mayor Richard Scalera"

Alderman Keith said: " I got concerns about the process that was used to create the position of Administrative Assistant." He stated his remarks were not reflective upon the individual being considered for the position but rather he said, reflective of the process. He stated: "I have worked with Carmine Pierro, so,

that's certainly not an issue and, I happen to actually respect him and found him to be a good person". He stated that there were concerns about the duties and responsibilities of the Administrative Aide . He stated it was "very poor" that the job description had been handed to the aldermen just before a vote was to be taken. He said: "this is reflective of just really a campaign payoff". He stated there should had been a subcommittee to discuss the need for such a position. He said that the jobs outlined on the hand out were "duties of the Mayor" or handled by other entities within the City. He said: "this entire council has a fiduciary obligation to the City, and its residents, to make sure that their money is spent properly".

Alderman Donahue directed his remarks to Alderman Keith and asked why he did not have those concerns two years ago when the position of Confidential Secretary was created for former Mayor Cranna's Office.

Alderman Keith stated that the Confidential Secretary position was "clearly defined".

Alderman O'Brien inquired about the source of funding for the position.

President Vertetis stated it was outside the present budget and would be funded out of the general fund.

Alderman Donahue said: " as the Confidential Secretary was funded two years ago. That was not in the budget either".

Alderman Harter said she was not saying not to have an assistant. She stated: " What I don't understand is, why doesn't it go back to its committee, for the good of the City, to figure out what direction we are going in". She questioned the need for a Confidential Secretary, a regular Secretary, or a person with a computer background. She stated again that the position should go back to committee and that duties be defined so that the same situation does not happen again.

Alderman Meyer stated a part-time Mayor needs staff support. She said: "a Mayor of any party would want a person of his own choosing to be his assistant". She said she also agreed with Alderman Harter, and said: "I hope within the next two years we can look at the structure of the Mayor's position and the staff

support within the City government and make a better arrangement that doesn't get into this mangled process every two year".

Alderman Donahue stated that Mayor Scalera believed that the City should have a full time Mayor and that it was also suggested by a citizen at the last Finance committee meeting. He stated that if there was a full time Mayor the position being sought would not be necessary.

Alderman Harter questioned if there was a full time Mayor would there still be a need for an Assistant and also a Warren Street Manager which had also been suggested. She stated again that the position should go through a committee process.

President Vertetis stated that Aldermen Harter and Meyer had good points. stated there was a need to define the city government however, the process would take time in order to review such positions as: Mayor, an Assistant, a Main Street Manager, a Planning Assistant and support staff for the new Comprehensive Plan.

Alderman Nedwick, stated until there was a full time Mayor there was a need for an assistant. He said: "personally it's not up to me to tell the Mayor whom their assistant should be". He stated there should be a job description submitted and that it had been done. He said: "taking the names out of this and subsequently taking the politics out of it, not to suggest to anybody that spoke about this was pushing from a political perspective, on paper, I think it is something that can be useful to the City".

Bills.

On motion of Alderman Harter, seconded by Alderman Keith, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	AT & T	6.82
Byron Parker	6.50	C.W. Bostwick Inc.	56,991.32
City Clerk's Office	34.00	Col Greene Humane Soc.	600.00
Patrick M. Grattan	2,907.50	Hudson Valley Office Equip	109.00
Johnny's Ideal Ptg	73.00	Hudson River Bank & Trust	183.95

Frank E. March, CEO	50.06	Mid Hudson Cable	71.74
RPC Works	182.63	Register Star	108.21
Verizon	408.40	Cellular One	220.99
Empire St Appraisal Consult.	762.50	Berkshire Business Forms	323.40
Hudson Valley Enterprises	120.00	City Clerk	34.00
Berkshire Telephone	252.00	KAE Data Services	1,825.00
Robert Graziano	385.00	Arcadian Abstract	450.00
Niagara Mohawk	18,324.94	Pattison, Koskey Rath	1,650.00
Frank March	10.80	Postmaster	34.00
NY Planning Federation	125.00	Steiner's	32.50
Mabey's	70.00		

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

Alderman Nedwick requested that the Legal Committee investigate the possibility of forming a sub-committee to study the issue of tax delinquent properties in the City of Hudson. He stated there was a great amount of work that needed to be done regarding tax delinquencies and a sub-committee would help expedite the process.

Carmine Pierro, thanked the Council members for their support on Resolution No. 4 which created the position of an Administrative Aide to the Mayor.

Jennifer Arkensold, 23 Rossman Avenue, Hudson, asked if the final draft of the new Comprehensive Plan would be available to the public for review before it is presented to the full Council for a vote.

Alderman Meyer stated the full final draft would be available on the internet at Warren Street. Com, on disks, and that printed copies would also be available at City Hall and the Library. In response to another question from a member in the audience, Alderman Meyer stated that a public hearing would be held as part of the SEQRA process.

On motion of Alderman Wurster, seconded by Alderman Meyer, the meeting was adjourned.

City Clerk

FEBRUARY 19, 2002

A Regular Meeting of the Common Council was held on Tuesday, February 19, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Donahue recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Excused: Alderman Keith

On motion of Alderman Harter, seconded by Alderman Cross, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

Communications.

On motion of Alderman Wurster, seconded by Alderman Harter, a communication from Hudson Power Boat Association requesting a renewal of the Ferry Slip lease, was ordered received and referred to the Public Works Committee. Carried.

On motion of Alderman Nedwick, seconded by Alderman Cross, a communication from the city's Comprehensive Planning Committee submitting the final draft of a Comprehensive Plan for the City of Hudson, was ordered received and placed on file for consideration. Carried.

Committee Reports.

On motion of Alderman Shook, seconded by Alderman Wurster, the following Committee reports were ordered received and placed on record:

"On the 30th day of January 2002, a meeting of the Finance Committee was held at City Hall.

"In attendance: Chairman Vertetis, Aldermen Thompson, Cross, Meyer and Donahue.

"Pending/Old Business

"1. Sales tax agreement has been sent to the County for their signature.

"2. Waiting for resolution from Carl Whitbeck to address the funds expended by the IDA for legal representation with regards to suits involving the DSS building.

"New Business

"Executive session to address salary and operations at the Assessor's Office."

"The Legal Committee had two meetings in the month of January. Present at both meetings were Chairman Donahue, Council President Vertetis and Committee Members Cross, Meyer and Thompson.

"The first meeting was held on January 8th with only one item on the agenda and that was to designate the Hudson Common Council as the lead agency in developing the Comprehensive Plan. The Committee voted unanimously to send a resolution to the full Council to make that designation and the Council passed the resolution at the regular January meeting.

"The regular scheduled meeting was held on January 30th at 6:30 P.M.

"Discussed at length was the proposed Hudson Film Commission and website and a number of issues related to this commission and its makeup and functions. It was suggested that Peter Barton who is claiming to be the film commissioner be invited to address the Common Council and explain his participation and also those of other members of that commission. That invitation

was extended and Mr. Barton is expected to attend the next Legal Committee meeting.

"A sub-committee is being formed co-chaired by Aldermen Nedwick and O'Brien to develop a quick and equitable process to divest the city of properties the city will require through its foreclosure proceedings.

"The committee will request Code Enforcement Officer Frank March to attend meetings from time to time to address instances of buildings that need to be condemned.

"The meeting adjourned at 7:05 P.M. The next Legal Committee meeting will be held on Wednesday, February 27th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"The Police Committee meeting for January was held on January 28th at 7:15 P.M. Present were Chairman Donahue, Council President Vertetis and Committee members Nedwick, O'Brien and Shook.

"A letter from Jeff First, Executive Director of the Hudson Housing Authority detailing new security procedure being undertaken at the Bliss Towers apartment complex was presented to the committee. Security guards will be on duty from 5 P.M. to 5 A.M. each day and the building will be under full lockdown with all doors locked and no one will be allowed to enter without a key or an ID card. These procedures are being instituted to ensure the safety of all the residents of the apartment complex.

"Chief Richardson detailed a Traffic Enforcement Grant the Police Department has received that will allow an officer on certain shifts to address traffic related offenses only, such as speeding, double parked vehicles making deliveries in the business district which cause traffic to be tied up and other traffic violations. The officer scheduled would be working overtime over and above his regular schedule. A number of those in attendance stated their hope was that this would address a problem of excessive speeding on city streets.

"The committee went into Executive Session to address a personnel issue at 7:45 PM and the meeting adjourned at 8:05 P.M."

"The next Police Committee meeting will be held on Monday, February 25th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"A Fire Committee Meeting was held on the 28th day of January, 2002.

"In attendance were Chairman Shook, Aldermen Donahue, O'Brien, Nedwick, Council President Vertetis, Fire Commissioner Yates and Fire Chief Colwell.

"Pending/Old Business

"1. Locked key boxes

"2. Sending junior firemen to fire school

"New Business

"None at this time

"The following resolutions/local laws to be referred to full council:

"1. Lock key box program for businesses - which is a volunteer program. Approved by Shook, Donahue, O'Brien, Nedwick and President Vertetis.

"2. To a lot $3,000.00 out of the contingency fund - to send junior firemen to fire school. Approved by Shook, Donahue, O'Brien, Nedwick and President Vertetis."

"On the 4th day of February, 2002, a meeting of the DPW Committee was held. In attendance: Chairman Shook, Aldermen Cross, Harter, Wurster, Council President Vertetis, Supt. Butterworth and Public Works Commissioner Folz.

"Pending/Old Business

"1. Preliminary design for water plant is almost finished. Must be submitted to state before final. So far, no problems.

"New Business Discussed

"1. Pick-up truck for youth dept - Charlie will check inventory.

"2. Sew-overflow study

"3. Parking permits for train station

"The following resolutions/local laws to be referred to full council:

"1. Authorizing Mayor to sign agreement with engineers (cost $80,000) to research sewer overflow study, 50-50 matching grant from State of New York 40/40 - Approved by Shook, Cross, Harter, Wurster and President Vertetis.

"2. Authorizing Mayor to sign section 5311 operating assistance continuing agreements for 1 year for public transportation. - Approved by Shook, Cross, Harter, Wurster and President Vertetis."

"On the 4th day of February, 2002 a meeting of the Youth & Aging Committee was held. In attendance Chairman Cross, Aldermen Shook, Wurster, Harter, Council President Vertetis and Aging Commissioner Martin.

"Pending/Old Business

"Final Attendance for 2001 Program Department of Youth, Oakdale Park Project, Skateboard Park, Ice Skating, Learn to Ski Program, Double Dutch, Basketball leagues.

"New Business

"Account Clerk position Dept of Youth, New Vehicle, Sport Parent Orientation Kit, Columbia Greene Proposal, $13,000 above budget for Boys & Girls Club, Anticipated Retirement of Dick Tracy, Meeting with Jim LeCain at Informal Meeting, Youth sub committee on Boys & Girls Club, City takeover of the club as well as leasing it, safety procedures for ice skating rinks, representative of Pop Warner asked for $5,000 to help with equipment cost. Commissioner Martin asked about possibility putting together a senior boat ride as well as a possible dance, scholarship fund."

"An Arts, Entertainment & Tourism Committee meeting was held on February 6, 2002. Those in attendance were Aldermen O'Brien, Nedwick, Cross, and Chairman Meyer and Council President Vertetis. Excused Alderman Keith.

"1. Old Business

"A. Digital Towpath - The City of Hudson web page is under construction by City Clerk Bonnie Colwell. She is collecting information and material from the various City departments and the page will probably be ready for placement on the web in 4 to 6 weeks.

"B. Events Calendar being filled in:

"May 11 Fire Department Inspection Day Parade
"May 25 Firehouse Walk
"June 8 Flag Day

"C. Partners in Tourism is county wide group with members from about 15 tourism related organizations. Managing a calendar for planning and promotion is a major function. As Ellen Thurston has been developing a calendar for Hudson events and sharing it with this committee, she agreed to act as the committee liaison to the PIT.

"D. Draft Comprehensive Plan has been approved by the Core Group for submission to the Council for adoption. The Council will receive copies of the draft plan soon and officially receive it at the February 19 Formal Council meeting. They will at that time forward the draft to the County Planning Commission for their review and comment.

"2. New Business

"A. Comprehensive Plan implementation

"Main Street Manager position has been requested by City officials of the HDC Board. A job description is being developed consistent with the National Mainstreet philosophy.

"A bipartisan subcommittee will review Hudson economic development resource management and the structure of the various planning and development agencies.

"B. Business Community Workshops - Jim Riley of MidHudson Media will moderate a Series of 3 workshops open to all Hudson businesses to brain storm ways the businesses might work together to market and maximize their collective efforts. The first of these meetings is Wednesday February 20th 6PM at Columbia-Greene Community College."

Resolutions.

On motion of Alderman Harter, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, FEBRUARY 19, 2002

RESOLVED, that the following be and hereby is appointed Commissioner of Deeds in and for the City of Hudson, County of Columbia, for the year ending February 28, 2004:

Sharon Melino 406 Joslen Blvd Hudson, NY (560 Warren Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer is hereby authorized and directed to make the following transfers in the following account due to shortages for year ending December 31, 2001:

"B. Business Community Workshops - Jim Riley of MidHudson Media will moderate a Series of 3 workshops open to all Hudson businesses to brain storm ways the businesses might work together to market and maximize their collective efforts. The first of these meetings is Wednesday February 20th 6PM at Columbia-Greene Community College."

Resolutions.

On motion of Alderman Harter, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, FEBRUARY 19, 2002

RESOLVED, that the following be and hereby is appointed Commissioner of Deeds in and for the City of Hudson, County of Columbia, for the year ending February 28, 2004:

Sharon Melino 406 Joslen Blvd Hudson, NY (560 Warren Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer is hereby authorized and directed to make the following transfers in the following account due to shortages for year ending December 31, 2001:

FROM:	A1450.1	Elections - Personal Svc	$1,266.39
	A1450.46	Other Exp	232.81
TO:	A1010.1	Personal Services	1,499.20

Approved by Board of Estimate and Apportionment

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer be and is hereby authorized to make the following transfers:

$2,527.23	A960	Appropriations		
		A3120.2	Equipment	$2527.23
	A960	Appropriations		
		A3120.4	Materials	$ 313.90
		A3120.41	Printing	629.86
		A3120.42	Telephones	88.42
		A3120.45	Maint of Equip	527.42
		A3120.46	Investigative	967.63
				$2527.23

Transfers are being made to cover unanticipated expenses in some accounts at fiscal year ending 2001.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Harter, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, FEBRUARY 19, 2002

WHEREAS, the Commissioner of Fire has requested permission and funding to send Hudson's junior firefighters to a weekend of training classes, and

WHEREAS, the Common Council concurs with the recommendation of the Fire Committee to approve this worthwhile program which will train Hudson's future firefighters

NOW, THEREFORE, BE IT RESOLVED, that the Fire Department Account 3410.44 (Training) be reimbursed for expenses incurred for the training program from Contingent Account A1990.4 in an amount not to exceed $3,000.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, FEBRUARY 19, 2002

WHEREAS, the City of Hudson has been requested by the New York State Department of Environmental Conservation to perform a sewer overflow study of the City's sewer system; and

WHEREAS, the City of Hudson on January 2, 2002 issued a request for proposals for such a sewer overflow study of the City's sewer system; and

WHEREAS, the city of Hudson has obtained various proposals for performance of the work listed in the request for proposals; and

WHEREAS, the City has obtained a 50-50 matching grant from the State Department of State for 50% of the cost for the sewer overflow study.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hudson hereby accepts the proposal of Stearns & Wheler, LLC to perform said work and that the Mayor is directed to enter into a formal contract with the engineers for the performance of the study; and it is further;

RESOLVED, that the City Treasurer is authorized to transfer the sum of $40,000.00 from 909.G unreserved fund balance to the appropriate line item expenditure account for engineer expenses.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Aldermen Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, FEBRUARY 19, 2002

MODEL LOCAL RESOLUTION FOR SECTION 5311 OPERATING ASSISTANCE CONTINUING AGREEMENTS

WHEREAS, Section 5311 of Title 49, United States Code, provides federal financial assistance for public transportation in rural and small urban areas by way of a formula grant program to be administered by the States, and

WHEREAS, The City of Hudson may make application annually to the New York State Department of Transportation for such federal aid for operating assistance for a Project to provide public mass transportation service on a continuing basis in the City of Hudson, and

WHEREAS, The City of Hudson desires to enter into a continuing agreement with the State of New York for the undertaking of the Project,

NOW, THEREFORE, BE IT RESOLVED that the Mayor be authorized to sign a continuing agreement between the City of Hudson and the State of New York providing for the undertaking of the Project and authorizing annual grant applications for such Section 5311 funds, **AND BE IT**

FURTHER RESOLVED, that the Mayor is authorized to act on behalf of the City of Hudson to progress and complete the above named project, **AND BE IT**

FURTHER RESOLVED, that the Mayor is authorized to sign any contracts or agreements between the City of Hudson and any third party subcontractor necessary to complete the public transportation Project.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer is hereby directed to increase Code Enforcement Office's Petty Cash Fund $75.00 (Total $150.00) due to costs incurred for certified mailings, etc., and to establish a petty cash fund for the Mayor's Office in the amount of $75.00

DR Petty Cash $150.00
CR A200 Cash $150.00

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

A discussion was held on proposed Resolution No. 8 which would have authorized a 4% increase in salary for the City Assessor.

Alderman Cross stated that the council should first consider part time assistance for that office before granting her a raise. He stated the office should be staffed and there should be "accountability".

Alderman Harter asked if the problem was because that the new Assessor was away being trained and if so, she asked how long was the training.

President Vertetis stated that the Assessor was in session 5 and that he believed there were 10 sessions. He stated she had also requested an upgrade of her computer system and also for a file clerk. To clarify the matter further, he stated that the new assessor (hired December 31, 2001) had stated that she had been promised a certain amount of money when hired under the former administration. He stated that she was advised that those funds were not in the budget. He said there were papers found which stated the previous assessor's salary and also indicated that he would have been given a 4% increase in salary for the year 2002. The President stated that he had informed her that was the best the city could do for her in regards to her request for a salary increase. He stated that after checking the budget the prior administration had not even included the 4% increase in salary in the new budget.

Alderman Nedwick asked if the 4% increase in salary was in writing.

President Vertetis stated it was a matter of city policy that the department heads received the same increase in salaries as negotiated with the bargaining units.

Alderman Donahue stated that the Assessor had requested a $4,000 increase in salary. He stated that she was not experienced, was not putting the hours in and was not entitled to a $24,000 a year salary. He questioned if a 4% increase should be approved or should the City consider hiring a qualified person, to assist in that office as suggested by Alderman Cross.

Mayor Scalera that the Assessor, Kim Singeltary was attending school 2 to 3 days a week. He stated that over the past several weeks there had been numerous complaints regarding the Assessor's office hours. He stated he was advised by the previous assessor that the Star program application March lst deadline had a ninety day window for filing therefore he said, there was no urgency in that respect. He said the Council had two considerations the first whether or not she deserved a 4% raise at the present time and also should the council allocate funds for a part-time assistant for the assessor's office to deal with immediate concerns. He said: "we are not going to hire anyone that needs to

be trained and put the City in the same situation". He said if either former Assessor Al Kritzman or Gus Schneider are available to assist the City to alleviate concerns in that office, he said: "I think that would be the priority over a file clerk". He requested the Council to consider to allocate funds that would provide immediate help for that office by hiring a certified assessor.

Alderman O'Brien stated there was no contract stating the Assessor's salary however there was a budget passed which stated the salary for the position and said: "I think we have to go with what was budgeted". He said: "I think we need to get help in there, with a qualified individual, as soon as possible".

On motion of Alderman Cross, seconded by Alderman O'Brien, Resolution No. 8, to increase the salary of the City Assessor, was ordered removed from the agenda of the meeting. Carried.

Alderman Wurster stated that the Star program was very important and that when considering part-time help for that office it should be funded for approximately ninety days to cover that period of time for the applications.

Alderman Nedwick agreed that something needed to be done immediately to assist in that office.

On motion of Alderman Cross, seconded by Alderman O'Brien, the following new Resolution No. 8 was adopted by the following vote:

RESOLUTION NO. 8, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer is hereby authorized and directed to transfer the sum of $4,000 to City Assessor Account 1355.1 - Personal Services from the Contingency Account 1990.4, for the purpose of hiring a part-time "qualified person" to assist in the assessor's office.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 9, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer be and is hereby authorized to make the following transfers to cover fiscal year 2001 shortages for the Youth Dept.

FROM	A7310.2	Equip	$ 2323.03
	A7310.4	Mat/Sup	644.19
	A7310.48	Electric	14.41
	A5630.82	Bus Hosp	10000.00
	A5630.8	Bus Soc Sec	8172.51
TO	A7310.1	Pers Serv	7251.26
	A7310.42	Phone	385.00
	A7310.45	Maint/Repair	4695.32
	A7310.41	Ptg/Adv	1889.57
	A7310.46	All Other	6932.99

Approved by the Board of Estimate and Apportionment

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 10, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer be and is hereby authorized to make the following transfers to cover fiscal year 2001 shortages for the City Treasurer's Office:

FROM	A1325.44	Cons Fees	7826.88
TO	A1325.1	Pers Serv	2012.87
	A1325.2	Equipment	2618.91
	A1325.42	Phone	549.90
	A1325.46	All Other	2645.20

Approved by the Board of Estimate and Apportionment

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Nedwick, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 11, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer be and is hereby authorized to make the following transfers to cover fiscal year 2001 shortages:

FROM	A1990.4	Cont Acct	$11,806.37
TO	A1355.46	All Other	8,898.87
	A1362.47	Title Search	2,907.50

Approved by Board of Estimate and Apportionment

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 12, FEBRUARY 19, 2002

RESOLVED, that the City Treasurer is hereby authorized to make the following transfers within the Fire Department Accounts:

$15,429.40

A960 Appropriations (FROM)

A3410.1	Janitors	$ 880.00
A3410.12	Pers. Svc- Repairman	895.65
A3410.41	Printing/Advertising	393.46
A3410.42	Telephone	110.15
A3410.43	Repairs-Buildings	6,770.23
A3410.44	Training	1,368.11
A3410.46	Fire Police	413.17
A3410.47	Physicals	1,795.00
A3410.49	Annual Inspection	851.64
A1990.4	Contingent Account	1,951.99
		$15,429.40

A960 Appropriations (TO)

A3410.2	Equipment	$ 7,004.85
A3410.4	Materials/Supplies	1,856.71
A3410.45	Maint. Equipment	4,471.71
A3410.48	Fuel & Light	2,096.13
		$15,429.40

APPROVED BY BOARD OF ESTIMATE AND APPORTIONMENT

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Nedwick, seconded by Alderman O'Brien, the following Local Law was introduced and ordered placed on the aldermen's desks:

Local Law Introductory No. 1 of 2002

A LOCAL LAW ENACTING SECTION 56-9.1 OF THE CODE OF THE CITY OF HUDSON

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 56-9.1 of the Code of the City of Hudson is hereby enacted as follows:

56-9.1 Lock Boxes.

(1) The City of Hudson shall administrate a voluntary lock box program. A secured lock box shall be affixed to the building by a locksmith designated by the Fire Department and if access to the building is necessary by the Fire Department, the key contained in the lock box will be used. Keys to the lock boxes shall be issued solely to the Fire Chief and the two Assistant Fire Chiefs of the Hudson Fire Department.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Bills.

On motion of Alderman Meyer, seconded by Alderman O'Brien, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	AT & T	20.97
Verizon	405.33	Cellular One	132.09
City Clerk's Office	34.00	Col Greene Humane Soc.	1,220.00
Daily Freeman	35.75	EOS Software	300.00
Patrick M. Grattan, Atty	1,575.00	Robert Graziano	385.00

George Holsopple	7.37	Johnny's Ideal Ptg	531.25
KD Office Works	399.94	Mabey's	70.00
Frank March, CEO	95.04	Mid Hudson Cable	71.74
Northern Ad. Code Enf Assoc	200.00	Northern Publishing Inc.	254.00
NYCOM	195.00	Niagara Mohawk	19,750.02
BJ Pendergast, Photographer	120.00	Phone Review	286.69
Polk Directories	367.00	ProPrinters	35.50
Rapport, Meyers etal	632.00	Hudson Valley Newspapers	581.07
S&F Telecommunications	93.75	Sentry Business Products	478.07
Tyler E. Day Office Equip	75.00	Michael Vertetis	50.00
Voting Machine Svc Ctr	163.37	West Group	56.00

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

Alderman Cross asked Mayor Scalera if he had contacted the Humane Society regarding their increase in fees.

Mayor Scalera said he had not contacted them because they charge certain fees and there was no negotiating. He stated the City has in its budget $17,000 for shelter services for approximately 40 dogs. He said the City needs to look at other options for shelter services.

Alderman Nedwick stated his concerns with regard to the euthanizing of dogs and stated that issue should be checked out when looking into other shelter services for the City.

Police Chief Ellis Richardson suggested the court system be approached regarding the City recouping certain fines and penalties for dog violations.

In another matter, President Vertetis stated that the City would probably be spending funds on legal counsel to proceed with the party-status hearings on the St. Lawrence Cement project which are not in the budget.

Alderman Donahue stated that last year the Council voted to go into an agreement with the Cement Company upon the recommendation of the City's Legal Advisor Jason Shaw and not go to the hearings.

President Vertetis stated that the Resolution that went before the Council included the issue of "vested rights". He stated that the Town of Greenport was in the process of going to court to find out if it was legal to include vested rights.

Alderman O'Brien asked if the previous proposed deal offered to the City by St. Lawrence Cement "was off the table".

President Vertetis stated that he had sent a letter of proposal to St. Lawrence but he had not yet received an answer.

In response to a question posed by Alderman Nedwick, President Vertetis outlined the three issues that the City was granted party status for: air monitoring, secondary water supply and noise levels.

Alderman O'Brien stated that the past council had agreed to seek party status. He said as a result of negotiations a deal was put forth to the Council which included the issue of vested rights, and noted that was an issue he was "not personally comfortable with". He said since that time the City had received party status and he said "it is incumbent upon us to continue on that same course."

President Vertetis stated that the Council had accepted an agreement with St. Lawrence and the agreement was then forwarded to the City Planning Commission for its' approval. He stated that the Planning Commission had negotiated with St. Lawrence on the three party status issues that went before the DEC Judge. He stated the Planning Commission voted against the agreement because of the vested rights issue St. Lawrence had tied with the three issues of air monitoring, water supply and noise.

Mayor Scalera stated he had attended meetings of the Planning Commission and suggested the Planning Commission and St. Lawrence meet again. He stated he was in attendance at the Commission meeting when the three issues before the hearing judge were agreed upon and that the issue of vested rights should be put aside and discussed at a later date. He stated that the City should first be informed

by the St. Lawrence Company, either verbally or in letter form, that they are not interested in settling those three issues with the City and said: "then allocate the money to defend our position".

Alderman Nedwick clarified that St. Lawrence tied the issue of vested rights with the three issues in the party status application. He said: "if we give away those rights it is a get out of jail free card for generations".

Alderman Meyer questioned if St. Lawrence was willing to split those rights from our three main issues , "shouldn't we save those legal costs".

Mayor Scalera suggested a five year window period with regard to vested rights. He explained that if St. Lawrence Cement paid $125,000 a year for vested rights and that after their clinker production started there would be a five year window period to assess any quality of life issues affecting the city. He stated this window would give the City an opportunity to opt out of those vested rights.

President Vertetis stated he would continue to contact St. Lawrence regarding the proposal the Planning Commission had submitted.

On motion of Alderman Nedwick, seconded by Alderman Wurster, the meeting was adjourned.

Bonita J Colwell
City Clerk

MARCH 19, 2002

A Regular Meeting of the Common Council was held on Tuesday, March 19, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Harter recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster (Arrived 7:10 PM).
Excused: Alderman Keith.

On motion of Alderman Cross, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Meyer, the reading of the City Treasurer's Report as of December 31, 2001, was ordered dispensed with and the report received and placed on file. Carried.

On motion of Alderman Cross, seconded by Alderman Shook, President Vertetis was authorized and directed to sign on behalf of the Common Council a Proclamation honoring and commending the Falun Dafa Movement.

Committee Reports.

On motion of Alderman Cross, seconded by Alderman Meyer, the following committee reports were ordered received and placed on the record of the meeting:

"On the 27th day of February, 2002, a meeting of the finance committee was held at City Hall.

"In attendance Chairman Vertetis, Aldermen: Donahue, Cross, Meyer, and Thompson.

"Pending/Old Business
"Topics discussed: sales tax agreement / finishing 2000 audit - letter from Whitbeck regarding same / agreement with boys club / foreclosures

"New Business

"Resolutions:
"1.) Waiving the City's claim to pilot monies the IDA spent on legal fees in 1998 and 1999."

"The Legal Committee meeting for February was held on Wednesday, February 27th at 6:30 P.M. Present were Chairman Donahue, Council President Vertetis and committee members Cross and Thompson. Alderman Meyer was excused and Legal Counsel Connor.

"Alderman Nedwick reported that he had learned from a source in the New York State Traffic Bureau that changing the city code to coincide with the New York State Traffic Violation Code would not result in the city receiving a higher percentage of monies obtained through fines levied in traffic violations than they do at the present time.

"Alderman Nedwick as Chairman of the sub committee formed to address dealing with foreclosures on tax delinquent properties requested that the vacant former Foster Refrigerator property on Mill Street be removed from the tax rolls in order to avoid incurring additional county and school taxes as well as possible liability of a environmental nature.

"Mayor Scalera received a communication from Senator Saland requesting that the city participate in a referendum that would create a Hudson Area Library district funded by taxpayers.

"Council President Vertetis reported that the city and county have once again entered into a Sales Tax Agreement bringing an additional $160,000 sales tax to the city per year.

"City Legal Counsel informed the committee he will bring a Local Law to the Common Council that will allow the city to sell properties in a manner other than public auction. The law would require a three fourths majority of the Common Council to allow a private proposal based sale by city to seek proposals and use agreements on a property.

"The meeting adjourned at 7:30 P.M.

"The next Legal Committee meeting will be held on Wednesday, March 27th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"The Police Committee meeting for February was held on Monday, February 25th at 7:15 P.M. Present were Chairman Donahue, Council President Vertetis and Committee members Nedwick, O'Brien and Shook, Chief Richardson and Comm. Graziano.

"Alderman Nedwick requested that the city adopt the New York State Traffic Violation Code with the goal that the city would retain a higher percentage of fine monies levied on traffic violations and also aid the Bypass Committee which has been formed with a goal of routing truck traffic around the City of Hudson.

"Alderman Shook requested the Police Department aid in addressing speeding problems on city streets specifically Front, State and Columbia Street.

"Alderman Cross requested that Slow Children At Play signs be put up on Front Street and lower Columbia and State Streets due to the large number of children playing in and around the street in those areas.

"Chief Richardson reported that an ongoing investigation is being conducted into a civilian complaint brought up at the January Police Committee meeting.

"The meeting adjourned at 7:45 P.M.

"The next Police Committee meeting will be held on Monday, March 25th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"On the 25th day of February, 2002, a meeting of the Fire Committee was held.

"In attendance Chairman Shook, Aldermen: Donahue, O'Brien, Vertetis, Comm. Yates and Chief Colwell.

"Pending/Old Business:
"None at this time.

"New Business Discussed:
"Firemen were complimented on the way they handled the 5th and State Street fire. Did a good job. / Locked key boxes are ready to go."

"On the 4th day of March, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen: Shook, Harter, President Vertetis, Commissioner Reina, Commissioner Martin, Director Tracy. Excused: Alderman Wurster.

"Pending/Old Business

"Topics discussed senior citizen cruise, holding off on Senior Citizen Day until waterfront is completed. A meeting of senior citizens at Washington Hose to discuss Citizen Hall, Oakdale Park Project in Final Phase, Account Clerks position filled.

"New Business discussed Beach House, Fishing Derby, Youth Advisory Board, International Folklore Theatre, Falun Dafa briefed the council on cause, Boys & Girls Club agreement finalized, bids go out tomorrow.

"The following resolutions/local laws to be referred to full council:

"1.) Enter into an agreement with the Hudson Boys & Girls Club for services in the amount of $20,000. Approved by Cross, Shook, Harter and President Vertetis."

"An Arts, Entertainment, & Tourism Committee meeting was held on March 6, 2002. Those in attendance were Chairman Meyer, Aldermen Nedwick, Cross, and Council President Vertetis. Absent were Aldermen O'Brien and Keith.

"1. Old Business

"A. Digital Towpath - The City of Hudson web page continues under construction and will probably be ready for the web in 2 to 3 weeks.

"B. Events - June 8, Flag Day committee working actively to plan activities and raise money via sponsorship of the various activities.

"C. Partners in Tourism meeting occurs the same evening and so this committee will switch its regular time to the last Thursday when we will be able to hear report from our new representative Ellen Thurston.

"D. Draft Comprehensive Plan has been forwarded to the County Planning Commission for their review and comments which will be received after March 19th. The public hearing and Council vote for adoption is scheduled for April 17th.

"E. Business Community Workshops - Jim Riley of MidHudson Media moderated the first in a series of 3 workshops open to all Hudson businesses to brainstorm ways they might work together to market and maximize their collective efforts. While the group was small, it was diverse and in agreement that an organization with an economic development focus would be beneficial. The second meeting will focus on the form this group might take. It will also be moderated by Jim Riley, take place at Columbia Greene Community College, Tuesday March 12th at 6 PM.

"2. New Business

"A. A waterfront music festival for the summer of 2003 was suggested by Quintin Cross who has received support from several people in the arts and entertainment community of Hudson. A subcommittee to continue the planning of this event was suggested and accepted. The suggestion was also made to seek partnership with Catskill and Athens re a summer music series.

"B. The Register Star is committed to publishing a Guide to Hudson twice a year at the beginning of the summer and beginning of the fall seasons. Peter Marotta suggested that the City fund the additional distribution of this guide at the manned tourism kiosks on the Thruway. The Register has agreed to print the additional copies that would be required to do this. The cost would be $750 for the year. It was proposed and accepted that this money be drawn from the member item obtained by Assemblyman Manning to support tourism efforts.

"C. Chris Nedwick brought to our attention the recent efforts of a Korean War veteran to establish a monument to fallen Korean War soldiers who were from Columbia County. This was reported in the March 5th Independent newspaper. Various ways in which the City might support this effort were discussed and will be further reviewed."

Submitted by Judy Meyer

"On the 4th day of March, 2002, a meeting of the DPW Committee was held.

"In attendance Chairman Shook, Aldermen: Cross, Harter, Common Council President Vertetis, and Supt. Butterworth. Excused: Alderman Wurster.

"Pending/Old Business

"Topics discussed - 1) Water treatment plant design is almost finished. 2) bond for water treatment plant is in the works to be submitted to the Common Council. 3) Permit parking at the train station is being finalized. We will start off with 10 spaces. We are waiting for the signs to be finished. Yearly parking will be $500.00/6 months will be $300.00.

"New Business Discussed:

"1) 2 Children at Play signs will be placed on lower Columbia St. by playground.

"2) One of the new trolleys have arrived. It is 6 foot longer than the old ones. Will check trolley stops in city to see if it will fit.

"3) Received communication from Hudson Power Boat Assn. to renew its lease to rent the ferry slip.

"The following resolutions/local laws to be referred to Full Council:

"1) Authorizing resolution to increase the yearly rental agreement of the ferry slip to $150.00 per year. Approved by Shook, Cross, Vertetis, Harter."

President Vertetis stated that Mr. James Dinardi was in attendance to answer any questions the council may have regarding the proposed projects involving the Foster Refrigeration Company Building and the C.H. Evans Hook & Ladder Fire House. He stated that Mr. Neil Evans, who was proposing to purchase the C.H. Evans Hook & Ladder firehouse was unable to attend the meeting.

(The project: The City is to acquire the Foster Refrigeration Building on North Seventh Street for the C.H. Evans Hook & Ladder Fire Truck, Foster Refrigeration is to purchase the former Northside Building to expand his business,

and Mr. Neil Evans would acquire the City's C.H. Evans Hook & Ladder firehouse for a new venture)

Mr. Jim Dinardi, reviewed his plans for his company's expansion, which would include a mass production walk in machine. He outlined the new contracts he had acquired and also his continuous customers. He stated the company would probably double its employees and add shifts.

Alderman Nedwick asked if there was a "time line" for the proposed project.

Mr. Dinardi stated they were trying to get up and running within the next two to three months. He said that once everything was settled with the building they were ready to go.

Alderman Harter referred to the Foster Refrigeration building on North Seventh Street building to be used for the new tower fire truck and inquired about the swing that the truck would have to make out of the building.

Carmine Pierro, Mayor's Aide, stated that approximately four weeks ago the truck had been taken over to that location and it was found that the truck could make the swing in either direction.

Sam Pratt, stated his questions concerned the bond holders of the Northside property.

Mayor Scalera stated that the perception that the IDA and the City were responsible for the bonds was incorrect. He stated the bonds were held by private investors and stated the City had no liability with regard to those bonds. He stated a local group of individuals, had bought those Bonds at a considerable reduced rate and that was why the building was being offered. He said two corporations, Bill Better and Richard Koskey were the Bond holders.

In response to a further question by Sam Pratt, Mayor Scalera stated that the Bond holders were asking $310,000 for the Northside Property, and the appraised value of the C.H.Evans Fire House was $223,000. He stated the City would have to put up $87,000 to make the deal work.

Alderman Wurster stated he had received a suggestion from a constituent that instead of the City selling the C.H. Evans Building that the City enter into a lease agreement with Neil Evans. He said the reason the person gave was that if the new business failed and closed it doors, the City had sold a prime piece of property to an individual who may do with what he wished with that property. He then spoke about historic value of City properties.

President Vertetis stated he had spoke with Mr. Evans about the facade of the building. He said Mr. Evans had agreed to sign a deed restriction or easement with regard to the facade of the building and that would be part of the deal.

In response to a question by Alderman Harter, President Vertetis stated the deed restriction would be passed on to new owners.

Alderman O'Brien asked for more information regarding the Wittcom Company at the Northside Building.

President Vertetis stated that the Bonds were issued in a strictly private deal and had nothing to do with the City IDA or the City.

Mayor Scalera stated that the drain on the HDC for the Northside building was approximately $40,000 a month. He stated that HDC sold the building to Wittcom bond holders in 1998. He said the Wittcom deal had failed and that more recently the bonds were sold at a reduced rate.

Sean Springer, Reporter for the Register Star, asked about a re-appraisal of the city owned C.H. Evans building and stated that County Real Property had informed him that a two-three year old appraisal "was pretty old".

Mayor Scalera stated that the building was appraised two years ago and that according to the person who had appraised it, Mr. Concra, "it was very much in line".

Alderman O'Brien inquired about an appraisal on the Northside Building.

Mayor Scalera stated he did not have information on an appraisal. He stated that the Northside building was sold in 1998 for $460,000 to the Bond Holders.

Ellen Thurston, Hudson, suggested a new appraisal be done of the C.H. Evans building because she did not believe $223,000 was in line with the selling prices.

Alderman Nedwick stated he wanted to go on record in requesting a second appraisal be done on the building.

Resolutions.

On motion of Alderman Meyer, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, MARCH 19, 2002

RESOLVED, that the following be and hereby are appointed Commissioners of Deeds in and for the City of Hudson, County of Columbia, for the years ending March 31, 2004:

Carol Bellinger PO Box 21 Livingston, New York (work-102 Harry Howard Ave)
Sandra M. Lazzara 80 Route 22 Hudson, NY 12534 (11 S. Fourth Street)
Anthony Pierro 7 Joslen Hgts Rd Hudson, NY (427 Warren Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, MARCH 19, 2002

WHEREAS, the City of Hudson Planning Commission has received from Nextel Partners a check in the amount of $1,000 to be placed in an escrow account for any consulting fees incurred by the Planning Commission in review of the proposed telecommunications project at Columbia Memorial Hospital;

NOW, THEREFORE, BE IT

RESOLVED, that the City Treasurer be and is hereby authorized and directed to make the following 2002 Budget Amendment

$1,000	Increase	A2115	
	Increase	A8020.47	$1,000

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Meyer, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, MARCH 19, 2002

RESOLVED, that the following places be designated as the places for holding the primary election(s), for the registration of voters and for holding the general election, and other election-related matters, in the City of Hudson, effective May 1, 2002 to April 30, 2003:

		Telephone No.
1st Ward	Taconic Associates 6 South Second Street	828-0142
2nd Ward	Washington Hose Company Firehouse Warren & Front Street	828-3388
3rd Ward 1st district	Columbia County Court House 405 Union Street	
3rd Ward 2nd district	Hudson Fire Police Station 8 Park Place	828-3388
4th Ward	Columbia County Office Building 401 State Street	828-3115

5th Ward 1st district	American Legion Building 7 Fairview Avenue	828-4707
5th Ward 2nd district	American Legion Building 7 Fairview Avenue	828-4707
Central Registration	Columbia County Office Building 401 State Street	828-3115

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Alderman Harter, prior to voting on Resolution No. 3, asked if other locations had been looked at for the 1st Ward polling place.

Mr. Pierro stated that First Ward Supervisor, Gail Grandinetti had asked the City Clerk about the possibility of a new polling location for the First Ward and that the City had also received complaints about the crowded conditions at the Washington Hose Company firehouse which had been used for both the First and Second Wards. He stated that they had approached Mr. Abitabile about using his offices for a polling place and that the City was authorized to pay $10.00 for a polling place.

On motion of Alderman Wurster, seconded by Alderman Harter, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, MARCH 19, 2002

WHEREAS, the City of Hudson has leased the Ferry Boat Slip to the Hudson Power Boat Association for many years;

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson lease to the Hudson Power Boat Association the Ferry Slip for a term of one (1) year, commencing May 1, 2002 and ending April 30, 2003, for and in consideration of the annual sum of $150.00 upon the condition that the City of Hudson be named as an additional insured on the general liability insurance policy of the Hudson Power Boat Association; and it is further

RESOLVED, that the Mayor of the City of Hudson is authorized and directed to enter into such lease agreement on such terms as are acceptable to the Legal Advisor of the City of Hudson.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, MARCH 19, 2002

WHEREAS, the City of Hudson is in need of a short-term lease for a copier with the Code Enforcement Bureau, and KD Office Works would be agreeable to providing such a copier.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the agreement attached hereto with KD Office Works for the lease of a copier for the Code Enforcement Bureau.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Nedwick, seconded by Alderman Harter, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, MARCH 19, 2002

WHEREAS, the City of Hudson has determined that steps need be taken to provide free neutering and spaying services for the cats for City residents, and Animalkind, Inc. is agreeable to providing the services for a fee of $2,000.00 per year.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the agreement attached hereto.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Keith, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, MARCH 19, 2002

WHEREAS, the City of Hudson has provided financial support for the Hudson Boys and Girls Club, Inc. of Hudson in the past for providing various services to the youth of the City of Hudson; and

WHEREAS, the parties are in agreement as to finding that the City will pay for the provision of services by the Hudson Boys and Girls Club, Inc. to the City, and to allow the City to use various gymnasium facilities when necessary.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the agreement attached hereto.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 8, MARCH 19, 2002

A RELEASE AND WAIVER OF POTENTIAL CLAIM AGAINST HUDSON INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, the City of Hudson Industrial Development Agency in 1998 and 1999 expended funds out of PILOT monies received on behalf of the City of Hudson to retain legal counsel to represent the City of Hudson Industrial Development Agency in various legal proceedings pertaining to property occupied by the Columbia County Department of Social Services located on Railroad Avenue in Hudson, NY; and

WHEREAS, these were legitimate expenses and the City is in receipt of a legal opinion determining that it is legal and proper for the City of Hudson Industrial Development Agency to authorize payment of said legal expenses out of PILOT funds; and

WHEREAS, the City of Hudson Industrial Development Agency requires, for accounting purposes, a resolution from the City formally consenting to the expenditure of these funds in the manner expended.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hudson hereby waives and releases any claim to the PILOT monies used for payment of legal expenses in defense of this litigation.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 9, MARCH 19, 2002

A RESOLUTION TO AMEND AND RESTATE THE MODEL PLAN

WHEREAS, the New York State Deferred Compensation Board (the "Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board (the "Regulations"), has promulgated the Model Deferred Compensation Plan for Employees of the City of Hudson (the "Model Plan") and offers the Model Plan for adoption by local employers;

WHEREAS, the City of Hudson, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the City of Hudson;

WHEREAS, effective January 1, 2002, the Board amended the Model Plan to adopt provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001 ("EGTRRA") as they apply to the Model Plan and to adopt modifications that update certain administrative provisions to accommodate prospective state-of-the-art methods and procedures;

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, the City of Hudson has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the City of Hudson by adopting the amended and restated Model Plan.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hudson hereby amends the Deferred Compensation Plan for Employees of the City of Hudson effective January 1, 2002 by adopting the amended and restated Model Plan effective January 1, 2002, in the form attached hereto as Exhibit A.

IN WITNESS WHEREOF, the undersigned have executed this Resolution in Columbia County, New York this 19th day of March, 2002 and directed that it be filed as appropriate.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 10, MARCH 19, 2002

WHEREAS, the City of Hudson has previously entered into a Sales Tax Agreement with the County of Columbia relative to the allocation of sales tax proceeds within the City of Hudson and the County of Columbia; and

WHEREAS, the Mayor and corporation counsel of the City have been in negotiation with the County for the renewal of the Sales Tax Agreement; and

WHEREAS, the parties have reached an agreement and the County of Columbia is in agreement as to the execution of the Sales Tax Agreement.

NOW, THEREFORE, BE IT

RESOLVED, that the Sales Tax Agreement between the County of Columbia and the City of Hudson, attached hereto as Exhibit A, be and hereby is approved; and it is further

RESOLVED, that the Mayor and Legal Advisor of the City of Hudson are hereby authorized to execute the aforesaid Sales Tax Agreement.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 11, MARCH 19, 2002

WHEREAS, amendments have been proposed to the By-laws of Hudson Development Corporation as to the procedure in which members of the Board of Directors of the corporation are to be elected; and

WHEREAS, the aforesaid amendments to By-laws will help Hudson Development Corporation to assist the City in the betterment of the City.

NOW, THEREFORE, BE IT

RESOLVED, that the Hudson Common Council recommends that the Hudson Development Corporation adopt and enact the proposed amendments as to the election of the Board of Directors of the Hudson Development Corporation.

Ayes: President Vertetis, Aldermen Cross, Donahue, Meyer, Shook and Thompson. (Total Weighted Vote: 1,042)

Nays: Aldermen Harter, Nedwick, O'Brien and Wurster. (Total Weighted Vote: 852)

Prior to the vote on Resolution No. 11, Alderman Nedwick, asked why the Resolution did not come out of committee as stated in the Rules of Order. He stated the matter could have been referred to the Legal Committee and the public would of had an opportunity to speak on the matter.

President Vertetis stated that the Resolution was discussed at the informal meeting and that the matter would go before the annual meeting of the HDC on March 27th. He stated that the rule requiring committee consideration may be waived by the Council President when deemed necessary.

Mayor Scalera, stated that the passing of the resolution would send a message to HDC that the legislative body is supportive of the by-law changes. He stated that Alderman Nedwick had been part of the restructuring proposal of the HDC from early January. He stated that there had been meetings with Alderman Nedwick and other Republican Officials as well as Democratic Officials. He said: "this has been clearly a bi-partisan effort". The Mayor then read the following statement from a letter written by Alderman Nedwick dated February 7:

"I also request that the Mayor and the Council carefully evaluate the operating methods of said economic development agencies, specifically, the processes that they use to either expand or fill vacancies on their board of directors. It is my present understanding that no HDC board Member for example, is subject to term limits nor are they directly accountable to this council as a whole. As elected officials we are custodians of public interests and it is our responsibility to insure that Hudson taxpayers receive the highest possible yield for their investments".

The Mayor stated that if Alderman Nedwick had concerns regarding the restructuring than why didn't he bring them up long before the present meeting.

Alderman Nedwick stated he was questioning the process and stated the discussions he had with the Mayor were behind closed doors and not in public session. He stated the Mayor was asking the Council to endorse changes to the HDC that were drawn up by the Mayor and the Council President without any input from the people. He stated he would like to see the number of appointees to the HDC Board, and the number of appointees by the Council reversed.

Mayor Scalera stated, in rebuttal, that Alderman Nedwick, along with other aldermen and city officials had helped draw up the proposed changes in the HDC Board. He stated that if Alderman Nedwick wanted the issue brought before a Council committee that it was his responsibility, as an alderman, to do so. He stated that if the question was about who would have control, he stated the proposed change would not be a part of the present governing body or Mayor but the next administration.

Alderman O'Brien stated he had met with Mayor Scalera and that the Mayor had shared some of his thoughts with him regarding the HDC. He stated he was concerned regarding the number of appointees by the Mayor and also by the Council and that the number of appointments should be "flipped around". He said HDC money was the City's money and the Council's responsibility was

"watching the purse strings of the City". He said the HDC matter was never discussed in an open session of the Council and stated that even though the proposed resolution would send a strong message to the HDC he believed the restructuring plan without public input was a mistake. He stated before any restructuring of the HDC Board, the Council, the Mayor as well as the HDC Board needed to define the mission of the HDC.

Alderman Meyer said she agreed with Alderman O'Brien and that many of the aldermen had agonized on how to make sense out of the "alphabet soup" of the city's economic development agencies. She stated that one of the problems was that the HDC was a private agency, had a public mission, used public funds and had no public membership other than the Board of Directors. She stated it would be appropriate for public officials to represent the public on the Board and making Board nominations. She stated the proposed changes were modest and said, "we should consider them a beginning".

Alderman Donahue stated that the resolution would send a message to the HDC that the Council wanted greater accountability.

Alderman Wurster questioned what message was being sent to HDC and what would be accomplished if all members of the Council and the Mayor did not agree about the restructuring plan.

Alderman Harter stated she would like to see the resolution pulled and that further discussions be held.

Aldermen Nedwick recommended that a sub-committee be formed to look into the agency situation.

Local Laws.

On motion of Alderman Shook, seconded by Alderman O'Brien, the following proposed Local Law, introduced by Alderman Nedwick and seconded by Alderman O'Brien, was ordered removed from the aldermen's desks and adopted by the following:

Local Law Introductory No. 1 of 2002

A LOCAL LAW ENACTING SECTION 56-9.1 OF THE CODE OF THE CITY OF HUDSON

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 56-9.1 of the Code of the City of Hudson is hereby enacted as follows:

56-9.1 Lock Boxes.

(1) The City of Hudson shall administrate a voluntary lock box program. A secured lock box shall be affixed to the building by a locksmith designated by the Fire Department and if access to the building is necessary by the Fire Department, the key contained in the lock box will be used. Keys to the lock boxes shall be issued solely to the Fire Chief and the two Assistant Fire Chiefs of the Hudson Fire Department.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following proposed local law, introduced by Alderman Cross and seconded by Alderman Nedwick, was ordered placed on the aldermen's desks:

Local Law Introductory No. 2, 2002

A LOCAL LAW SUPERSEDING GENERAL CITY LAW SECTION 23(2)(b) PURSUANT TO MUNICIPAL HOME RULE LAW SECTION 10

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Pursuant to Municipal Home Rule Section 10, the City of Hudson hereby elects to supersede each and every provision of General City Law Section 23, para. 2(b) as it pertains to the sale or lease of city-owned real estate.

The City hereby enacts Chapter 91 of the Hudson City Code.

Chapter 91, Section 92.1 - Sale of Real Estate:

> No sale or lease of city real estate or of any franchise belonging to or under the control of the city shall be made or authorized except by a vote of three-fourths of the weighted vote of members of the Common Council. In the sale or lease of city real estate, property may be sold at public auction or at private sale. Public auction shall be to the highest bidder, under proper regulations as to the giving of security, and after public notice shall be published at least once each week for three weeks in the official newspaper. Private sale shall be under such terms as are fair and equitable, but any sale of city property at private sale shall be for the fair market value of the property and advanced public notice shall be posted.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be

confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Bills.

On motion of Alderman Wurster, seconded by Alderman Nedwick, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	AT & T	4.00
Edward R. Bratton	140.28	Cellular One	54.66
City Clerk's Office	37.95	Col Greene Humane Society	610.00
John Connor Jr.	1,991.65	DE Jones Tire Service	152.00
Fairpoint	135.16	Fleet Business Svcs	367.50
General Code Publishers	320.48	Patrick M. Grattan	1,002.50
Robert Graziano	385.00	George Holsopple	41.06
The Independent	459.41	JC Rogerson Co. Inc.	43.16
Johnny's Ideal Ptg	1,136.25	James F. Mackerer	199.26
Alvin Kritzman	400.00	Lake Placid Resort	183.00
Mabey's	70.00	Frank E. March	132.18
Frank E. March, CEO	93.54	Mid Hudson Cable	71.74
NYCOM	2,873.00	Niagara Mohawk	18,421.30
Pattison,Koskey,Rath CPA	1,870.00	Postmaster	34.00
Printable Services	291.61	RPC Works	2,789.02
Rapport, Meyer etal	5,957.50	S&F Telecommunications	75.00
Safeguard Business Systems	252.00	Sentry Business Products	116.95
Sofco	1,281.20	Tyler Day Office Equip	566.50
Verizon	422.31	West Group	35.80
Chazen Environmental Svc	18,977.84		

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

New Business.

Upon a roll call vote, President Vertetis ordered the Arts, Entertainment & Tourism Committee meeting to be changed to the last Thursday of the month.

Sam Pratt, of Hudson, stated that the Council's Rules of Order only allow public input on matters that were discussed during the informal meeting. He noted that the HDC issue was discussed in an executive session during the informal meeting and therefore the public had no comment period. With regard to the HDC resolution he stated the accountability would be switched to the Mayor's Office, and stated that the Mayor "would likely have the votes to do as he pleases on HDC". He then asked if there was an executive committee under the HDC restructuring plan and who would sit on that committee.

President Vertetis stated there was a balance of power in that the terms of the members appointed would be staggered. He stated that when a new administration begins there would be members on the Board leftover from the prior administration.

Mr.Pratt asked if the new HDC would have a Director and what would be the process for selecting that person.

Mayor Scalera stated there was no director and the President was selected from the 13 members. He stated whether HDC remained a part of the partnership was another matter to be discussed.

Phyllis Herbert, Warren Street, stated she had hoped the City would hold a meeting to explain the economic development agencies.

Daniel Goodwin, a representative for the Center for Progressive Communities, a new not-for-profit group in Hudson, stated they had been working with Mid-Hudson Cablevision on the broadcasting of a community round table. He stated the round table would be a forum where people could express their views on such issues .

Bob Pendergast thanked the Council for passing a resolution which increased the City's financial support to the Hudson Boys and Girls Club.

Phil Randall thanked the Council for the Proclamation in support of the Falun Dafa movement.

On motion of Alderman Cross, seconded by Alderman Nedwick, the meeting was adjourned.

Barbara J. Colwell

City Clerk

April 4, 2002

A Public Hearing on proposed Local Law Introductory No. 1 of 2002, was held on Thursday, April 4, 2002 at 4:00 P.M., in the Common Council Chambers, City Hall, with Mayor Richard Scalera presiding.

Mayor Scalera called the hearing to order and announced that the proposed law was adopted by the Common Council on March 19, 2002, and that the notice of the hearing was published in the Register Star, the city's official newspaper on March 28 & 29, 2002.

There being no one present, the Mayor closed the public hearing at 4:05 P.M.

The proposed law follows:

Local Law Introductory No. 1 of 2002

A LOCAL LAW ENACTING SECTION 56-9.1 OF THE CODE OF THE CITY OF HUDSON

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 56-9.1 of the Code of the City of Hudson is hereby enacted as follows:

56-9.1 Lock Boxes.

(1) The City of Hudson shall administrate a voluntary lock box program. A secured lock box shall be affixed to the building by a locksmith designated by the Fire Department and if access to the building is necessary by the Fire Department, the key contained in the lock box will be used. Keys to the lock boxes shall be issued solely to the Fire Chief and the two Assistant Fire Chiefs of the Hudson Fire Department.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Bonita J. Colwell
City Clerk

April 16, 2002

A Regular Meeting of the Common Council was held Tuesday, April 16, 2002, at 7:00 p.m., at City Hall with President Michael Vertetis presiding.

Alderman Keith recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Absent: None.
Alderman Cross arrived at 7:05 P.M.

The Clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Nedwick, seconded by Alderman Harter, the reading of the minutes of the previous meeting was ordered dispensed with and the minutes received and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Meyer, the reading of the City Treasurer's Report as of January 31, 2002 was ordered dispensed with and the report received and placed on file. Carried.

On motion of Alderman Cross, seconded by Alderman Shook, a thank you from representatives of the Falun Dafa Movement for March 2002 Proclamation issued by the Common Council was ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Wurster, seconded by Alderman Cross, the following committee reports were ordered received and placed on record:

"The Legal Committee meeting for March was held on Wednesday, March 27th at 6:30 P.M. Present were Chairman Donahue, Council President Vertetis and Committee members Cross, Meyer and Thompson and City Attorney Connor.

"Alderman Cross stated that the procedure for determining the weighted vote in the various wards in the city was last changed in the 1970's. The recent census taken in the city does not take into consideration boundaries of wards when taking the census. Breakdown and graphs were provided to committee members to take home and study and to be discussed at the April meeting.

"Attorney Pat Grattan and City Treasurer Kevin Walsh gave the committee a report on tax delinquent properties, 29 or 30 properties will be subject to foreclosure and provided suggestions on procedures that would be the most advantageous to the city in the sale of those properties.

"Proposals for those sales will be brought to the April meeting from the sub-committee working on tax foreclosures of properties.

"The committee went into Executive session at 7:05 to discuss a matter of litigation and came out of Executive session and adjourned at 7:25 P.M.

"The next Legal Committee meeting will be held on Wednesday, April 24th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"On the 5th day of April, 2002, a special meeting of the Finance Committee was held at City Hall. All committee members were present.

"Old Business:

"HDC by-law changes related to election/appointment of directors. Modified proposed amendments and forwarded resolution to the council.

"New Business:

"Designating bank for next two years. Resolution forwarded to the council.

"Error in Amerada Hess's assessment for their property at the corner of Green and State Streets. Resolution forwarded to the Council."

Michael Vertetis
Chairman, Finance Committee

"On the 27th day of March 2002, a meeting of the finance committee was held at City Hall. In attendance Chairman Vertetis, Aldermen: Thompson, Meyer, Donahue and Cross.

"Old Business: None.

"New Business:

"Funding for IDA expenses - resolution approved unanimously and forwarded to the council.

"Upgrade of the City computer system and the need for all departments to be involved to come up with one system that allows for the sharing of information and works for everyone.

"Refinancing of fire truck, everyone agreed that now is the time to arrange for permanent financing."

Michael Vertetis
Chairman, Finance Committee

"On the 1st day of April, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen: Shook, Harter, President Vertetis, Wurster, Director Tracy, Commissioner Reina and Mayor Scalera. "Pending/Old Business:

"Youth: Oakdale Park Project, Fishing Derby, Beach House, Safe Places - Summer in the City, Youth Advisor Board. Aging: no old business.

"New Business Discussed:

"Youth: Mentoring Program, Summer Basketball League, Roller Hockey, Easter Parade, Skating Party. Aging: no new business. Hudson Little League baseball field $14,000 from HCDPA."

"A meeting of the DPW was held on 4/1/2002 at City Hall. Present: Chairman Shook, Aldermen - Wurster, Harter, Cross, President Vertetis, Commissioner Folz, Supt. Butterworth and John Byron from Stearns & Wheler.

"Topic Discussed: Preliminary plans for the City's new water plant. The preliminary design for the plant has been completed and submitted to the state for review. The cost of the plant will be $9.8 million. We plan to have a public hearing to explain and show what the plant will look like when completed. Mr. Byron explained how the plant would operate and what the function of it will be.

"Next DPW meeting will be held on May 6, 2002 at City Hall at 7:15 P.M.

"Meeting adjourned at 8:00 PM."

Respectfully submitted

Lyle Shook, Chairman

"A meeting of the Fire Committee was held on March 25, 2002 at 6:30 PM at City Hall.

"Members present: Chairman Shook, Aldermen Donahue, Nedwick, Council President Vertetis, and Chief Colwell. Absent: Alderman O'Brien.

"Pending/Old Business Discussed:

"Chief Colwell updated the committee about the locked key boxes. He said that he had about 30 inquiries about the locked boxes. He was going to talk to the paper to try to get the phone numbers in the paper to call about the boxes.

"New Business Discussed:

"The house on the corner of 5th and State Streets was discussed about being unsafe. Especially the front porch of the building. Mayor Scalera said that it was to be take care of either by the owner or by the City.

"Meeting was adjourned at 6:50 PM.

"Next Fire Committee is scheduled for 4/29/2002."

Respectfully yours

Lyle Shook,Chairman

"The Police Committee meeting for March was held on Monday, March 25th at 7:15 PM. Present were Chairman Donahue, Council President Vertetis and Committee members Nedwick and Shook and Police Comm. Graziano and Police Chief Richardson and Sergeant Birk.

"Commissioner Graziano informed the committee of several new programs the Police Department will be undertaking in its effort to fight crime in the City. One will be a new bike patrol which will put two officers on the street on each shift including the night shift when possible. Also two cameras will be placed in the high crime area of the city to monitor criminal activity in those areas. The

Police Department dispatcher on duty will monitor the cameras at the Police Station. Due to a cost factor the cameras will not be able to be moved from block to block. A member of the public in attendance suggested that additional camera shells be installed in different areas so that the criminal element would not know which were the real cameras. Chief Richardson stated he believed this idea could certainly be implemented at little cost to the City. Catskill has a camera system in place and it has been very successful. These programs will be funded by grants received by the Police Department.

"Also a number of Neighborhood Watch groups are being formed and Mayor Scalera stated that HCDPA could provide funding for tools to support those Neighborhood Watch groups.

"The meeting adjourned at 7:35 PM.

"The next Police Committee meeting will be held on Monday, April 29th at 7:15 PM."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

Resolutions.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, APRIL 16, 2002

RESOLVED, that the following be and hereby are appointed Commissioners of Deeds in and for the City of Hudson, County of Columbia, for the years ending April 30, 2004:

Sheila J. McCagg 6778 Route 9 Hudson, New York 12534 (560 Warren Street)
Ann E. Mickle 21 Donnely Road Craryville, NY (560 Warren Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, APRIL 16, 2002

WHEREAS, the City of Hudson has submitted a request for a grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code, for a project described as the purchase of two (2), under thirty-feet buses and related equipment; and

WHEREAS, the City of Hudson and the State of New York have entered into an agreement which authorizes the undertaking of the Project and payment of the Federal and State shares for the project;

WHEREAS, the Two (2) Trolley Buses have been delivered according to this agreement, therefore obligating the City of Hudson to pay for the purchase;

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer be authorized to increase the following estimated revenues:

A4594 - Federal Aid Buses, in the amount of $244,633.00
A3594 - State Aide Buses, in the amount of $30,580.00
A599 - Appropriated Fund Balance, in the amount of $30,579.00

BE IT FURTHER RESOLVED, that the City Treasurer be authorized to increase Appropriations Account A5630.2 - Bus Operations - Equipment, in the amount of $305,792.00.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, APRIL 16, 2002

WHEREAS, it is necessary for the City of Hudson to maintain its funds in bank accounts; and

WHEREAS, the City Clerk was authorized and directed, pursuant to Section 12-27 of the City Charter, to advertise for sealed proposals from the banking houses in the City of Hudson to act as depository for the public monies of said City; and

WHEREAS, such bids were duly advertised in the official newspaper of the City for sealed proposals from the banking houses in the City of Hudson to act as depository of the public monies of the City for the term of two years beginning May 1, 2002 to April 30, 2004; and

WHEREAS, the Common Council accepts the offer of the Fleet Bank of New York, which it deems most advantageous to the City;

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council hereby appoints Fleet Bank of New York as official depository of the monies of the City of Hudson; and be it further

RESOLVED, that the designation by the Common Council of the depository for the City of Hudson monies is subject to cancellation of such designation upon the giving of thirty (30) days written notice by either the depository or the City of Hudson, as provided by Section C12-27 of the City of Hudson Charter; and be it further

RESOLVED, that said Fleet Bank of New York is appointed depository for a period of two years, beginning May 1, 2002 to April 30, 2004; and be it further

RESOLVED, that the computer services to be compensated by Fleet Bank of New York shall be provided by K.A.E. Data Services, Inc.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, APRIL 16, 2002

WHEREAS, Amerada Hess Corporation ("Hess") is the owner of parcels within the City of Hudson designated by tax map numbers 110.53-2-24 and 110.53-2-25; and

WHEREAS, Hess on or about July 10, 2001, commenced a proceeding under Article 7 of the Real Property Tax Law captioned *Amerada Hess Corp v. The Assessor of the City of Hudson*, Index No. 4326-01, seeking an order reducing the 2001 assessment on parcel 110.53-2-24 from $360,000 to $234,000; and

WHEREAS, the City Assessor believes that the Article 7 petition of Hess has merit for the tax year 2001 because of errors in calculations made by the appraising firm retained by the City to perform the City-wide reevaluations in the summer of 2000; and

WHEREAS, the City has agreed with Hess to settlement of the Article 7 petition under terms which are reflected in the Stipulation of Settlement attached to this resolution; and

WHEREAS, the proposed settlement is for the assessed value of the Hess property prior to Hess's improvement of the property by the construction of a convenience store; and

WHEREAS, the City will be free to increase the assessed value of the Hess property to reflect any increase in its value as a result of the construction of the convenience store;

NOW, THEREFORE, be it

RESOLVED, that the settlement of the action captioned *Amerada Hess Corp. V. The Assessor of the City of Hudson*, under the terms reflected in the Stipulation of Settlement is hereby approved.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, APRIL 16, 2002

WHEREAS, the City of Hudson Industrial Development Agency is in need of funding for such expenses as Administrative Costs, Legal and Auditing Expenses;

NOW, THEREFORE, BE IT

RESOLVED, that the City Treasurer be and is hereby authorized and directed to make the following 2002 Budget Amendment.

$10,000 From Unappropriated Fund Balance
To A6460.0 IDA Expense $10,000

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Donahue, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, APRIL 16, 2002

WHEREAS, modified amendments have been proposed to the by-laws of the Hudson Development Corporation as to the procedure in which members of the Board of Directors of the corporation are to be elected; and

WHEREAS, the aforesaid amendments to the by-laws will help Hudson Development Corporation to assist the City in the betterment of the City.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council recommends that the Hudson Development Corporation adopt and enact the proposed amendments as to the election of the Board of Directors of the Hudson Development Corporation.

Ayes: President Vertetis, Aldermen Cross, Donahue, Meyer, Shook and Thompson. (Total Weighted Vote: 1,042)
Nays: Aldermen Harter, Keith, Nedwick, O'Brien and Wurster. (Total Weighted Vote: 982)

Alderman Harter, requested that Mr. Ned Depew be granted the privilege of floor, to present his plan for restructuring the Hudson Development Corporation. She stated that Mr. Depew was a resident of the Third Ward which she

represented, and requested that he be given an opportunity to make a statement. She stated there should be more than one option for restructuring to be reviewed by the HDC and not an ultimatum.

President Vertetis stated that it would make a bad precedence to allow someone to speak because of their absence at previous meetings when the topics were discussed at length.

Local Law.

On motion of Alderman Meyer, seconded by Alderman Donahue, the following local law introduced by Alderman Cross, seconded by Alderman Nedwick was ordered removed from the aldermen's desks and was adopted by the following vote:

Local Law Introductory No. 2, 2002

A LOCAL LAW SUPERSEDING
GENERAL CITY LAW SECTION 23(2)(b)
PURSUANT TO MUNICIPAL HOME RULE LAW SECTION 10

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Pursuant to Municipal Home Rule Section 10, the City of Hudson hereby elects to supersede each and every provision of General City Law Section 23, para. 2(b) as it pertains to the sale or lease of city-owned real estate.

The City hereby enacts Chapter 91 of the Hudson City Code.

Chapter 91, Section 92.1 - Sale of Real Estate:

No sale or lease of city real estate or of any franchise belonging to or under the control of the city shall be made or authorized except by a vote of three-fourths of the weighted vote of members of the Common Council. In the sale or lease of city real estate, property may be sold at public auction or at private sale. Public auction shall be to the highest bidder, under proper regulations as to the giving of security, and after public notice shall be published at least once each week for three weeks in the official newspaper. Private sale shall be under such terms as are fair and equitable, but any sale of city property at private sale shall be for the fair market value of the property and advanced public notice shall be posted.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Bills.

On motion of Alderman O'Brien, seconded by Alderman Keith the following bills were audited and ordered paid by the following vote:

AT & T	10.82	AAA Pest Control	130.00
Beachler Enterprise Inc.	120.00	Business Automation Svcs	1,170.00
C.W. Bostwick Inc.	26,726.34	City Clerk's Office	35.72
Col. Co. Assessors Assoc.	25.00	Col-Greene Humane Society	835.00
Fleet Business Svcs	1,694.96	Robert Graziano	385.00
Hudson Boys & Girls Club	5,000.00	Johnny's Ideal Ptg	350.50
Jonathan's	56.00	KD Office Works	243.19
Mabey's	70.00	Mid Hudson Cable	71.74
Quality Trophies	250.00	Register Star	1,472.50
Sentry Business Products	342.30	Standard Register	624.36
Steiners	6.50	Alice Turco	45.00
West Group	28.00		

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

Alderman Donahue stated that Mr. Depew's presentation regarding the restructuring of HDC was mailed to the aldermen and "was almost identical to the agreement that HDC had been working under for the last number of years, and we all know that wasn't very successful".

President Vertetis stated that the Common Council received an invitation from J.W. Hoysradt Hose Co. #8 regarding inspection day activities.

Alderman Meyer reminded those in attendance that a Public Hearing and Special Meeting would be held on April 17, 2002 regarding the Comprehensive Plan.

Daniel Goodwin stated that after his research he had found that the simultaneous holding of the offices of the Common Council President and also Chairman of the City Planning Commission by Mr. Vertetis, "may be in direct violation of Article II Section C2-3 of the Hudson City Charter". He spoke about incompatibility of holding two offices and also gave examples of possible conflict of interests. He suggested that the Council formally request an opinion from the New York State Attorney General's Office.

President Vertetis stated when he assumed the positions of Council President and Chairman of the Planning Commission he did receive a legal opinion. He stated that the General City Law reads that "no more than 1/3 of the planning commission can be made up of elected officials".

Legal Advisor John Connor Jr., stated that he had given President Vertetis the opinion and said the state law would supersede the City Charter and he would be entitled to hold both positions.

Ned Depew stated that if the Planning Commission had made a ruling that hurt someone in some way the injured party may be able to raise the issue of the dual office holding and it may then be a liability issue for the City. He stated the City should request a decision from the Attorney General's office regarding Mr. Vertetis holding the two offices.

Alderman O'Brien questioned any possible consequences, regarding votes made by Mr. Vertetis, if a decision was later made that there was a conflict in holding the two offices.

Legal Advisor Connor stated that under Article 78 Proceedings challenges have to be made within thirty days.

President Vertetis stated "I have no objections to looking into this further, which we will do".

Jack Harrel, of Hudson, stated that the possible sale of C.H. Evans Hook & Ladder firehouse was only 1/6 of an idea. He stated that there were five other firehouses that were assets to the community. He suggested "that a committee be formed to come up with short term and long term plan for the disposition of those firehouses". In a second matter he said he understood that a going industry in the city, approximately 3-9 months ago, offered $200-250 thousand dollars to the bond holders of the Wittcom building. He said that the "rug was pulled out from under them" and that the firm was no longer allowed to pursue in purchasing the building. He stated that at a recent meeting, Mayor Scalera had stated that the Wittcom bonds were bought at 10-20 cents on the dollar, which amounted to approximately $100 thousand dollars. He said he understood that the price of the Wittcom building was now $300 thousand dollars and that the taxpayers would be paying $50 - $100 thousand dollars more for the building when it could had been possible for someone else to buy the building with cash, been put on the tax rolls and provided more employment. He stated he would like to attend the next Finance Committee Meeting to further discuss what he knows about the Wittcom matter.

President Vertetis stated that the sale to the bond holders was a "private sale". He said that the purchase price of the bonds had not been stated publicly.

Alderman Keith stated he had concerns regarding the market value of the Wittcom Building and also if the City was paying more than the market value.

Mayor Scalera stated that one year ago the property was appraised at $425,000 and the City Assessor had recently appraised the building for $411,000. He stated the City was purchasing the building for $310,000.

The Wittcom Building appraisal, the Mortgage on the Building and the price paid by the previous Bond Holders and new bond holders was discussed at length.

President Vertetis stated the City was working with assessed and appraised values which were fair and equitable numbers. He said you could go with the high or low end on the spectrum but private enterprise was meant to make money and if the bond holders only paid $200,000 and selling for $300,000 that was their prerogative.

Jack Harrel stated he was in favor of Neil Evans purchasing the C.H. Evans Hook and Ladder Firehouse. He stated however, the assessment on that building "was at least two years old".

Mayor Scalera stated that at the request of Alderman Nedwick he had requested a new appraisal of the CH Evans building.

Alderman Keith stated that the CH Building could be sold for more than $223,000. He said: "that firehouse is the best looking, more in tact firehouse, in the City". He stated he was not against firehouse consolidation if that was what the firemen wanted.

Carmine Pierro stated that the CH Evans Firehouse had been appraised for $223,000 and that was 39 to 50 thousand dollars more than any other firehouse in the City.

President Vertetis stated that they were working on Deed Restrictions if the firehouse was sold, to insure that the facade stays the same.

Carmine Pierro stated they need to take action with regard to moving the firetruck. He stated that the firemen's home had agreed to house the firetruck until May 1st.

Ned Depew, referred to Resolution No. 6. He stated he believed that the HDC Board would reject the restructuring proposal. He stated that the resolution passed would not change things at HDC "but only changed the players at the top". He stated that the restructuring proposal would not make the HDC any more democratic, any more responsible or accountable except to the Mayor. He stated

that the restructuring proposal he had written and mailed to the Aldermen, "relies on a publicly elected Board or that a majority representation on the Board is done by direct election of the membership of the HDC". He asked that the Aldermen consider his proposal or one similar.

Daniel Goodwin questioned if the proposal for firehouse consolidation would be considered by both the Council and also the Planning Commission.

President Vertetis stated he did not believe the issue would go before both boards.

Jack Harrel stated he agreed with the Mayor that something needed to be done with HDC "to get responsibility". He stated the question was on how to accomplish the change. He stated it was a dirty trick that the HDC Board had raised its membership dues to $150. which had wiped out public membership.

Ellen Thurston, Allen Street, stated she had thought the words accountability and control of the HDC were being mixed up. She stated that HDC was a private organization and there was a need to find ways for the HDC to report in a public forum to the Common Council. She stated that the Mayor's proposal "was more about control then it is about accountability".

Mayor Scalera stated it was not about control but he found it enlightening that he had inspired people to look at HDC. He said his proposal was a start and that HDC could change its bylaws at any time.

Alderman Keith questioned if HDC did not accept the restructuring proposal would the City then have the option of pulling its money out and ending the Columbia Hudson Partnership.

Mayor Scalera stated that it was not the end of the Columbia Hudson Partnership. He stated the city could freeze the money and then restructure the HDC Board. He stated the resolution passed made a suggestion to the HDC Board to restructure itself. He stated if HDC did not accept the proposal than the City would step in to restructure the Board.

Jack Harrel asked the Mayor what he thought about re-opening membership in the HDC to the public.

Mayor Scalera stated he personally "never liked it". He stated that when the membership was approximately 62 people, the staff of HDC had to literally call all the members to insure that a quorum would be present at a meeting. He stated that of the 20 or 25 members present at a meeting, they would hear for the very first time matters that the HDC directors had done over the course of the year and then were asked to vote on the Board of the Directors. He stated the public membership had only met once a year and basically had little or nothing to do with the work of the HDC.

Ned Depew stated that there seemed to be agreement that the HDC Board needed to be changed however, he stated there was disagreement "on how to fix it".

On motion of Alderman Nedwick, seconded by Alderman Cross, the meeting was adjourned.

Tracy Delaney
Clerk

April 17, 2002

PUBLIC HEARING HELD BY COMMON COUNCIL

A Public Hearing was held by the Common Council of the City of Hudson, New York on Wednesday, April 17, 2002 at 6:30 P.M. in the Common Council Chambers, City Hall.

Council Members in attendance: President Michael Vertetis, Aldermen Quintin Cross, Robert Donahue, Kathy Harter, Judy Meyer, Robert O'Brien, Lyle Shook, Edward Thompson and Peter Wurster.

President Vertetis called the hearing to order and announced the following Notice of the Public Hearing which was published in the city's official newspaper, the Register Star, on April 1 & 2, 2002:

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Common Council of the City of Hudson, New York, will hold a public hearing on Wednesday, April 17, 2002 at 6:30 P.M., in the Common Council Chambers, City Hall, 520 Warren Street, Hudson, to hear comments on the proposed Comprehensive Plan for the City of Hudson.

A complete text of the Comprehensive Plan is on file and may be reviewed at the City Clerk's Office, City Hall, and also at the Hudson Area Library, 360 State Street.

Michael Vertetis
President, Common Council

Publish: April 1 & 2, 2002

President Vertetis introduced Peter Fairweather from the Saratoga Associates.

Mr. Peter Fairweather stated that the idea for a comprehensive plan was to look at all aspects of the community that can affect quality of life. He said it was a plan that shared vision and a common set of goals which would shape public and private investments and initiatives. He stated that the Comprehensive Plan "was a long term guide for decision making". He said: "it is intended to answer the question what or who should our community be in the next generation". He then reviewed the process used in developing the Comprehensive Plan and stated the work on the plan took approximately two years and started with a community outreach program which included several neighborhood meetings. He said: "one of the things that makes Hudson valuable economically, are some of the same things that make it a good place to live". He said there was culture diversity, there was an impact urban fabric, and he said, "downtown in the neighborhood feel like an old pedestrian gentile place". He said the Plan had four main goals: protect the character and neighborhoods; strengthen Hudson's sense of community; promote economic and culture vitality; and give community the tools to implement and manage the plan. He then outlined in greater detail each of the four plan goals. Continuing, he said, "the plan means diversity, history and quality, that's really what Hudson is all about". He stated that the City may create a sequence of initiatives such as gateway enhancements, parks & recreation improvements and the Hudson Enterprise Center which would have training activities that are business related. He said: " the heart of the plan, let Hudson be, the best Hudson can be. This place is distinct in the Hudson Valley and should be treated as such".

Daniel Goodwin of Hudson, stated: "I am surprised. Initially in the beginning, I had a lot of doubts about where this was headed". He said: "I am pleased to see a lot more thought and effort in certain issues that were brought up during those neighborhood meetings". He said he was enlightened to see affordable housing initiatives, small scale manufacturing and business integration were all reviewed.

Kevin Walker, a member of the Core Committee, stated the Plan was "very comprehensive" and the time that Saratoga Associates, the volunteers and all members of the Committee groups spent working on the plan was reflected in the results. He said: "the only way we would have success with it, was to include everybody".

Mr. Fairweather thanked the group of approximately 100 to 200 people, who had "played a part" in developing the Plan.

Ellen Thurston of Hudson, referred to the protection of traditional character and improvement of pedestrian streets and stated that the picture representing the improvements "does not look like Hudson". She said the City Streets were made by the proprietors, and the uniqueness of Hudson should be preserved. Ms. Thurston said: "we have to be very careful and watch that we do not look like every other upstate city".

Mr. Fairweather stated that one of the first steps was to look at the design guidelines and "make sure that they reflect what Hudson is".

Mayor Richard Scalera stated that he personally would like to congratulate the Strategic Committee, the Core Committee for the enormous amount of time and energy that they had spent on the Comprehensive Plan. He applauded the efforts of Alderman Judy Meyer who had approached the Mayor's Office, prior to becoming Alderman, and had asked that a Comprehensive Plan be created. In conclusion, he said: "a job well done by Saratoga Associates".

There being no one else wishing to speak, President Vertetis closed the hearing at 7:00 P.M.

Tracy DeLaney

Clerk

April 17, 2002

A Special Meeting of the Common Council was held on Wednesday, April 17, 2002 at 7:15 P.M., at City Hall, 520 Warren Street with President Michael Vertetis presiding.

Alderman Meyer recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, O'Brien, Shook, Thompson and Wurster.
Absent: Aldermen Keith and Nedwick.

The clerk announced there was a quorum present as required by Section C12-13 of the City Charter.

On motion of Alderman Cross, seconded by Alderman O'Brien, the following Call of the Meeting was ordered received and placed on file:

April 1, 2002

Bonita J. Colwell
City Clerk
City Hall
Hudson, NY

Dear City Clerk:

As provided by Section C12-4 of the City Charter, I hereby call a Special Meeting of the Common Council to be held on Wednesday, April 17, 2002 at 7:15 P.M. at City Hall for the purpose of acting on Resolutions with regard to the adoption of a Comprehensive Plan for the City of Hudson.

(This meeting will follow the 6:30 P.M. Public Hearing)

Very truly yours

Michael Vertetis
President, Common Council

cc: Mayor
Legal Advisor
Register Star
Independent

Carried.

Resolutions.

On motion of Alderman Wurster, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, APRIL 17, 2002

WHEREAS, the City of Hudson Common Council had prepared a Comprehensive Plan pursuant to Section 28-a of the General City Law; and

WHEREAS, the development of the Comprehensive Master Plan is subject to the provisions of 6 NYCRR State Environmental Quality Review Act, Part 617; and

WHEREAS, on January 15, 2002 by resolution No. 3 the Common Council declared itself as lead agency for the purpose of conducting an environmental review of the proposed action; and

WHEREAS, the Common Council has prepared a Long Environmental Assessment Form and has taken a hard look at any potential adverse environmental impacts from the adoption of the Master Plan; and

WHEREAS, public comment has been heard on the Master Plan.

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson Common Council hereby declares that the enactment of the Master Plan will not have a substantial adverse environmental impact and hereby makes a negative declaration; and it is further

RESOLVED, that Michael Vertetis, President of the City Common Council, is hereby authorized to execute such forms as necessary to determine that a negative declaration has been made.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, APRIL 17, 2002

WHEREAS, the City of Hudson Common Council approved an agreement with The Saratoga Associates to prepare an update of the City's previous Comprehensive Plan (the Proposed Action); and,

WHEREAS, the development of the Plan is of the utmost importance to the City's future as it will provide direction for economic and housing opportunities; it will enable an update of the Zoning Map and Ordinances; it will enable the City to plan for capital expenses without major fluctuations to the City's tax base; and it will ensure that the City is adequately prepared for a positive future in the 21st Century; and,

WHEREAS, pursuant to Section 28-a of the General City Law, the City has the authority and responsibility to undertake and enact a city Comprehensive Master Plan; and

WHEREAS, the development of the Comprehensive Master Plan is subject to the provisions of 6 NYCRR, State Environmental Quality Review Act (SEQRA), part 617; and,

WHEREAS, by resolution number 3, the Common Council declared itself as Lead Agency for the purpose of conducting an environmental review of the Proposed Action and declared a Negative Declaration on January 15, 2002 in accordance with the SEQRA regulations; and,

WHEREAS, the Common Council has reviewed the Draft Comprehensive Plan and Environmental Assessment Form to determine if it is adequate with respect to scope and content for the purpose of adoption pursuant to NYCRR 617.9(a)(2); and,

WHEREAS, the Common Council solicited public comment regarding the Draft Comprehensive Master Plan on November 10, 2001 and November 28, 2001.

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson Common Council hereby determines the Comprehensive Master Plan and Environmental Assessment Form to be complete with respect to its scope and content for the purpose of adoption pursuant to NYCRR 617 and hereby adopts the Comprehensive Master Plan; and,

BE IT FURTHER RESOLVED, that the Common Council hereby directs its consultant to file and distribute the attached Environmental Assessment Form with the agencies and person listed thereon and the attached Environmental Notice Publication to the Environmental Notice Bulletin.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Alderman O'Brien, prior to voting "yes" on the resolution, stated he would like to thank Judy Meyer and other members of the Core Committee for the time that they spent developing the Plan. He said: "I think this Comprehensive Plan lays a foundation of agreement that we can build upon into the future."

Tracy DeHarey
Clerk

May 1, 2002

A Public Hearing on Proposed Local Law No. 2 of 2002, was held on Wednesday, May 1, 2002 at 4:00 P.M. in the Common Council Chambers, City Hall, 520 Warren Street, with Acting Mayor Michael Vertetis presiding.

Acting Mayor Vertetis stated that the hearing was being held to hear public comment on proposed Local Law No.2 of 2002 regarding the sale or lease of city property. He stated the Notice of the Hearing, was published in the City's Official newspaper on April 22 & 23, 2002.

Carole Osterink, of Hudson, asked if the proposed law would change an existing law, or did the law superscede a State Law, and also inquired about the motivation behind the law.

Acting Mayor Vertetis stated that there was no law on the City books at present. He stated that part of the reason for the creation of the law was the new tax foreclosure process. He stated the law would allow the city to sell foreclosed property through private sales, accept proposals from perspective buyers and also allow the City to attach stipulations to a sale.

Ms. Osterink asked if the public would have an opportunity to comment on proposals submitted.

Acting Mayor Vertetis stated that the Finance Committee would probably first handle the proposals and then make a recommendation to the full council. He stated the public would be allowed to comment on a proposal at the the Finance Committe meeting and also at the informal meeting. He stated the Council would decide what proposal would best fit the needs of the City.

Ellen Thurston, of Hudson, questioned a statement in the law which read a "Private sale shall be under such terms as are fair and equitable". She stated a sale may be fair and equitable to some but not to others. She stated all properties should be available to everyone.

Acting Mayor Vertetis reiterated that the public would be allowed to comment on proposals being considered. He also stated the Council would define what was fair and equitable.

Ms. Thurston stated that in the proposed law, private sales shall be for the fair market value of the property and an advanced public notice shall be posted. She questioned who would determine fair market value and stated that properties to be sold at auction at least require a public notice three weeks in advance. She said: "I object to this law".

With no further comments, Acting Mayor Vertetis declared the hearing closed at 4:10PM.

The proposed law follows:

Local Law Introductory No. 2, 2002

A LOCAL LAW SUPERSEDING
GENERAL CITY LAW SECTION 23(2)(b)
PURSUANT TO MUNICIPAL HOME RULE LAW SECTION 10

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Pursuant to Municipal Home Rule Section 10, the City of Hudson hereby elects to supersede each and every provision of General City Law Section 23, para. 2(b) as it pertains to the sale or lease of city-owned real estate.

The City hereby enacts Chapter 91 of the Hudson City Code.

Chapter 91, Section 92.1 - Sale of Real Estate:

> No sale or lease of city real estate or of any franchise belonging to or under the control of the city shall be made or authorized except by a vote of three-fourths of the weighted vote of members of the Common Council. In the sale or lease of city real estate, property may be sold at public auction or at private sale. Public auction shall be to the highest bidder, under proper regulations as to the giving of security, and after public notice shall be published at least once each week for three weeks in the official newspaper. Private sale shall be under such terms as are fair and equitable, but any sale of city property

at private sale shall be for the fair market value of the property and advanced public notice shall be posted.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

City Clerk

MAY 21, 2002

A Special Meeting of the Common Council was held on Tuesday, May 21, 2002 at 6:30 PM in the Common Council Chambers, City Hall, with President Michael Vertetis presiding.

Alderman Meyer recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon Roll Call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.
Excused: Aldermen Nedwick and Shook.

On motion of Alderman Wurster, seconded by Alderman Harter, the following Call of the Meeting was ordered received and placed on file:

May 14, 2002

Bonita J Colwell
City Clerk
City Hall
Hudson, New York

Dear City Clerk:

As provided by Section C12-4 of the City Charter, I hereby Call a Special Meeting of the Common Council to be held on Tuesday, May 21, 2002 at 6:30 PM at City Hall, for the purpose of considering appointments to the Hudson Development Corporation Board.

Very truly yours
Michael Vertetis
Common Council President

Carried.

On motion of Alderman Keith, seconded by Alderman Cross, an executive

session was held to discuss personal matters relating to the appointment of individuals to the HDC Board.

The regular session of the meeting resumed at 7:05PM. The President called for the Resolution.

On motion of Alderman Cross, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, MAY 21, 2002

RESOLVED, that the following person(s) are hereby appointed to serve of the Hudson Development Corporation Board of Directors, effective immediately:

Tom Froese	term expires 12/31/04
Michael Seider	12/31/03
David Petrovsky	12/31/02

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.

Nays: None.

On motion of Alderman Keith, seconded by Alderman O'Brien, the meeting was adjourned.

City Clerk

MAY 21, 2002

A **Regular Meeting** of the Common Council was held on Tuesday, **May 21,** 2002 at 7:10 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Upon **roll call**, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster .
Excused: Aldermen Nedwick and Shook.

On motion of Alderman Wurster, seconded by Alderman Meyer, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Keith, seconded by Alderman O'Brien, the reading of the City Treasurer's Reports for the months of February and March 2002, were ordered dispensed with and the reports received and placed on file. Carried.

On motion of Alderman Meyer, seconded by Alderman Keith, a communication from Perry Cooney regarding the installation of a handicap ramp at 319 Warren Street was ordered received and referred to the Public Works Committee. Carried.

On motion of Alderman Cross, seconded by Alderman Wurster, the 2000 Audit report as prepared by the firm of Pattison, Koskey and Rath and the Corrective Action Plan submitted by the Mayor were ordered received and placed on file. Carried.

On motion of Alderman Cross, seconded by Alderman Harter, a communication from the Hudson Waterfront Festival Committee regarding the July 5, 2002 event, was ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following committee reports were ordered received and placed on the record of the meeting:

"On the 24th day of April, 2002, a meeting of the Legal Committee was held at City Hall.

"In attendance Chairman Donahue, President Vertetis, Aldermen Meyer, Cross and Thompson.

"Old Business:

"1. Census, update weighted vote after adjusting overlapping wards.

"New Business:

"1. Update building permit fees. Investigate surrounding fee and raise ours.

"2. Approved transfer of easement from Dominion to Telergy when we receive proof of insurance and acknowledgment of various obligations. When proper paperwork is receive resolution will be passed on to Council. Unanimously approved by committee.

"3. Move forward with code updated all departments have submitted information. Forward to legal advisor.

"4. Start to develop design guideline so the Code enforcement officers will have some guideline to go by when they review and visit projects.

"The meeting adjourned at 7:00 PM. The next Legal Committee meeting will be held on Wednesday, May 29th at 6:30 PM."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"On the 24th day of April, 2002 a meeting of the Finance Committee was held at City Hall. In attendance Chairman Vertetis, Aldermen Cross, Meyer and Donahue.

"Old Business:

"Proposals for foreclosed properties will be discussed at a special meeting

of the finance committee, when they are finished.

"New Business:

"Carl Davino from the Code Enforcement Office requested additional funds for computer upgrade. At this time it was brought up again that all the departments should be tied together and we should bring in a consultant to study this issue."

"On the 6th day of May, 2002, a meeting of the Youth & Aging Committee was held. In attendance Chairman Cross, Aldermen Shook, Harter and Wurster and Executive Director Tracy. Excused President Vertetis, Youth Commissioner Reina, and Aging Commissioner Martin.

"New Business:

"Aging: Meeting to discuss senior citizens' hall and cruise night for seniors.

"Received monthly report from Commissioner of Youth Reina and Director Tracy."

"A meeting of the DPW Committee was held on 5-06-02 at 7:15 PM at City Hall.

"Members present: Chairman Shook, Aldermen Wurster, Cross and Harter, Supt Butterworth and Comm. Folz.

"Meeting was called to order at 7:15 PM.

"Old Business Discussed:

"City is still waiting for review for water treatment plant. We also still have to submit bonding. Chris Chale is working on the bonding resolution. Project cannot exceed 10 million dollars.

"New Business:

"Resolution authorizing the Mayor to apply to the State for a Brownfield grant for the Fosters Building on North 2nd Street. The money for the remediation would come in a split deal with the State picking up 75 percent and the City 25 percent. Roughly the city could pay up to 18,000 dollars of the cost. The City does not own the Fosters Building at this time.

"Leon Smith donated an art exhibit called High Tide that we once had located by the Courthouse. He would like to see it up again. Mr. Butterworth suggested that it could be put up by the hospital where the city owns a piece of land.

"Meeting was adjourned at 8:00 PM. Next scheduled DPW Meeting will be June 3rd at 7:15 PM at City Hall."

Respectfully submitted

Lyle Shook
Chairman

"A meeting of the Fire Committee was held on April 29th, 2002 at 6:30 PM at City Hall.

"Members present: Chairman Shook, Aldermen Donahue and O'Brien, President Vertetis, Comm. Yates and Chief Colwell. Absent: Aldermen Nedwick.

"Members of the fire companies No. 2's and No. 1's expressed their support of the firehouse consolidation. Firematically they feel that this is the best thing for the City. They expressed their support of the administration for moving ahead with the consolidation efforts. Chief Colwell and Comm. Yates were in agreement.

"At 6:55 PM committee went into executive session to discuss fire personnel. Committee came out of executive session at 7:10 PM.

"Meeting was adjourned at 7:15 PM. Next Fire Committee will be held on May 28th at 6:30 PM at City Hall."

Respectfully submitted

Lyle Shook
Chairman

"The Police Committee meeting for April took place on Monday, April 29th

at 7:15 PM. Present were Chairman Donahue, Council President Vertetis and Committee members O'Brien and Shook. Alderman Nedwick was absent. Chief Richardson and Comm. Graziano were present.

"The Police Committee authorized Chief Richardson and Comm. Graziano to submit an application for a grant that would finance the Cops In School program that would place an officer in uniform in the city's schools. The officer would spend 75% of his tours of duties in the schools. The grant would cover and pay for 75% of the costs of the program with the city paying the remaining 25%. This application was authorized with the assurance if the costs to the city were prohibitive the grant could be refused and returned without being implemented. The City will contact the other municipalities whose children attend the Hudson City Schools, Greenport, Claverack and Livingston and request they assume a percentage of the city's costs and their agreeing to participate in the program will determine whether the city will accept the grant or return it as too costly.

"Chief Richardson stated that the camera surveillance system will be implemented in the near future with prospective sites being toured to determine the location where the cameras will be placed.

"Chief Richardson and Comm. Graziano further stated that the bike patrol will also be implemented in the near future with Police Officers Pierro and Clarke chosen as the bike patrol officers.

"Chief Richardson, Comm. Graziano and Alderman Cross informed the committee that the Neighborhood Watch Program would kick off with a meeting at Washington Hose Fire House at 6 PM on Thursday May 2nd. Also they stated that Nextel phones were on order to assist the program.

"The meeting adjourned at 7:50 PM. The next Police Committee meeting will be held on Tuesday May 28th at 7:15 PM."

Respectfully submitted

Robert J. Donhaue, Sr.
Police Committee Chairman

"An Arts, Entertainment & Tourism Committee met on April 24, 2002.

Those in attendance were Aldermen O'Brien, Cross and Chairman Meyer. Absent were Aldermen Keith and Nedwick.

"1. Old Business

"A. Digital Towpath - The City of Hudson web page is now online at CityofHudson.org. A schedule of meetings, minutes of meetings, and a calendar of City events are among the features.

"B. Events -

"May 10 & 11 - Firemen's Inspection, Memorial Service and Parade

"May 25th - Firehouse Walk 12 noon to 5 PM is this year augmented by the Hudson Business Alliance Warren St. FARE, special events on both Sat & Sun, 25th & 26th.

"June 8th - Flag Day committee has received excellent response to call for floats, window displays, and sponsorship and event will be bigger and better than ever.

"July 5th - Waterfront Fest, few details available so far

"July 6th - Washington Hose sponsored Carnival

"C. Partners in Tourism - our new representative, Ellen Thurston, gave a brief report.

"D. The Comprehensive Plan has been adopted by the Common Council.

"E. Business Community Workshops were completed and have stimulated indirectly the formation of a Hudson Business Alliance which is focusing on business promotion in a variety of ways. They are considering expanding evening hours among other possibilities.

"F. 2003 Waterfront Jazz Fest - Quintin Cross reported that a committee has been formed and a first meeting will be held soon.

"2. New Business

"A. NYCOM (New York State Conference of Mayors) Main Street Meeting presents 'Creating the Future Downtown' May 20-22 at Westpoint, NY. The City may sponsor a member of this committee and a member of the Business Alliance."

Submitted by Judy Meyer

Resolutions.

On motion of Alderman Meyer, seconded by Alderman Keith, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, MAY 21, 2002

RESOLVED, that the Register Star be and hereby is designated the official newspaper of the City of Hudson commencing May 1, 2002 through April 30, 2003.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, MAY 21, 2002

WHEREAS, the City of Hudson and the County of Columbia have been reviewing the census figures for the wards of the City of Hudson as certain district boundaries established by the Census Bureau did not conform with the ward boundaries of the City, and

WHEREAS, the Fourth Ward population count containing the Firemen's Home had a "zero" count and in response to that count, and as outlined by the Census Bureau, the Mayor had sent a letter challenging the "zero" count, and

WHEREAS, the City has undertaken to place the counted population of the 2000 Census in the appropriate Wards of the City of Hudson,

NOW, THEREFORE, BE IT

RESOLVED, that the following is the City of Hudson's population by

ward, in accordance with the 2000 census:

Ward 1	883
Ward 2	1483
Ward 3	1957
Ward 4	829
Ward 5	2372
	7,524

and be it further

RESOLVED, that the above figures, along with the decision from the Census Bureau regarding the Fourth Ward challenge, be used for the purpose of calculation the voting strength of the members of the Common Council pursuant to Section C12-13 of the City Charter.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.
Nays: None.

On motion of Alderman Nedwick, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, MAY 21, 2002

WHEREAS, the City of Hudson and Columbia-Greene Humane Society entered into a contract wherein the Columbia-Greene Humane Society/SPCA was to provide dog shelter services for stray dogs in the City of Hudson between January 1, 2002 and December 31, 2002; and,

WHEREAS, the terms and conditions of the agreement have been amended following a meeting of government officials and the Humane Society.

NOW, THEREFORE, BE IT
RESOLVED, that the Mayor of the City of Hudson is hereby authorized to prepare and execute the amended contract amending the terms and conditions for the sheltering of stray dogs found within the City of Hudson through December 31, 2002.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, MAY 21, 2002

WHEREAS, artist Leon Smith has donated his sculpture known as "High Tide" to the City of Hudson and has requested permission to display the sculpture on public land on the City of Hudson; and

WHEREAS, the City of Hudson wishes to display this sculpture for the enjoyment of the public.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works of the City of Hudson is hereby directed to mount and display this sculpture in a public area owned by the City of Hudson for the benefit of the public.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, MAY 21, 2002

A RESOLUTION AUTHORIZING THE ITEMS LISTED BELOW PURSUANT TO THE CLEAN WATER/CLEAN AIR BOND ACT OF 1996

WHEREAS, the City of Hudson, herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, on a site once occupied by

Foster Refrigeration located at 119 North Second Street, as described in its application and attachments (herein called the "Project"), is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for environmental restoration projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith:

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is the representative authorized to act in behalf of the Municipality in all matters related to State assistance under ECL Article 56, Title 5. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance; and it is further

RESOLVED, that the Municipality agrees that it will fund its portion of the cost of the Project, not to exceed the sum of $18,000, and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation; and it is further

RESOLVED, that one (1) certified copy of this Resolution be prepared and sent to the Albany Office of the New York State Department of Environmental Conservation together with the Application for State Assistance; and it is further

RESOLVED, that this Resolution shall take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.

Nays: None.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, MAY 21, 2002

WHEREAS, by resolution dated March 16, 1999, the City of Hudson passed a resolution entering into an Easement Agreement with Telergy, Inc. for an easement for a period of 20 years across property of the City of Hudson; and

WHEREAS, the aforesaid agreement was thereafter executed on March 26, 1999; and,

WHEREAS, Telergy, Inc.'s interest in the aforesaid property has been assigned to Dominion Telecom, Inc. and Dominion Telecom is requesting that the easement be assigned to them and has submitted proof of insurance and all other elements necessary to assign the lease.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to execute an assignment agreement with Dominion Telecom, Inc. consenting the assignment of the easement of Telergy, Inc. to Dominion.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.

Nays: None.

Bills.

On motion of Alderman Keith, seconded by Alderman Wurster, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	Animalkind	2,000.00
Cellular One	70.98	City Clerk's Office	132.65
City Treasurer's Office	3.60	John Connor, Jr.	2,930.87
Federal Express Corp	15.36	Fleet Business Services	72.72
Robert Graziano	385.00	Hudson Area Library	25,000.00
Hudson Photo Center	78.00	Patrick M. Grattan	2,553.20
Gail Ihlenburg	1,099.98	Johnny's Ideal Ptg	1,015.85
KD Office Works	866.31	Mabey's	70.00
Manfred Relc Inc.	685.00	Frank E. March, CEO	127.25

Mid Hudson Cable	69.95	NYS BOC, Capital Chapter	135.00
Niagara Mohawk Power	2,413.84	Pattison, Koskey & Rath	6,620.00
Phone Review	500.00	Postmaster	34.00
RPC Works	288.01	Rapport, Meyers etal	2,765.75
Register Star	136.70	Rosen's Uniforms	416.00
S & F Telecommunications	75.00	Richard Scalera, Mayor	75.00
Sentry Business Products	92.00	Kim Singletary	26.80
Sneering Monahan Provost	775.00	Staples Credit Plan	184.94
Verizon	337.13	Village Dodge Inc.	35.57
West Group	85.70	Wireless Solutions	246.85

Ayes: President Vertetis, Aldermen Cross, Harter, Keith, Meyer, O'Brien, Thompson and Wurster.

Nays: None.

New Business.

Alderman Wurster stated he had been recently nominated and had accepted the position of Majority Leader of the Common Council.

Carmine Pierro, Administrative Aide to the Mayor, reviewed the steps that had taken place regarding the recent list of assessments on certain properties. He stated that there was a state law that the City be reassessed every six years. He said that Cole, Layer, and Trumble was hired by the City in 1995 and that in the year 2000 they were hired again for another re-evaluation of the City. He said: "changes were made to these figures and as a consequence the City's equalization rate dropped down to 91.53%". He said the previous city assessor at that time had made changes to approximately 220 parcels in the areas of Warren Street, Union Street, Allen Street, E. Allen Street and Rossman Ave. He said the State advised Cole, Layer and Trumble that the figures were 6% to low for the City and "this is where a lot of the reassessments got triggered". He stated that in September 2001, former Assessor Gus Schneider reassessed properties in those areas and had transmitted those figures to the County system. He stated those figures were somehow lost between the two computer systems the county had been running at that time. He stated that on May 3, 2002 the new Assessor, Kim Singletary, sent out certified letters to the 220 property owners advising them of the changes in their assessments. He said many people were upset over the new figures. He stated he, the Mayor, the Assessor and Dick Frick from County Real

Property had discussions on what could be done. He stated the Mayor had suggested that the new assessments be put back down to the 2001 level and that would give the Assessor seven months to go over all the figures. He stated the Assessor said she would sit down with the property owners one on one, and assess the problem. He said the Assessor had already begun to meet with individual property owners.

City Assessor Kim Singletary stated that applications for grievance would be accepted up until 8:00 PM on Tuesday May 28, 2002. She said persons are requested to submit applications at least four days in advance for review and to have an opportunity to either come to a mutual understanding or prepare for submission to the Board of Assessment Review. She said she had already set up adjourn dates of June 11 and June 13, if they were needed after May 28.

Mr. Pierro stated there were four other towns in Columbia County going through the same situation as the City of Hudson. He stated that everything that had happened was dictated by New York State. He said that when the Assessor put a figure in her computer it was sent to the County and the State computers and they in turn put numbers on the property. He stated it was her job as assessor, to go out, get the information, plug it into the computer and then the State used a formula.

City Assessor Singletary stated that one of the job's of the assessor's office was to inform and educate people about the annual assessment program and the tax implications. She stated that she had heard complaints from property owners that they were assessed last year , 2001, and that they had received notices from Cole, Layer, and Trumble. However, she said since the City was in a six year cycle and a section or sections of the city had to be reassessed each year, some area had to be first on the list. She said: "somebody had to take a back to back hit". She said: "in reviewing the City and preparing for this annual reassessment program what was done was to look at the overall city and see where the highest market value increases were". She said "those were the neighborhoods that came on this first round of assessment". She said: "it was the area where the market increase was impacting the City and the equalization rate the greatest". She stated next year, it would be another section of the city.

President Vertetis questioned if the city's equalization rate would be compromised when adjustments are made on assessments.

Assessor Singletary said " no" because she would use market values based on comparable sales in that market. She said she used hard data to back her adjustments.

Alderman Meyer questioned how the State had determined that the City's 2001 Assessments figures were 6% under.

Assessor Singletary stated it was based on the record of sales reviewed by the State.

Alderman O'Brien inquired about other areas of the City to be looked out and reassessed and if the same area (Warren Street, Union Street, Allen Street, Rossman Ave) could be reassessed again next year.

Assessor Singletary said the City was a pie that had been cut up into six sections. She said the other five sections would go in order except in the case if something tremendous happened in that market and neighborhood again.

Alderman Donahue questioned the fairness of the reassessment in the Third Ward . He said a property assessed for 75,000 in 1995 and 2000 was all of a sudden raised to 100,000 when no improvements had been made to the property but raised because another house on the street was sold for $200,000. In response to a statement made by Alderman Keith that a property may not have been reassessed for a long period of time, he said the entire city had been reassessed twice since 1995.

Assessor Singletary said: "even though those assessments were done and there were value changes made, in a lot of instances they (the figures) went back to where they were".

Mr. Pierro stated that in January 2001 everyone received a notice from Cole, Layer and Trumble regarding their reassessment and then people went in to City Hall and grieved them. He said the former Assessor, Gus Schneider, adjusted many of those assessments down. He said: "if those figures were left alone, we would not have this problem now". He stated the total reassessment was 10.4 million dollars added to the assessed value of the City. He stated that when it was time to do a budget, the city would have to raise approximately 3 million dollars through property taxes. He stated if that figure did not change, the tax rate would go down. He said, for an example, the tax rate may drop from 13.00 per thousand to 11.00 per thousand. He said the assessments may have

gone up but the tax rate should go down.

Alderman O'Brien, stated "the problem is that not everyone's assessments are going up equally at the same rate". He said:"if everyone's assessment went up at the same rate, guess what, it wouldn't matter, it would be a wash". He stated that some property owners assessments are doubling while others may only be going up 10 or 20 percent. He said: "those going up faster than the others, they are going to have to carry a larger share of the property taxes". He stated the City had adopted measures to relieve taxes for people on fixed incomes. He stated the City had raised the income level for senior citizens for a 50% reduction in their property taxes. He stated some of the concerns he had heard were that some property owners, who had revitalized their property were being penalized with higher taxes. He stated there was a law that the city could adopt that would give people incentives to improve their property without an increase in their assessment.

Alderman Meyer stated she believed the law for abatements was with regard to historic preservation.

President Vertetis, also Chairman of the City Planning Commission stated the Commission was working on design guidelines and historic preservation and the Housing Task Force was looking to maintain affordable housing in the City.

Ned DePew asked the Assessor if she was trying to raise the equalization rate "on the backs of these 200 or so, raised in assessments". He said if that was so it did not seem fair and asked why everyone's assessment could not be raised 6% to bring back the equalization rate.

Assessor Singletary stated that the 200 properties were the ones "which took it most out of whack". She stated that if you had properties that were under assessed and then added 6% to those correctly assessed "it would not be fair". She again reviewed the equity achieved through the annual assessment program.

Mr. Depew stated that those raised in the first round of the program "are going to be carrying the major part of the burden through the period until the next full assessment".

Alderman Wurster stated that the former Assessor Mr. Kritzman, appeared before the council two years ago about the annual assessment program. He said in response to state mandates, the Council approved the long term assessment program.

Alderman Donahue asked the Assessor if she had the authority to take the assessments back to 2001 assessments to give her time to study the matter further.

Assessor stated she had been in contact with the State and that they would advise her about her authority to change those assessments back. She stated however, to do that would "perpetuate the problem".

Alderman Meyer thanked all those who had applied for a position on the HDC Board.

Alderman O'Brien stated there were still two more positions to be filled by the HDC Board.

Alderman Wurster questioned why the new Fire Department ladder truck was being stored outside at the Firemen's Home.

Mr. Pierro stated the acquisition of property for the fire truck was being finalized.

Alice Turco stated she had approached Mayor Scalera about forming a committee to refurbish the Promenade Hill Park and that anyone wishing to serve on that committee should contact her or Mayor Scalera.

On motion of Alderman Keith, seconded by Alderman Wurster, the meeting was adjourned.

Bonita Schweer
City Clerk

JUNE 18, 2002

A Regular Meeting of the Common Council was held on Tuesday, June 18, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Meyer recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster Excused: Alderman Cross.

On motion of Alderman Harter, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Wurster, seconded by Alderman Shook, the reading of the City Treasurer's Report as of April 30, 2002, was ordered dispensed with and the report received and placed on file. Carried.

On motion of Alderman Keith, seconded by Alderman Wurster, a Notification of Demolition and Asbestos Survey Reports for the Columbia County Jail on Union Street, was ordered received and placed on file.
Carried.

On motion of Alderman Keith, seconded by Alderman Wurster, EAF Materials for the New Water Treatment Facility Project, were ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Meyer, seconded by Alderman Shook, the following committee reports were ordered received and placed on the record of the meeting:

"On the 29th day of May, 2002 a meeting of the Legal Committee was held at City Hall. In attendance Chairman Donahue, Council President Vertetis, Aldermen Meyer, Cross, Thompson, Nedwick and Legal Advisor Connor.

"Old Business:

"Status of Code update and review should have some results over the next couple of months.

"Building permit fees. Will ask Bonnie to check with other municipalities to see if our fees should be updated.

"Review draft of criteria and terms for sale of foreclosed properties. Should have more specific proposal for each property by next meeting.

"New Business:

"They youth and aging committee requested some legal assistance with regards to filling a vacancy created by Richard Tracey's pending retirement. Whether and how to make the position civil service or an appointed position.

"Discussion about new local law just passed to allow the City to sell property at private sale."

Respectfully submitted

Robert J. Donahue, Sr.
Chairman, Legal Committee

"On the 29th day of May, 2002 a meeting of the Finance Committee was held at City Hall. In attendance Chairman Vertetis, Aldermen Meyer, Cross, Donahue and Thompson.

"Old Business:

"New Business:

"All City departments will have to turn in an inventory of all their assets prior to the end of the year.

"What were the results of grievance day and how was the overall equalization rate affected.

"Discussed loan application and short and long term loan from EFC for the new water treatment plant. Expect to borrow 7.8 million dollars and use a 2 million dollar grant to pay for project. Total cost of project will not and cannot exceed 10 million dollars.

"Discussion about feasibility of using the City's back up water supply for some sort of commercial venture.

"Resolutions:

"1. Approving going forward with spending up to 9.9 million dollars on new water treatment plant.

"2. Approving application for 7.8 million dollar loan.

"Public works committee will forward resolutions accepting environmental assessment form and related SEQRA information."

"A Fire Committee meeting was held on 5-28-02 at 6:30 P.M. at City Court, 429 Warren Street, Hudson New York.

"Present: Chairman Shook, Aldermen Donahue, O'Brien, Common Council Pres. Vertetis, and Comm. Yates. Absent: Nedwick.

"Pending Old Business Discussed:

"1. Firehouse consolidation is still waiting for closings of buildings to go through. We are trying to get the attorneys together, for details.

"2. Inspection Day Parade was a success. Everyone did a great job.

"3. Also Firehouse Walk went well. Seemed to be a good turn out.

"New Business Discussed:

"1. Commissioner Yates told us how Athens are also consolidating.

"2. Our junior fire program is doing well. We hope to keep most of them when they are old enough to join.

"3. Commissioner Yates also told the committee that they now have an excellent computer program for keeping track of their equipment, everything is on computer.

"Meeting adjourned at 7:10 PM. Next scheduled Fire Committee meeting will be held 6-24-02 at City Hall."

Respectfully submitted

Lyle Shook
Chairman, Fire Committee

"The Police Committee meeting for May was held on Tuesday, May 28th at 7:15 PM. Present were Chairman Donahue, Council President Vertetis, Committee members O'Brien and Shook, Chief Richardson, Comm. Graziano. Alderman Nedwick was absent.

"Chief Richardson stated that the Cops In Schools grant application has been submitted. That the surveillance cameras to be installed on city streets in high crime areas will be purchased in the near future. That an application for a 2002 Local Law Enforcement Block grant to be used to purchase equipment has been submitted. That a full inventory of Police Department equipment is taken every year.

"Chief Richardson and Comm. Graziano requested the committee send to the full council a resolution to sell a 1998 patrol car to the Greenport Police Department for the sum of $2500. This request was passed unanimously.

"Alderman Shook requested that the Police Department address a problem of vehicles without license plates parked on lots on the city streets and alleys. Chief Richardson stated he would have Sergeant Shetsky address the situation.

"Alderman Cross requested Chief Richardson have his officers on patrol in the area of Bliss Towers park their vehicle and patrol the parking lot at that facility on foot. Chief Richardson stated he would put out an order to that effect.

"The meeting adjourned at 8 PM. The next Police Committee meeting will be held on Monday, June 24th at 7:15 PM."

Respectfully submitted

Robert J. Donahue, Sr.
Chairman, Police Committee

"On the 3rd day of June, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen Shook, Wurster, President Vertetis, Commissioner Reina, Director Tracy, Supervisor Bednar, Alderwoman Harter. Excused Commissioner Martin.

"Old Business:

"Oakdale Park Project: The Bleachers have been completed with the exception of the seating. The walkway work has not yet begun and we are awaiting the permits from December. All the playground equipment has been ordered.

"Oakdale Beach: The beach opened on Friday, May 24th for the season. The beach will operated on a part time basis on Monday-Friday from 1 pm to 5 pm and weekends from 12 noon to 5 pm.

"Skating Party: A roller skating party was held on Friday, May 24th from 2 to 4 pm at the Oakdale Rink. The program was co-sponsored with the Hudson Police Benevolent Association and COARC Rec. Program. Approximately 125 youth participated.

"Playgrounds: The summer program agenda is attached. Changes to note - all sites will be closed on rainy days and children must complete kindergarten in order to attend without supervision.

"Charles Williams Field: The field has been prepared and is suitable for play. The infield was rototilled by DPW and later raked, lines have been placed down.

"Beach House/Beach: The new electrical service has been installed and all has been removed from the storage closet. This will allow for the renovations to divide the men's dressing room to be completed for the 2003 season.

"A new load of beach sand was delivered and the beach rototilled by the DPW providing an especially soft and fluffy beach.

"New Business:

"Activities Bulletin: The newly published activities are out and are being distributed.

"Operation Safe Ride: The program in conjunction with the Hudson DPW provides free access to the city bus service for 6 to 10 year olds. Applications are at the Youth Department Office.

"Recreation Training Workshop: The 2002 Summer Recreation Training will be held on Thursday, June 27th from 9 to 12:30 at the Columbia-Greene Community College. All youth staff from our agency will attend.

"Skateboard Park Project: A meeting was held with representatives from Skate Wave. The plan for a skate park for the Oakdale area. Plans will be continued through the year and the mayor is looking at next year for the construction of such.

"A DPW meeting was held on 6-3-02 at City Hall at 520 Warren Street Hudson, New York. Meeting was called to order at 7:15 PM.

"Members present: Chairman Shook, Aldermen Cross, Donahue, Wurster, Harter, Common Council Pres. Vertetis, and Supt. Butterworth.

"Pending Old Business Discussed:

"Mr. Butterworth stated that the state has approved the preliminary design for the new water treatment plant. He also stated that we could start the final plan.

"New Business:

"Resolution authorizing the Mayor to purchase a 1.6 parcel of land directly south of the Waterfront for a $1.00 for future development. Committee was all in agreement.

"Jack Harrell discussed at length again about the rock quarry reading a letter that dated back to 1969. Committee felt that the area was too dangerous for his planned projects.

"Meeting adjourned at 8:10 PM. Next scheduled DPW meeting will be held on July 1, 2002 at City Hall at 7:15 PM."

Respectfully submitted

Lyle Shook
Chairman, DPW Committee

Resolutions.

On motion of Alderman Donahue, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, JUNE 18, 2002

RESOLVED, that the City Police Department be and is hereby authorized to sell a 1998 Ford (Crown Victoria, 4dsn, bearing Vin #2FAFP71W6XX164033) to the Greenport Police Department for the total sum of two thousand five hundred dollars. A fee which is deemed to be equitable and fair for the condition of the car.

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

Prior to voting on the Resolution, Alderman Harter questioned why the car was being sold and said: "why can't we still use it".

Alderman Donahue stated the Police Department had bought a new vehicle.

On motion of Alderman Cross, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, JUNE 18, 2002

BE IT FURTHER RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following transfer for the fiscal year 2002.

General

$170	from:	A3020.2	City Electrician - Equipment
	to:	A3020.1	City Electrician - Personal Service
$1,000	from:	A5110.1	Street Maint. - Personal Services
	to:	A5110.43	Street Maint. - Buildings

Water

$200 from: F8310.42 Water Administration - Travel
F8310.41 Water Administration - Printing & Advertising

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman O'Brien, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, JUNE 18, 2002

WHEREAS, the City of Hudson's waterfront park (hereafter described as "waterfront park") is in need of additional property to complete the park development plans proposed the Hudson Development Corporation (hereafter described as "HDC"); and

WHEREAS, the property known as #3095, Ward #1, South Front Street, Hudson, NY, tax map number 16.2, further described in "Schedule 'A'" of the contract of sale attached hereto (hereafter described as "Lockwood property"), adjoins the waterfront park and would be suitable for development consistent with HDC's plans for the future development of the waterfront park; and

WHEREAS, the Lockwood property is currently owned by Lockwood Brothers, Inc., a Virginia Corporation successors in interest to Lockwood Properties, Inc., a New York Corporation; and

WHEREAS, Lockwood Brothers, Inc. is willing to sell the Lockwood property to the City of Hudson for one dollar ($1.00) pursuant to the terms of the attached contract of sale; and

WHEREAS, the HDC's waterfront advisory committee has recommended that the City of Hudson purchase the Lockwood property pursuant to the terms of the attached contract of sale and the Mayor of the City of Hudson concurs with aforesaid recommendation;

BE IT RESOLVED THAT: The Mayor of Hudson, or his designee, is hereby authorized and directed to enter into the attached "Contract of Sale" with Lockwood Brothers, Inc., a Virginia Corporation successors in interest to Lockwood Properties, Inc., a New York Corporation for the purchase of the Lockwood property.

CONTRACT OF SALE

This CONTRACT OF SALE made as of , 2002, by and between

Lockwood Brothers, Inc., successor in interest to Lockwood Properties, Inc.,
Residing at PO Box 564, Hampton, Virginia, herein called the "Seller," and

The City of Hudson,
Residing in Columbia County, New York, herein called the "Purchaser."

The parties hereby agree as follows:

1. **Premises.** The Seller shall sell and convey and the Purchaser shall purchase the property, together with all buildings and improvements thereon (collectively called the "Premises"), known as Property #3095, Ward #1, South Front Street, Tax Map No. 109-11-1-16.2, described as set forth in Schedule "A" attached hereto.

2. **Purchase Price.** The purchase price is **$1.00** payable at the Closing.

3. **Governmental Violations and Orders.** The Seller shall comply with all notes or notices of violations of law or municipal ordinances, ordered or requirements noted or issued as of the date hereof by any governmental department having authority as to lands, housing, buildings, fire, health, environmental and labor conditions affecting the Premises. The Premises shall be conveyed free of them at the Closing. The Seller shall furnish the Purchaser with any authorizations necessary to make the searches that could disclose these matters.

4. **The Seller's Representations.**
(a) Seller represents and warrants to the Purchaser that:
(i) The Premises abut or have a right of access to a public road;

(ii) The Seller is the sole owner of the Premises and has the full right, power and authority to sell, convey and transfer the same in accordance with the terms of this contract;

(iii) The Seller is not a "foreign person," as that term is defined for purposes of the Foreign Investment in Real Property Tax Act, Internal Revenue Code ("IRC") Section 1445, as amended, and the regulations promulgated thereunder (collectively "FIRPTA");

(iv) The Premises are not affected by any exemptions or abatements of taxes; and

(v) The Seller has been known by no other name for the past ten (10) years.

(b) The Seller covenants and warrants that all the representations and warranties set forth in this contract shall be true and correct at the Closing.

5. **Condition of Property.**
(a) The Purchaser acknowledges and represents that it is fully aware of the physical condition and state of repair of the Premises based on the Purchaser's own inspection and investigation thereof, and that the Purchaser is entering into this contract based solely upon such inspection and investigation.

(b) The Purchaser and their authorized representatives shall have the right, at reasonable times upon reasonable notice (by telephone or otherwise) to the Seller, to inspect the Premises before the Closing.

6. **Insurable Title.** The Seller shall give and the Purchaser shall accept such title as any title insurance company licensed to do business in the State of New York shall be willing to approve and insure in accordance with its standard form of title policy approved by the New York State Insurance Department, subject only to the matters provided for in this contract.

7. **Closing, Deed and Title.**
(a) "Closing" means the settlement of the obligations of the Seller and the Purchaser to each other under this contract, including the payment of the purchase price to the Seller, and the delivery to the Purchaser of a warranty deed, in proper

statutory form for recording, duly executed and acknowledged, so as to convey to the Purchaser fee simple title to the Premises, free of all encumbrances, except as otherwise herein stated. The deed shall contain a covenant by the Seller as required by subdivision 5 of section 13 of the Lien Law. The deed of conveyance shall include the description as set forth in Schedule "A", or at the option of the Purchaser and his sole cost and expense, the Purchaser may elect to have the property surveyed by a New York State licensed land surveyor and the deed description shall be pursuant to said survey provided the survey is certified to the Seller.

(b) That the Seller and its successors in interest shall retain an easement granting Seller a right of way crossing the Premises to load barges at the slip located on the Premises.

8. **Closing Date and Place.** The Closing shall take place at City Hall, 520 Warren Street, Hudson, New York or as the parties may agree, on or about **June 15, 2002.**

9. **Conditions of Closing.** This contract and the Purchaser's obligation to purchase the Premises are also subject to and condition upon the fulfillment of the following conditions precedent:

(a) The accuracy, as of the date of the Closing, of the representations and warranties of the Seller made in this contract.

(b) The delivery by the Seller to the Purchaser of a duly execute Combined Real Estate Transfer Tax Return and Credit Line Mortgage Certificate (in form prescribed by law).

© The delivery of possession of the Premises vacant and free leases or tenancies.

(d) The delivery by the parties of any other affidavits required as a condition of recording the deed.

(e) The Purchaser will agree to pay for the appraisal required by the Internal Revenue Service.

10. **Deed Transfer and Recording Taxes.** At the Closing, certified or official bank checks payable to the order of the appropriate State, City or County officer in the amount of any applicable transfer and/or recording tax payable by reason of the delivery or recording of the deed, shall be delivered by the party required by law or by this contract to pay such transfer and/or recording tax, together with any required tax returns duly executed and sworn to, and such party shall cause any such checks and returns to be delivered to the appropriate officer promptly after the Closing. The obligation to pay an additional tax or deficiency and any interest or penalties thereon shall survive the Closing.

11. **Apportionments and Other Adjustments; Installment Assessments.**
(a) Taxes shall be apportioned as of midnight of the day before the Closing, on the basis of the fiscal period for which is assessed.

(b) If the Closing shall occur before a new tax rate is fixed, the apportionment of taxes shall be upon the basis of the tax rate for the immediately preceding fiscal period applied to the latest assessed valuation.

© If at the date of the Closing the Premises are affected by an assessment which is or may become payable in annual installments, and the first installment is then a lien, or has been paid, then for the purposes of this contract all the unpaid installments shall be considered due and shall be paid by the Seller at or prior to the Closing.

(d) Any error or omissions in computing apportionments or other adjustments at the Closing shall be corrected within a reasonable time following the Closing. This subparagraph shall survive the Closing.

12. **Title Examination; Seller's Inability to Convey; Limitations of Liability.**
(a) The Purchaser shall order an examination of the title in respect of the Premises, including municipal and building department searches, from a title company licensed or authorized to issue title insurance by the New York State Insurance Department or any agent for such title company promptly after the execution of this contract. The Purchaser shall cause a copy of the title report and of any additions thereto to be delivered to the Seller promptly after receipt thereof.

(b) (I) If at the date of the Closing the seller is unable to cause the transfer of title to the Purchaser in accordance with this contract, or the Purchaser has other valid grounds for refusing to close, whether by reason of liens, encumbrances or other objections to title or otherwise (herein collectively called "Defects"), other than those subject to which the Purchaser are obligated to accept title hereunder or which the Purchaser may have waived, and if the Purchaser shall be unwilling to waive the same and to close title without abatement of the purchase price, then, except as hereinafter set forth, the Seller shall have the right at the Seller's sole election, either to take such action as seller may deem advisable to remove, remedy, discharge or comply with such defects, the Seller shall be entitled from time to time, upon Notice to the Purchaser, to adjourn the date for the Closing hereunder for a period or periods not exceeding thirty (30) days int he aggregate, and the date for the Closing shall be adjourned to a date specified by the Seller not beyond such period. If for any reason whatsoever, the seller shall not have succeeded in removing, remedying or complying with such Defects at the expiration of such adjournment(s), and if the Purchaser shall still be unwilling to waive the same and to close title without abatement of the purchase price, then either party may cancel this contract by Notice to the other given ten (10) days after such adjourned date;

(ii) notwithstanding the foregoing, any existing mortgage and any matter created by the Seller after the date hereof shall be released, discharged or otherwise cured by the Seller at or prior to the Closing.

© If this contract is canceled pursuant to its terms, other than as a result of the Purchaser's default, this contract shall terminate and come to an end, and neither party shall be released, discharged or otherwise cured by the Seller at or prior to the Closing.

13. **Affidavit as to Judgments, Bankruptcies, etc.** If a title examination discloses judgments, bankruptcies or other returns against persons having names the same as or similar to that of the Seller, the Seller shall deliver as affidavit at the Closing showing that they are not against the Seller.

14. **Notices.** Any notice or other communication ("Notice") shall be in writing and either (a) sent by either of the parties hereto or by their respective attorneys who are hereby authorized to do so on their behalf, be registered or certified mail, postage prepaid, or (b) delivered in person or by overnight courier, with receipt

acknowledged, to the respective addresses given in this contract for the parties to whom the Notice is to be given, or to such address as such party shall hereafter designate by Notice given to the other party or parties pursuant to this paragraph. Each Notice mailed shall be deemed given on the third business day following the date of mailing the same and each Notice delivered in person or by overnight courier shall be deemed given when delivered.

15. **No Assignment.** The contract may not be assigned by the Purchaser without the prior written consent of the Seller in each instance and any purported assignment(s) made without such consent shall be void.

16. **Indemnification.** (I) The Purchaser acknowledges that the surface and subsurface soil on the Premises is currently contaminated with Manufactured Gas Plant (MGP) related byproducts including coal tar, volatile organic compounds and polycyclic aromatic hydrocarbons.

(ii) The Purchaser agrees to indemnify Seller (Lockwood Brothers, Inc. and Lockwood Properties, Inc., as their interests may appear), its owners, officers, directors and successors against environmental claims of individuals, corporations, governments, or any other legal entity regarding the Premises and the aforementioned contaminants.

17. **Miscellaneous.**
(a) All prior understandings, agreements, representations and warranties, oral or written, between the Seller and the Purchaser are merged in this contract. This agreement constitutes the entire contract between the parties hereto.

(b) Neither this contract nor any provision thereof may be waived, changed or canceled except in writing. This contract shall also apply to and bind the heirs, distributees, legal representatives, successors and permitted assigns of the respective parties. The parties hereby authorize their respective attorneys to agree in writing to any changes in dates and time periods provided for in this contract.

© Any singular word or term herein shall also be read as in the plural and the neuter shall include the masculine and feminine gender, whenever the sense of this contract may require it.

(d) The captions in this contract are for convenience of reference only and in not way define, limit or describe the scope of this contract and shall not be considered in the interpretation of this contract or any provision hereof.

(e) This contract shall not be binding or effective until duly executed and delivered by the Seller and the Purchaser.

(f) Each party shall, at any time and from time to time, execute, acknowledge where appropriate and deliver such further instruments and documents and take such other action as may be reasonably requested by the other in order to carry out the intent and purpose of this contract. This subparagraph shall survive the Closing.

(g) This contract is intended for the exclusive benefit of the parties hereto and, except as otherwise expressly provided herein, shall not be for the benefit of, and shall not create any rights in, or be enforceable by, any other person or entity.

IN WITNESS WHEREOF, this contract has been duly executes by the parties hereto.

_____
Lockwood Properties, Inc. - *Seller*

Richard Scalera
Richard Scalera - *Purchaser*
Mayor, City of Hudson

Michael Vertetis
Michael Vertetis - *Purchaser*
Common Council President
City of Hudson

Attorney for Sellers:

Attorney for Purchasers:
Kevin M. Colwell
Special Legal Advisor
City of Hudson
1 Columbia Place
Albany, NY 12207

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

Prior to voting on Resolution No. 3, Alderman Harter stated there was recently reported in the newspaper that a "Lockwood" had died and asked if that person was connected to the Lockwood Bros. selling the property.

Alderman Wurster stated there was no relationship.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, JUNE 18, 2002

RESOLUTION ADOPTING NEGATIVE DECLARATION UNDER NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT RELATING TO NEW WATER TREATMENT FACILITY

WHEREAS, there has been proposed a program to construct a new water filtration plant, a water storage tank and related water system improvements, as more particularly set forth in the Preliminary Design Report dated March, 2002 submitted to the City by Stearns & Wheler, LLC, and

WHEREAS, such project includes a request for financing to the New York State Environmental Facilities Corporation and the New York State Department of Health which administer the State Revolving Fund ("DWSRF")), and

WHEREAS, such project is an action subject to environmental review under the New York State Environmental Quality Review Act and the regulations adopted thereunder and is an unlisted action, and

WHEREAS, the City has caused the preparation of a full EAF for the Project, which includes the following information:

Proposed action: The action will include several modifications to the existing Mt. Ray Water Treatment Plant processes. To meet existing and future water quality regulations, the City will construct a two-stage filtration plant on the site of the City's existing Mt. Ray filter plant, including a water storage tank and related water system improvements. The City will install a chemical feed facilities to address zebra mussel development at the Churchtown Reservoir. The City will modify a remote pump station located along Route 23 near Claverack Creek to act as a booster pumping station for water flowing from the Churchtown Reservoir in order to meet maximum daily demands. Approximately 80 customers along the transmission main from the Churchtown Reservoir currently receiving unfiltered chlorinated water will need to find alternate water sources, install point of use treatment, or construct piping systems in order to address their treatment issues.

SEQRA classification: Unlisted.
Lead Agency: City of Hudson (Uncoordinated Review).
Location: Mt. Ray Water Treatment Plant, City of Hudson, Columbia County, New York;
Claverack Pumping Station;
Churchtown Dam.
Present Use: Mt. Ray Water treatment plant, Claverack pumping station and Churchtown reservoir.
Surrounding Uses: Single and Multi-Family Residential and Commercial.

WHEREAS, the City has completed Part 2 of the Long Form EAF in the context of the criteria for determining environmental significance as outline in 6 NYCRR Part 617.7© to the extent germane to the Project and has determined that the Project will have no significant impact on the environment that would, if such impacts existed, require preparation of a draft environmental impact statement, and

WHEREAS, in evaluating the relevant areas of environmental concern associated with the Project, the environmental impacts for the Project include construction on slopes; construction for a period of approximately 15 months; treatment of potable water to a higher degree than is possible with the current facility; proposed uses which would be visible to users of aesthetic resources, taking into account the height of the proposed water tank and proposed screening; an increase in the City's capital budget and potential increases in water rates and charges; and the revised water treatment plan needed by approximately 80 Town

users; and

WHEREAS, there are no potentially large impacts which would have a significant impact on the environment;

NOW, THEREFORE, be it

RESOLVED, that after consideration of the information outlined above, a negative declaration is made pursuant to 6 NYCRR 617.8 for the project upon the following grounds:

a. the Project is required in order to provide a safe and sufficient source of water for the approximately 8000 users of the City of Hudson water system;

b. the Project is consistent with recommended uses adopted in local land use plans;

c. the Project has no other impacts of any environmental significance, and

d. no potential exists for one or more significant adverse environmental impacts.

BE IT FURTHER RESOLVED, that a copy of this declaration be distributed and filed as required by 6 NYCRR 617.12, and

BE IT FURTHER RESOLVED, that a notice of this determination be submitted to the Environmental Notice Bulletin for publication.

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, JUNE 18, 2002

RESOLUTION AUTHORIZING DWSRF APPLICATION AND AGREEMENT FOR PROJECT FINANCING NEW YORK DRINKING WATER STATE REVOLVING FUND

WHEREAS, City of Hudson herein called the "Applicant", after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the project generally described as: New Water Treatment Plant, New Storage and identified as DWSRF Project Number(s) 16251 herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to Title XIV of the Public Health Service Act (commonly known as the "Safe Drinking Water Act:), 42 U.S.C. Section 300f, *et seq.,* as amended (the "Act"), requires each State to establish a drinking water revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Act; and

WHEREAS, the State of New York has, pursuant to Chapter 413 of the Laws of 1996 (the "DWSRF Act") established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a drinking water revolving fund (the "Fund") to be used for purposes of the Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, being Chapter 744 of the Laws of 1970, as amended, and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the DWSRF Act; and

WHEREAS, the DWSRF Act authorizes the establishment of a program for financial assistance for planning, design and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY City of Hudson as follows;

1. The filing of an application for DWSRF assistance in the form required by the Corporation in conformity with the DWSRF Act is hereby authorized, including all understandings and assurances contained in said application.

2. The following person is directed and authorized as the official representative of the Applicant to execute and deliver an application for DWSRF assistance, to execute and deliver the Project financing agreement and any other documents necessary to receive financial assistance from the Fund for the Project, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Applicant as may be required: Kevin Walsh, Treasurer or Richard Scalera, Mayor

3. The official designated above is authorized to make application for financial assistance under the DWSRF Program.

4. One (1) certified copy of this Resolution shall be prepared and sent to the New York State Environmental Facilities Corporation, 625 Broadway, Albany, New York 12207-2997.

5. This Resolution shall take effect immediately.

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Nedwick the following resolution was adopted by the following vote:

BOND RESOLUTION NO. 6, DATED JUNE 18, 2002

A RESOLUTION AUTHORIZING CONSTRUCTION OF NEW WATER TREATMENT PLANT AND RELATED SYSTEM UPGRADES AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF HUDSON, COLUMBIA COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $9,800,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, SUBJECT TO A PERMISSIVE REFERENDUM, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE CITY TREASURER.

BE IT RESOLVED, by the Common Council of the City of Hudson, Columbia County, New York (the "City")(by the favorable vote of not less than two-thirds of all of the members of the Common Council), as follows:

SECTION 1. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a new water treatment plant with a design capacity of approximately 2.8 MGD, to be located next to the existing water treatment plant on Rossman Avenue, together with electrical service and distribution improvements to the Claverack pump station and replacement of screens and installation of a new chemical feed system at the Churchtown reservoir, and including equipment, machinery and apparatus, is hereby authorized at an estimated maximum cost of $9,800,000, which is hereby appropriated for said purpose. It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose if forty (40) years.

SECTION 2. The City has determined under the state Environmental Quality Review Act that the purpose described above constitutes an unlisted action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, and that such purpose will not have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed $7,800,000 hereby authorized to be issued therefor pursuant to the Local Finance Law. The City expects to receive a grant in the amount of $2,000,000 from the New York State Department of Health, the proceeds of which are to be used for said purpose.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the City Treasurer, the Chief Fiscal Officer of the City. The City Treasurer is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Clerk is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The City Treasurer and the Clerk are further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(I) of the Code.

SECTION 9. The City Treasurer, or, in his absence or unavailability the Mayor, is further authorized, in his or her discretion, to execute a project financing and loan agreement and any other agreements with the New York State Environmental Facilities Corporation and/or the New York State Department of Environmental Conservation and/or the New York State Department of Health, and amendments thereto, and to take such actions and execute such documents as may be necessary to provide for the financing or refinancing of the specific object or purpose set forth herein, or a portion thereof, by a note of bond issue of the City and the sale of such issue to the New York State Environmental Facilities Corporation or its designee pursuant to the New York State Revolving Fund Program.

SECTION 10. Pursuant to Section 34 of the Local Finance Law and Chapter 4 of the Code of the City of Hudson, this resolution shall take effect thirty days after adoption, unless there shall be filed with the Clerk a petition signed and authenticated by the qualified electors of the City registered to vote in the City at the last preceding general election, in number equal to at least ten percentum of the total vote cast for governor in the City at the last gubernatorial election, protesting against this resolution and requesting that the matter be submitted to the qualified electors of the City at a referendum in the manner provided by Chapter 4 of the Code of the City.

SECTION 11. Within ten days after the adoption of this resolution, the Clerk is hereby authorized and directed to cause to be published at least once in the Register Star, the official newspaper of the City, and to be posted on the sign board of the City, a notice which shall set forth the date of adoption of this resolution and contain an abstract thereof, concisely stating its purpose and effect and specifying that this resolution was adopted subject to a permissive referendum.

SECTION 12. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 13. Following the effective date of this resolution, the City Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Register Star, a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, JUNE 18, 2002

WHEREAS, the City of Hudson is the owner of a municipal parking lot located on the east side of South Front Street in the vicinity of the Amtrak Train station; and

WHEREAS, the City wishes to implement a permit parking system for a portion of the parking lot.

NOW, THEREFORE, BE IT RESOLVED, that power is hereby designated to the Commissioner of Public Works, by official order, rule or regulation, to create a permit parking system in the aforesaid parking lot of the City, and that the Commissioner of Public Works is hereby authorized to designate up to ninety (90) parking spaces in this lot as permit parking only; and it is further

RESOLVED, that the Commissioner of Public Works is hereby directed to conspicuously post notice on the lot that the aforesaid spaces of permit parking may be used by permitees only and that violators of the aforesaid provisions will have their vehicles towed; and it is further

RESOLVED, that permits for the use of these permit parking spaces shall be for sale to the public at the City Clerk's Office. The fee for the aforesaid permits will be three hundred dollars ($300.00) for a six(6) month permit and five hundred dollars ($500.00) for a twelve (12) month permit.

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

Prior to voting on Resolution No. 7, Alderman O'Brien asked how many parking spaces were in that lot.

Alderman Wurster stated there were approximately 420 spaces.
He stated the permits to be sold were for spaces on the left hand side of the lot entrance.

President Vertetis stated the number of spaces would be phased in up to the maximum amount of 90 spaces.

Alderman O'Brien stated he would agree with the permits since they were for only a quarter of the available spaces.

Bills.

On motion of Alderman Meyer, seconded by Alderman Wurster, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	110.00	AT & T	27.24
Barnard Florist	349.00	Cellular One	113.92
City Clerk's Office	39.44	Bonita J. Colwell	34.31
Aldo Costacurta	100.00	Federal Express Corp.	92.30
General Code Publishers	445.77	Robert Graziano	385.00
Hilscher & Hilscher	375.00	KD Office Works	214.85
Mabey's	70.00	Frank E. March, CEO	74.64
Mid Hudson Cable	69.95	Moxie's Italian Rest.	30.50
NYCOM	250.00	Niagara Mohawk	17,008.39
Premium Cleaning	1,260.00	Pro Printers	456.22
RPC Works	494.00	Rapport, Meyers,etal	3,670.00
Register Star	57.25	Sentry Business Prod	139.14
Harold J. Smith	100.00	Sterling Trophies	16.50
A. David Ryder	100.00	U.S. Flag	1,553.60
Verizon	76.81	West Group	59.40
Friends of Hudson Valley	745.00	Ikon Office Solutions	734.18

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Prior to voting on the bills, Alderman Harter questioned the Moxie's Restaurant Bill for a dinner for the Board of Assessment Review.

Mayor Scalera commended all three members of the Board. He stated that the members of that Board normally work one day for a fee of $100. He stated that this year the members worked on three separate occasions, were paid the normal fee and also worked late one of those evenings which included dinner.

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Friends of Hudson Valley	745.00	Ikon Office Solutions	734.18

Ayes: President Vertetis, Aldermen Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Prior to voting on the bills, Alderman Harter questioned the Moxie's Restaurant Bill for a dinner for the Board of Assessment Review.

Mayor Scalera commended all three members of the Board. He stated that the members of that Board normally work one day for a fee of $100. He stated that this year the members worked on three separate occasions, were paid the normal fee and also worked late one of those evenings which included dinner.

New Business.

President Vertetis advised the council members that through Attorney Pat Grattan the City had petitioned the court to deed over to the city approximately 24 delinquent tax properties. He stated the aldermen had a list of the properties on their desks.

Alderman Wurster asked if the City had any insight as to the amount of taxes to be raised if the Library Referendum was successful. He asked if the Library had a figure as to percentage of taxes to be increased.

Mayor Scalera stated that the library would have an educational program advising residents of the area about the Library's initial budget, its projections for the next several years and how much it would approximately cost each household.

Alderman O'Brien asked to have report regarding the recent grievance day on assessments and also information regarding the next round of reassessments.

President Vertetis stated he had asked the Assessor to attend the Finance Committee meeting to report on the City's equalization rate.

Jack Harrel of Hudson questioned the City's equalization rate.

Carmine Pierro, Admn. Aide to the Mayor, stated the city's equalization rate was 92.35 and that when the percentage falls between 90 and 100 the State considered it 100%. He stated however the City must work to reach the full 100%.

Alderman O'Brien explained that with the 92.5 rate, the State was advising the city that a property assessed for $100,000 should actually be assessed between 110,000 to 112,000. He said the State had informed the city that its' "assessments were light".

Mr. Harrel inquired if Mr. Butterworth had clarified the terms of sale relative to the right of way of the Lockwood Bros Company.

President Vertetis stated the issue had been clarified and that the Lockwood Bros. would continue to have a right away for transporting heavy weight items but would not have the right to start a business on that land.

Mayor stated that the City would own the land and that Lockwood Bros would only have an easement to use the land "with substantial notice" to the city.

Mr. Harrel stated that in another clause in the contract, Lockwood Bros would be "now and forever relieved of any responsibility of cleaning up any contamination". He said: " I think that should be made public".

Peter Meyer of Hudson, asked why the re-assessment program was being done over a number of years as opposed to completing a city wide reassessment in one or two years. He stated the difference was that those reassessed this year and those who may not be reassessed until the 6th year of the program "we are talking a considerable amount a money the first people are paying".

President Vertetis stated it was a process by which the city could be reassessed in phases rather than all at once.

Alderman Meyer stated that the area chosen for reassessment was the area where the most changes had taken place.

Alderman O'Brien stated the city conducting a city wide reassessment may be preferable but may not be feasible. He said: "yes there may be some inequality but the flip side is if they looked at your property this year they probably won't revisit it every single year".

President Vertetis stated that the city was not at the 100% equalization rate and there were certain areas of the City that drove down the rate and that was why those areas were chosen this year for reassessment.

Alderman Wurster said: " there has been a certain baseline group of taxpayers that have been carrying the tax base for the last umpteen numbers of years". He said single family properties were paying the same amount of taxes as many multiple unit properties and said that was unfair.

Alderman O'Brien stated there were a lot of extenuating circumstances this year including a new assessor. He stated again he was interested on what the plan would be for next year. He stated last month the Assessor was to ask the State if she had the authority to put a "moratorium" on the new assessments for this year.

Mayor Scalera stated there had been no inquiry to the State because "she (the Assessor)did not think there was a need for it". He said the Assessor had met with anybody who went to her office with concerns regarding their assessment. He stated he agreed with Peter Meyer and said " I have a real problem with this six year incremental type of assessing". He stated the assessments in question were supposed to be taken care of by the previous Assessor last year and said: "he was told basically to submarine it". He stated that he would have a meeting with the present Assessor to discuss a way to eliminate the incremental type of assessment plan the City had entered into with the State.

Alderman Wurster and Mayor Scalera debated the issue of how the problems in the assessment figures and equalization rate evolved and who was at fault.

Alderman Keith stated that the Assessor had said that the State had advised the City that the area that needed to be addressed was the area with the highest activity in sales. He stated the Assessor's Office has had "issues for years that have not been properly addressed". He stated that a few years ago the City lost money because "certain things were not done".

Mayor Scalera stated that the money the Alderman was referring to was the $5.00 a parcel the City received when in a re-assessment program.

Ellen Thurston, of Hudson, asked that if a section of the City that had not been reassessed "might not their taxes go down".

Mr. Pierro stated that the tax rate was based on the budget. He stated the tax rate should go down, when the total assessments have gone up because the city only needed to raise a certain amount of money. He stated that if an assessment stayed the same the taxes would probably go down.

Alderman O'Brien agreed that some property taxes may go down but , he said, if an assessment doubled it did not mean the taxes would double.

Phyllis Herbert, of Hudson, asked for clarification of the "welcome stranger" law.

Mr. Pierro explained that if a person paid $300,000 for a building that was assessed for $100,000 the $300,000 figure would be spread equally over that neighborhood. He stated the City, under the welcome stranger law, could not assess that particular property for $300,000. He stated there were 43 states that had the "welcome stranger" law and that 7 States had repealed the law.

Ms. Thurston stated that when she had met with the Assessor she had been given comparibles for her property on Allen Street from such areas as Glenwood Blvd. and South Fifth Street. She stated that those comparibles had nothing to do with her neighborhood and said she was puzzled on the way the comparibles had been done.

Alderman Nedwick stated he was concerned and troubled with the inequity that would exist over the years with regard to the reassessment of properties. He stated he agreed with the Mayor Scalera and Mr. Peter Meyer that there was a need for a system that was uniform and across the board.

On motion of Alderman Shook, seconded by Alderman Wurster, the meeting was adjourned.

Bonita J. Colwell
City Clerk

July 16, 2002

A Regular Meeting of the Common Council was held on Tuesday, July 16, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Nedwick recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.
Absent: Alderman O'Brien.
Excused: Alderman Harter.
Alderman O'Brien arrived at 7:30 PM after the vote on all resolutions.

On motion of Alderman Shook, seconded by Alderman Wurster, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Keith, the reading of the City Treasurer's Report as of May 31, 2002, was ordered dispensed with and the report received and placed on file. Carried.

Communications.

On motion of Alderman Donahue, seconded by Alderman Shook, a communication from Willard Meyers, of Meyers Contracting, Inc., regarding traffic/ parking on Upper Union Street, was ordered received and referred to the Police Committee. Carried.

Committee Reports.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following committee reports were ordered received and placed on the record of the meeting:

"On the 26th day of June, a meeting of the Legal Committee was held 6:30 PM at City Hall. In attendance Council President Vertetis, Aldermen Meyer and Thompson. Also in attendance Alderman Wurster and Nedwick and Pat Grattan (attorney handling foreclosures for the City)

"Old Business

"Sale of properties the City has taken possession of for delinquent taxes. Proposals for each property will be available at the July informal meeting.

"New Business

"No new business was discussed.

"The next Legal Committee meeting will be held on Wednesday, July 31st at 6:30 PM."

Respectfully submitted

Robert J. Donahue
Legal Committee Chairman

"On the 26th day of June a meeting of the Finance Committee was held 7:15 PM at City Hall. In attendance Chairman Vertetis, Aldermen Thompson and Meyer.

"Old Business

"Increasing the city building permit fees, a resolution to increase the minimum fee to thirty five ($35.00) and retain the remainder of the fees as they are was unanimously approved and will be forwarded to the informal meeting.

"New Business

"Reviewed City Clerk's records of fees collected for 2001.

"Discussed the purchase of 326-328 Warren Street. A resolution authorizing the Mayor to spend up to $25,000 including purchase price and associated fees was unanimously approved and will be forwarded to informal meeting."

"On the 27th day of June, 2002, a meeting of the Arts, Entertainment & Tourism Committee was held.

"In attendance Chairman Meyer, Aldermen Cross, Nedwick and O'Brien. Alderman Keith was absent.

"Pending/Old Business

"Topics discussed Flag Day post session, PIT report via Ellen Thurston, Hudson Business Alliance via Peter Marotta, Jazz Fest & Noteworthy Summer Concert Series.

"New Business Discussed

"Ellen Thurston's calendar on Warren St.com and possibly liked to City site, Arts Council looking for space in Hudson - Sarah Sterling.

"The following Resolutions/Local Laws to be referred to full council:

"1. Special Events Code moved by O'Brien, seconded by Nedwick. Approved by O'Brien, Nedwick, Cross and Meyer."

Submitted by Judy Meyer

"A meeting of the DPW was held on 7-01-02 at 7:15 PM, at City Hall.

"Members present: Chairman Shook, Alderpersons Cross, Wurster, Harter, Common Council Pres. Vertetis, Supt. Butterworth, Associates from Stearns and Wheler.

"Business Discussed:

"Architect Steven Blais showed the committee 3 proposed designs of the new water filtration plant. The designs were Dutch Gambrel, Modern, and stepped parapet. After reviewing the designs, the committee decided to go with the stepped parapet. The stepped parapet has a flat roof and a stepped facade. Also by selecting the design, it will be better hidden from the public eye, and also should be more easily maintained for servicing. John Byron, also said that the site has been cleared by the State Historic Preservation Office. The Common Council has already issued a negative declaration of environmental impact. These findings

will be published next week to satisfy state funding requirements.

"Also concerns were brought up by Chairman Shook, about the grass and weeds growing in the alleys. Also residents of Robinson Street said that the north side of the street has not been cleaned in over a year. Mr. Butterworth said that he would look into these problems.

"Meeting was adjourned at 8:10 PM. Next scheduled meeting will be held at City Hall on August 5th, 2002 at 7:15 PM."

Respectfully submitted

Lyle J. Shook, Chairman

"A Fire Committee meeting was held on 6-24-2002 at 6:30 PM at City Hall, on Warren Street Hudson, New York.

"Members present: Chairman Shook - Aldermen Donahue, O'Brien, Nedwick - Common Council Pres. Vertetis and Fire Commissioner Yates.

"Old Business Discussed:

"Consolidation is still on hold, waiting for closing of buildings to go through. When consolidation is started 2 members from each fire company will be appointed to help construct the new building with suggestions and ideas.

"Washington Hose 200th Anniversary is being restructured.

"Meeting adjourned at 6:40 PM."

Respectfully submitted by

Lyle Shook
Fire Committee Chairman

"The Police Committee meeting for June took place on Monday, June 24th at 7:15 PM. Present were Chairman Donahue, Council President Vertetis and Committee members Nedwick, O'Brien and Shook and Police Comm. Graziano.

"At a very brief meeting Comm. Graziano informed the committee that a Law Enforcement Block Grant has been submitted by which the City will receive $35,475 to purchase equipment. The cost to the City in matching the grant will be $3,942.

"He further stated that the surveillance camera system will be installed in the near future.

"That the bike patrol has been very successful living up to the expectation that the department had for the program.

"That an award ceremony honoring a number of Hudson Police Officers for exemplary police work was held at City Hall before a large gathering.

"The meeting adjourned at 7:25 PM. The next Police Committee meeting will be held on Monday, July 29th at 7:15 PM."

Respectfully submitted

Robert J. Donahue
Police Committee Chairman

"On the 1st day of July, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen Shook, Harter, Wurster, President Vertetis, Commr. Martin, and Supervisor Youth George Bednar.

"New Business Discussed:

"Commr. Martin - Dutch Apple Cruise which will cost 900 with a maximum of 145 possible date September 14, 2002 or sometime in October.

"Old Business:

"Oakdale Park Project:

"The bleachers have been completed and work has begun on the walkway with completion scheduled for mid July. All the playground equipment has been received and we have begun with plans for the installation of such. Some of the old equipment has been left in place to accommodate the start of the playground season.

"Oakdale Beach:

"The beach opened its full time season on Monday, June 24th, with the hours being Monday-Friday from 9 to 6 pm and Saturday/Sunday from 11 to 6 pm. Learn to Swim lessons started today at the beach. The Swim Team has begun practice at the Hudson High School pool on Wednesday-Friday from 6:15 to 7:30 with the first meet at Dalton, Massachusetts on July 1st.

"Playgrounds:

"All playgrounds opened on July 1 at our 3 sites. The sites will be open from 9 am to 3 pm. Staff in house training was held on Thursday at 2 pm, and a Training Workshop was held on Thursday at the Columbia-Greene Community College for recreation staff from Columbia and Greene counties. The playgrounds will run for 6 weeks.

"Tennis Program:

"Open registration will be held on July 1st and 3rd and July 5th from 9 am to 12 noon at the Hudson Middle School Courts. The program will get underway at the courts on July 8th.

"Safe Places:

"Summer in the City/Safe Places program will begin on Monday, July 8th at the Hudson Boys and Girls Club and will operate on Monday-Thursday, from 4 to 9 pm. The club will also operate the facilities on Friday and Saturdays from 4 to 9 pm. Various activities are being planned for the summer. Two major programs are:

"Diata/Diata:

"A Window to the World Folk Lore Theatre will present a summer workshop and theatre and educational program featuring the artistry of Africa.

"Twilight Basketball League:

"We are still registering teams for the 3 on 3 league, youths ages 10 to 18 are eligible. Play will be held on Monday evenings at the rink.

"Beyond the Horizon:

"The first session is scheduled to begin on July 8th at Bard College. Ten area youth will participate in a variety of activities at the college. Each of the two sessions will run for 2 weeks.

"Roller Hockey:

"Activities continue on Wednesday and Sunday at the rink.

"Learn to Golf:

"The Learn to Golf Program was held at the Meadowgreens Golf Course with 30 youth participating. Lessons were completed on June 28th.

"Junior Golf:

"The Junior Golf League featured six teams which wrapped up play at Meadowgreens Golf Course. On Tuesday, July 2nd a pizza party and awards program will be held.

"New Business:

"Skateboard Park:

"Efforts and plays continue with the future, installation of a skateboard park. Information is attached regarding an upcoming seminar offered by R.E. Woodson Inc. of Rochester, NY, which will be held on July 31st at the Albany Ramada LTD, Central Ave., Albany, NY.

"Street Hockey:

"Has returned. Eric Martin has the call out to all interested players. Play is underway on Tuesday evenings at the rink.

"Basketball Goals:

"Two new goals have arrived and we will be placing them at the Oakdale Park area to be placed in the far area of the parking lot so when the rink is being used, basketball can still be played. Also plan to install a unit at Promenade Hill."

Resolutions.

On motion of Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, JULY 16, 2002

RESOLVED, that the following be and hereby is appointed Commissioner of Deeds in and for the City of Hudson, County of Columbia, for the years ending July 31, 2004:

Colleen Melino 749 Columbia Street Hudson (25 Railroad Avenue)

Ayes: President Vertetis, Aldermen Cross, Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, JULY 16, 2002

WHEREAS, the City of Hudson has undertaken the revitalization of the 300 block of the City; and

WHEREAS, a certain parcel of land located at 326-328 Warren Street has been offered for sale to the City; and

WHEREAS, THC Enterprises, Inc., the owner of the property, is willing to sell this property to the City of Hudson and the City wishes to purchase the premises; and

WHEREAS, the parties are now in contract negotiations.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the agreement and to expend the sum of up to Twenty Five Thousand Dollars ($25,000.00) for the purchase of the premises.

Ayes: President Vertetis, Aldermen Cross, Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, JULY 16, 2002

WHEREAS, the City of Hudson is in negotiations for construction to add a new firehouse to house the existing hook and ladder truck of the City and consolidation of several of the City's fire departments; and

WHEREAS, negotiations have been ongoing between Seymour Capital Ltd., the City of Hudson Industrial Development Agency, and Foster's Refrigeration Company, Inc; and

WHEREAS, the parties are agreeable to a like kind exchange of property, and the City of Hudson is willing to enter into the agreement; and

WHEREAS, a contract has been prepared to exchange said properties.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the aforesaid contract attached hereto and to expend the sum of up to Eighty Seven Thousand Dollars ($87,000.00) for the exchange of said properties.

This agreement made the ___ Day of July, 2002 by and between Seymour Capital, Ltd., a domestic corporation with a principal place of business at 501 Union Street, Hudson, NY 12534 (hereinafter Seymour) and the City of Hudson Industrial Development Agency, a public benefit corporation with a principal place of business at Warren Street, Hudson, NY 12534 (hereinafter IDA) and the City of Hudson, a municipal corporation and political subdivision of the State of New York with a principal place of business at Warren Street, Hudson, NY 12534 (hereinafter referred to as the City) and Foster's Refrigeration Company, Inc., a domestic corporation with a principal place of business at North 7th Street, Hudson, NY 12534 (hereinafter referred to as Foster's)

WITNESSTH

Whereas Seymour is the owner of all bonds outstanding and issued by the IDA for the property and project known as the Wittcomm property (hereinafter Wittcomm) which property is described in Schedule A annexed hereto and

Whereas the IDA is the owner in fee simple to the premises known as the Wittcomm property and described in Schedule A and

Whereas the City is the owner of a certain firehouse known as the C.H. Evans Fire House and located at 440 Warren Street, Hudson, NY 12534 (hereinafter referred to as the fire house) which property is described in Schedule B annexed hereto and

Whereas Foster's is the owner of certain property located on North 7th and Washington Streets in the City of Hudson (hereinafter the Foster's property) which property is described in Schedule C annexed hereto and

Whereas the parties hereto wish to convey, utilizing the IDA, certain interests in their assets to each other so that the net result is that the indebtness and ownership of the Wittcomm property becomes the property of Foster's and in return and subject to the terms and conditions herein the City acquires the property

of Foster's and that, in turn, Foster's acquires the Wittcomm property from the City and IDA and Seymour acquires the fire house and a sum of cash as hereinafter provided.

Now therefore in consideration of one dollar and other good and valuable consideration the parties hereto agree to as follows:

1. Obligations of Seymour. Seymour agrees to convey all of its right, title and interest and into all the bonds outstanding and issued by the IDA back to the IDA and waives any and all interest, late charges, attorney fees, or any payments thereon and further requests by the execution of this agreement that the IDA terminate the ground lease on the Wittcomm property.

2. Obligations of the IDA. The Industrial Development Agency agrees to promptly terminate the existing ground lease for the Wittcomm property upon the direction of Seymour and commence an eviction proceeding to cancel the same. Thereafter, upon the consummation of this sale, the Wittcomm property shall be conveyed to Foster's. Likewise, upon receipt of the fire house property hereinafter provided together with such additional cash to equalize the amount due and owing to Seymour, the Industrial Development Agency shall process the transfer of the fire house property to Seymour in consideration of the conveyance of the Wittcomm debt.

3. Obligations of the City. Upon consideration of the compliance of the other parties hereto, the City shall convey to Seymour the fire house property plus a sum in the amount equal to $87,000 which represents the difference between the stated consideration for all transactions hereinafter provided ($317,000.00) and the value of the fire house ($225,000.00).

4. Obligations of Foster's. Foster's agrees to convey all of its right, title and interest and into its property described in Schedule B hereto to the City via conveyance through the IDA. In return, Foster's shall receive the Wittcomm property. Foster's obligations herein are contingent upon their obtaining and $150,000.00 loan from Hudson Development Corporation with interest not to exceed 3%.

5. Representations of Seymour. Seymour represents and warrants that it is the holder of all the indebtness associated with the Wittcomm building and that it has free and clear title to the indebtedness and is capable of assigning the same to the IDA. Seymour further represents and warrants that it knows of no state of facts that are or could constitute an environmental contamination or violation of any State, Federal or local law or ordinance with respect to the Wittcomm property. Seymour further represents and warrants that it will cooperate with all parties to this agreement to effectuate the transactions herein.

6. Representations of the IDA. The IDA represents and warrants that it is a valid entity and it is the ground lessor of the Wittcomm property. It further agrees to take all steps necessary to terminate the ground lease and upon receipt of the assignment of the outstanding indebtness via eviction proceeding or otherwise on the Wittcomm property to convey to Foster's the Wittcomm property and to act as a conduit for the effectuation of the transfer of the other properties herein contemplated.

7. Representations and Warranties of the City. The City represents that it is the lawful owner of the fire house property and that upon and that simultaneously with the execution of the other components of the transactions as herein outlined it will convey via the IDA title to the fire house property to Seymour, subject to the terms and conditions set forth in Schedule C and particularly a facade easement. Thereafter, the City represents and warrants that it has the authority to convey said property and further has the authority to accept the Foster's property. The City further presents and warrants that it will take all steps necessary in order to provide to Seymour the additional consideration above and beyond the firehouse property as payment of the amount due under this agreement.

8. Representations and Warranties of Foster's. Foster's represents and warrants that it is the owner of the property being conveyed at 7th Street to the City via the Industrial Development Agency. Foster's agrees to cooperate to effectuate this transaction in contemplation and simultaneously with the other components as herein set forth. Said conveyance shall be made subject those items set forth in Schedule B, attached hereto, but free and clear of all other liens.

9. Price. The parties hereto all agree that the assets conveyed and the assets received, whether in cash or property, shall equal $310,000.

10. Contingencies. The obligations of the parties hereto are contingent as follows:

1. The successful completion by any and all parties of environmental audits of the parcels that they will ultimately acquire should the same be desired or necessary.

2. The modification of the mortgage owed by Foster's on their existing property transferring the property secured thereunder from the existing Foster's property to the Wittcomm property simultaneously with the execution thereof.

3. All parties involved herein agree to participate in a like kind exchange utilizing Ticor Exchange Services with a fee to be shared equally by all parties.

11. Transfer of Title. The parties hereto agree that the transfer of title shall take place on or about August 15, 2002 of the offices of Charles Foote, Esq., Union Street, Hudson, NY 12534.

12. The parties hereto further agree that no real estate broker brought about this transaction and that no commission shall be due and owing.

13. The parties hereto further agree that all taxes shall be adjusted as of the date of the transfer of title with the party or parties acquiring title being responsible for the reimbursement to the party conveying the various parcels for the proportionate taxes as applicable.

14. Included in the sale for each particular item of property is as set forth on Schedule E attached hereto.

15. This represents the entire agreement between the parties. It cannot be changed orally. It shall be governed by the laws of the State of New York.

16. See attached Rider for additional terms incorporated by reference herein.

City of Hudson

By_____

Seymour Capital Ltd.

By_____

City of Hudson IDA

By_____

Foster's Refrigeration Company, Inc.

By_____

RIDER TO CONTRACT
City of Hudson, Seymour Capital Ltd.,
City of Hudson IDA and Foster's Refrigeration Company, Inc.
City of Hudson, Columbia County, New York

1. Additional Contingencies:

(a) Contingent upon the Hudson IDA successfully terminating the ground lease for the Wittcomm Building with Wittcomm Inc.

(b) Contingent upon Seymour Capital Ltd presenting proof that it is sole holder of debt in the premises and that the Bank of New York, as trustee, will satisfy a certain mortgage in the sum of $1,300,000.00 filed in the Columbia County Clerk's Office in Cartridge 327 at Page 690.

© All transfers will take place as like exchanges and all parties agree to cooperate in such transactions.

2. That title to all properties will be conveyed by Bargain and Sale Deed, Covenant Against Grantor's Acts.

3. Title to the C.H. Evans Fire Company will be conveyed subject to the facade easement attached hereto.

4. Contingency upon the exchange between Seymour and Foster and the substitution of the Wittcomm Building for the North 7th Building as collateral under the Section 108 loan and mortgage has been approved by HUD in a letter to

James P. Galvin dated May 31, 2002 (the "HUD Letter"). The HUD Letter details the requirements for the substitution to be acceptable. This exchange is contingent upon the City and/or Seymour complying with the terms of the HUD Letter at its or their own expenses, including, but not limited to, legal fees and recording costs.

5. Foster and Seymour will exchange Bargain and Sale Deeds with Covenants Against Grantor's Acts. Seymour will deliver insurable title to the Wittcomm Building free and clear of all bond indebtedness. The premises will be delivered from the tenancies or any other agreements or contracts. The customary adjustments will be made at closing.

6. Seymour will obtain at its own expenses an opinion letter from Pattison, Koskey & Rath, CPAs, that the proposed transaction qualifies as a like kind exchange under IRC Section 1031.

7. Foster will be entitled to remain in occupancy at the North 7th Building, without cost, for three weeks following closing.

8. Foster will pay only for (a) title search and insurance changes for its acquisition of the Wittcomm Building; (b) recording fees for the new deed; and © legal fees for its own attorney. All other costs, fees and charges associated with the proposed transaction will be paid for by Seymour and the City.

CITY OF HUDSON

By_____

SEYMOUR CAPITAL LTD

By_____

CITY OF HUDSON IDA

By_____

FOSTER'S REFRIGERATION COMPANY, INC.

By_____

C.H. Evans - Restrictive Covenants

Subject to the following covenants, restrictions and servitudes herein referred to as a preservation easement which shall run with the land and bind the grantees, their heirs, executors, successor and assigns, and shall inure to the benefit of the grantor, its successors and assigns as follows:

(1) The exterior portions of all buildings, structures and improvements on the premises shall be kept in good repair and all interior portions thereof, which if not so maintained may cause or tend to cause the exterior portions of such building, structure or improvement to deteriorate, decay or become damaged or otherwise to fall into a state of disrepair, shall be kept in good condition at least comparable to that at the date hereof.

(2) There shall be no alteration or rehabilitation of the exterior architectural features of the building nor any change in, addition to, or removal from the parts, elements or materials which compromise this structure, nor any other work on the exterior architectural features affecting the exterior appearance of this structure, except in accordance with the procedures set forth in paragraph (3) below. (The term "architectural feature" means the architectural style, design, general arrangement and components of all the outer surfaces of a building, structure or improvement, including but not limited to the kind, color and texture of the building material and paint or other surfacing and the type and style of all windows, doors, lights, signs and other fixture appurtenant to such building or improvement).

(3) All work performed on the premises of any nature shall be performed in conformity with plans and specifications submitted to and approved by the grantor prior to the commencement of the proposed work and in conformity with any terms and conditions of the grantor's approval. In general, such plans and specifications should aim to meet the "Standards for Rehabilitation" established by the National Park Service in connection with the National Historic Preservation Act of 1966 and the 1980 Amendments thereto. Any alterations will also need to be in the character of the neighborhood. Any alterations to the entranceway shall be in the character of the previous historic entranceway of which photographs exist. Both the request for approval and the approval shall be in writing. A request for approval shall be deemed given when deposited by certified or registered mail, return receipt requested, and addressed to the grantor at the

address set forth above. Approval of the grantor shall be deemed given if the grantor fails to respond to such notice by written approval, rejection or other comments within forty-five (45) days after receipt of such notice. Such approval by grantor shall not be unreasonably withheld provided that the proposed work shall be in general conformity with such "Standards for Rehabilitation." The Evans Hook and Ladder House is a building of historic significance in the City of Hudson, because of its longstanding use in volunteer firematic activities, its association with the Evans family which was noteworthy in commence and government, and its contribution to integrity of the nineteenth century architecture on Warren Street.

(4) Notwithstanding the foregoing, the consent of the grantor shall not be required for any actions to the extent necessary to rectify a condition which poses an immediate and substantial risk of causing injury to persons or property.

(5) No historic interior features, including the fire place mantel on the second floor, the ceiling on the first and second floor, the banister between the first and second floor and original doors and trim, shall be removed from the building, painted or obscured.

(6) The subject building shall be open to the public, free of charge, no less than one day a year for the purpose of exhibiting the interior features of the building.

(7) The subject building shall be accessible to the building inspector or similarly titled municipal official upon reasonable notice.

(8) In the event of a violation of any covenant or restriction herein, by the grantees, their heirs, executors, successors and assigns, the grantor, its successors and assigns, may, following reasonable notice to grantee, its successors and assigns, institute suit(s) to enjoin by temporary and/or permanent injunction, such violation and to require the restoration of the premises to their prior condition. Grantor, its successors or assigns, shall also have available all legal and equitable remedies to enforce grantees' obligations hereunder, and in the event grantee is found to have violated any of its obligations, grantee shall reimburse grantor, its successors and assigns, for any cost and expenses incurred in connection therewith, including court costs and attorneys fees taxed by the Court. Upon any application for injunction, due diligence will be taken in putting grantee on notice.

(9) No signs, billboards or advertisements shall be displayed or placed upon the premises, except (a) such plaques or other markets as are appropriate for commemorating the historic importance of the premises; (b) such signs or markers as are necessary to direct and restrict the passage of persons or the parking or the parking of vehicles upon said premises; © a sign or signs identifying the name of the premises or its occupant, the address, and the times and date it is open to the public. Such signs may be illuminated but shall not emit light.

(10) The covenants, restrictions and servitudes set forth herein shall run with the land in perpetuity and shall bind, burden and benefit the parties hereto and their respective heirs, successors and assigns. Such covenants, restrictions and servitude shall survive any termination of grantor's or grantee's existence.

(11) Grantee agrees that these restrictions and grants will be inserted by it in any subsequent deed or other legal instrument by which it divests itself of either the fee simple title or their possessory interest in the premises or any part thereof.

(12) In the event of an act of God, calamity, fire or other catastrophe which substantially destroys all or part of any of the improvements, the grantee, its successors and assigns, has no obligation or duty to reconstruct or duplicate such improvements.

(13) Any notices or requests for approval hereinbefore provided shall be addressed to the grantor at the address set forth herein or such other address as the grantor may have hereinafter designated.

(14) These easements and restrictive covenants are part of the consideration for the transfer of this real property from the grantor to the grantee.

Ayes: President Vertetis, Aldermen Cross, Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, JULY 16, 2002

RESOLVED, that the Mayor of the City of Hudson, New York, is hereby authorized and directed to file an application for funds to the New York State Department of State Coastal Resources Program in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 or Title 3 of the Clean Water/Clean Air Bond Act, in an amount not to exceed $150,000, and upon approval of said request to enter into and execute a project agreement with the State upon consultation with its Legal Advisor for such financial assistance to the City of Hudson for Urban Waterfront Rediscovery.

Ayes: President Vertetis, Aldermen Cross, Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.
Nays: None.

Local Laws.

On motion of Alderman Cross, seconded by Alderman Meyer, the following proposed Local Law, introduced by Alderman Shook and seconded by Alderman Meyers, was ordered placed on the aldermen's desks:

Local Law Introductory No. 3

A LOCAL LAW AMENDING FEES FOR BUILDING PERMITS IN THE CITY OF HUDSON

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 44-6(a)(1) is hereby enacted to read as follows:

> **Section 44-6(a)(1).** A minimum charge of Thirty Five Dollars ($35.00) for the first One Thousand Dollars ($1,000.00) or fraction thereof of cost of work.

All other provisions of Section 44-6 remain in full force and effect as now written.

Section 2. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, section or part of this Local Law.

Section 3. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Local Law shall take effect immediately.

On motion of Alderman Meyer, seconded by Alderman Keith, the following proposed local law, introduced by Alderman Meyer and seconded by Alderman Cross, was ordered placed on the Aldermen's desks:

Local Law Introductory No. 4, 2002

A LOCAL LAW ENACTING ARTICLE 4 OF CHAPTER 78 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Article 4 of Chapter 78 of the Hudson City Code is hereby enacted to read as follows:

Article 4, Mass Gathering Permits.

78.39 Legislative Intent.

Streets and other public places in the City are from time to time temporarily closed and used as sites for art shows, ethnic festivals, neighborhood celebrations and other public events which are privately sponsored but open to the public. Events of this kind serve to improve the quality of life and economic well-being of the residents of the City. They may also result in large numbers of people

congregating within the confines of the temporarily closed streets or public places, and the resulting crowd conditions create concerns for police and fire access and control and other concerns relating to the health, safety and welfare of the public and of persons and property in the area. It is therefore essential that a policy be established for governing these events which shall facilitate control over them by the sponsor and by City officials from departments involves with the event to safeguard persons and property.

78.40 Definitions.

The following words, when used in this chapter, shall have the meanings herein stated, unless a different meaning clearly appears from the context:

SPECIAL EVENT - A preplanned single event or series of events that because of its nature, interest, location, promotion or any combination of similar influences, is expected to draw fifty (50) or more people and/or vehicular traffic, sponsored by an individual or entity other than the City, proposed to be held on public property or on private property but affecting public property or requiring City support services, for the purpose(s) of entertainment, celebration, amusement, cultural recognition, arts and crafts displays and/or sales, amateur sports demonstration or competition, block parties, parades, races, or similar activities.

SPONSOR - The individual, group or individuals, corporation or other entity responsible for organizing the event.

SUPPORT SERVICES - Those services which can or must be provided by the City to ensure that a special event is conducted in such a manner as to protect the safety, health, property and general welfare of its citizens. Examples include crowd management and control, traffic management and control, and fire protection.

78.41, City Responsibility.

The City is responsible for determining whether to issue permits and licenses for special events and establishing guidelines for the safe and proper conduct of such special events. To fulfill these responsibilities the City must determine if a special event should be conducted and the terms and conditions under which an approved event may be conducted.

78.42, Sponsor Responsibility.

It is the sponsor's responsibility to make application to conduct a special event as provided in this chapter and to furnish any additional information that may be requested. It is the sponsor's responsibility to abide by all of the terms and conditions established as part of the approval process. It shall be the sponsor's responsibility to provide for the protection of the safety, health, property and general welfare of those attending and participating in the special event.

78.43, Application and Cost Estimation.

A. Application. The sponsor must submit an application to the City Clerk at least sixty (60) days prior to the event. The City Clerk shall check the application for completeness and forward it to the Mayor or his designee for approval. The Mayor may meet with the sponsor and review the obligations of various city departments and the sponsor. The sponsor must supplement the application as new information is learned or obtained, including the addition of sponsors. The Mayor shall render his decision on a completed application within twenty one (21) days of receipt of a completed application. All permit applications and applicable fees must be submitted fourteen (14) days prior to the start of the event, including those related to fireworks, concession stands and amusement rides. Application forms are to be obtained from and returned to the City Clerk. Exceptions to this application process may be made for justifiable reasons upon petition to the Mayor.

B. City costing process. The completed application shall be distributed by the City Clerk to the appropriate City departments and agencies who will estimate the additional costs that would be incurred as a result of the event. This information may be used in establishing terms and conditions under which an event may be conducted when the use of police or other City personnel is appropriate, possible and not in conflict with any other administrative policies and procedures and/or labor agreements.

78.44, Approval Process.

A. Review, general. The Mayor will review, approve or disapprove each proposed special event on its own merits. In reviewing a proposed special event, the Mayor will also review, evaluate and determine the costs of City support services required for the special event that will be charged to all sponsors unless the Mayor waives all or any portion of these costs if such a waiver is in the best

interest of the City. The Mayor will consider various criteria and factors, including but not limited to:

A. Does the City have the ability to provide the required support services regardless of who bears the cost?

B. Does the proposed special event conflict with any other proposed special event or activity?

C. Does the proposed special event unreasonably interfere with the rights of the neighbors?

B. Decision. The Mayor may either approve a proposed event as submitted, make unilateral modifications or make modifications in cooperation with the sponsor. The Mayor shall render his decision in writing with reasons for conditions or denial specified.

C. Appeals. An applicant for a special event may appeal the decision of the Mayor within thirty (30) days to the full Common Council, which may recommend that it overturn the decision after a hearing. The decision of the Common Council will be final.

78.45, Notification.

The sponsor will be notified of the approval or disapproval of the proposed event and will be advised of any terms and conditions applicable to an approved event in writing within twenty-one (21) days of receipt of the completed application.

78.46, Requirements.

A. Permits and Licenses. Approval to conduct a special event by this process does not relieve the sponsor or any participant, including but not limited to food stands, vendors, peddlers or exhibitors, from the responsibility of applying for any other permits or licenses or meeting any other requirements which may be applicable.

(1) Fireworks. All permit, licensing and safety requirements shall be observed. The discharge of personal fireworks is not allowed.

B. Insurance. All events must obtain a liability insurance policy in the amount of One Million Dollars ($1,000,000.00) with the City named as an additional insured, or a larger amount in the discretion of the Mayor. This

insurance shall satisfy all insurance requirements for the City for holding the special event. Additional insurance requirements of City departments shall be considered by the Mayor in formulating the amount of coverage required. The insurance policy shall be subject to the review and approval of the Corporation Counsel of the City.

C. Due Date. All required permits, licenses, fees, security deposits and insurance policies must be obtained no more than fourteen (14) days prior to the date of the event, with a copy of each submitted to the City Clerk.

78.47, Event Guidelines.

A. Daily time restriction. The hours of operation taking place within a public place shall be between the hours of 9:00 a.m. and 11:00 p.m. Monday through Friday, till 12:00 p.m. Saturday, and between 1:00 p.m. and 10:00 p.m. on Sunday.

B. Inspections. Pre-event and post-event inspections will be performed by representatives of the sponsor and the Mayor.

C. Site maintenance. All areas used must be left in a clean condition. Any need for trash receptacles or trash removal must be negotiated and approved by the Department of Public Works. Cleanup must be completed by 12:00 noon on the day following the event. Events which utilize amusement rides are allowed until 4:00 p.m. on the day following the event.

D. Services available from the City. The City may provide certain equipment and materials to facilitate comfort and control over the event, subject to availability and the City's prior need for such equipment and materials. Exceptions from these services may be made for justifiable reasons upon petition to the Mayor.

(1) Temporary parking signs. All temporary signs for restricting parking must be posted twelve (12) hours in advance and maintained by the sponsor. The actual time of the event shall be posted on these signs. Requests for the necessary signs should be itemized in the application for review by the Department of Public Works. Any usage of temporary signs without the authorization of the Department of Public Works will not be enforced.

(2) Barricades. Any need for barricades should be specified in the application for review by the Department of Public Works.

(3) Security. The amount and type of security will be determined by the Mayor upon review of the event application and the recommendations of the Police Department. Private security may be required of the sponsor.

(4) Emergency medical services. The sponsor must provide a designated emergency medical service area and emergency egress route as needed. The sponsor shall meet all guidelines imposed by the New York State Department of Health. If an event expects an estimated crowd of five thousand (5,000) or more, the sponsor must submit proof of contracted medical services.

(5) Utilities. The sponsor is responsible for payment for any utility use, with payment made directly to the affected department or utility provider.

(6) Restroom facilities. The Department of Public Works will determine reasonable guidelines for portable bathrooms. Financial responsibility for obtaining facilities rests with the sponsor.

(7) Banners and signage. Any banner to be hung over the streets of the City in relation to a special event must obtain approval of the Mayor and the Department of Public Works and therefore should be described in the application. All signage placed for the event should follow any and all requirements for signs allowable under applicable law. The sponsor shall be responsible for erecting and dismantling any signage or banners it is permitted to hang.

(8) Tents and temporary structures. The Mayor may set forth conditions for the erection, maintenance and dismantling of tents and temporary structures for the purpose of protecting the health, welfare and safety of the public and property in the area of the event. If the sponsor is permitted to erect a tent or other temporary structure, the sponsor is responsible for erecting the tent or other temporary structure and maintaining that tent

or temporary structure. The sponsor is responsible for dismantling the tent or other temporary structure upon conclusion of the event, when the necessity for the tent or other temporary structure ceases or upon order of the City.

(9) Parades, motorcades and road races. Sponsors requesting to conduct a parade, motorcade or race must specify their route in their application for review by the Police Department. Escort services will be provided based on the availability of police officers on that particular day and the perceived needs of the parade, motorcade or road race. Fees for such services may be charged.

78.48, Fees.

An application fee as prescribed by resolution of the Common Council will be charged. Other costs may be charged based on estimated costs to the City.

78.49, Deposit.

Applicants shall be required to post a cash deposit or bond with the City Clerk in the amount of One Hundred Dollars ($100.00) minimally and possibly more based on the size of the event and the anticipated cost to the City. This deposit may be waived for nonprofit sponsors. The cash deposit will be applied against any damage to streets or public property and any cleanup expenses incurred by the City as a result of the permitted event. The cash deposit will be returned to the applicant if the City finds that no damage has been committed or cleanup required. The unused portion of any cash deposit partially applied against damage caused by, or clean up required by, the permitted event shall be returned to the applicant.

78.50, Evaluations.

Departments that participated in an approved special event shall submit to the Mayor and designated Council Committee any comments or suggestions for the future within two weeks after the event.

78.51, Penalties for Offenses.

A. Fine. Special events shall not be held without the authorization of the Mayor nor held in contravention of the terms and conditions set forth by the

Mayor (excluding reversions by the Common Council on appeal). Violation of this chapter may subject the sponsor to a fine of Five Hundred Dollars ($500.00) per day.

B. Closing of unauthorized special events. The Commissioner of Police may close any special event conducted without authorization of the Mayor and the sponsors and participants may be subject to arrest.

78.52, Exclusion from Policy.

A. Events initiated by and/or sponsored or co-sponsored by the City are excluded from the provisions of this policy.

B. Notwithstanding the exclusion of City events, any City event requiring significant support service assistance from any department or agency other than the sponsoring department shall be subject to application and costing procedures. The purpose of this provision is to assist all departments and agencies in overall resource and financial planning and processes.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

Bills.

On motion of Alderman Shook, seconded by Alderman Wurster, the following bills were audited and ordered paid by the following vote:

Aaron's Carpet Cleaning	40.00	AAA Pest Control	80.00
AT & T	14.96	Cellular One	52.94

Col-Greene Humane Society	835.00	John Connor, Jr.	2,900.00
D.E. Jones Tire Service	63.95	Federal Express Corp.	54.02
General Code Publishers	644.53	Patrick M. Grattan	840.00
Robert Graziano	385.00	Hudson Boys & Girls Club	5,000.00
Register Star	32.79	Hudson Photo Center	145.34
Johnny's Ideal Ptg	781.75	KD Office Works	131.78
Mabey's	70.00	Frank E. March, CEO	93.27
McNamee, Lochner etal	3,215.40	Mid Hudson Cable	69.95
Niagara Mohawk	13,865.68	Northern Publishing Inc.	254.00
Rapport, Meyers etal	1,305.00	S & F Telecommunications	75.00
Sentry Business Products	128.00	Kim L. Singletary	52.88
Kim L. Singletary, Assessor	75.00	Verizon	389.38

Ayes: President Vertetis, Aldermen Cross, Donahue, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.

Nays: None.

New Business.

President Vertetis stated that the following tax foreclosure properties would be going out to bid and that the bids received would be reviewed by the Committee and then forwarded to the full council: 255-257 Columbia St., vacant lot on Harry Howard, 16 North Third St, vacant lot on Riverledge Rd, 548-551 State St., 21-23-25 Union St., 511 Union Street, 112 Warren St. and possibly 226-228 Warren St.

Frank March, Code Enforcement Officer for the City of Hudson, addressed the problem of absentee landlords and described a situation involving rats at an occupied building on Columbia Street. He asked the Council to consider again a property managers registry which had been implemented in 1999 and then disbanded. He stated his office, the Fire Department as well as the Police Department would benefit having that registry back in full force. The Code Enforcement Officer stated back in April of 2000 copies of laws were received and reviewed with regard to civil and criminal remedies for dealing with buildings where repeated criminal offenses took place. He asked the Council to consider implementing such a law.

Alice Turco, of Hudson, coordinator of the 2nd Ward Neighborhood Watch spoke about the graffiti on many buildings.

Carmine Pierro, Administrative Aide to the Mayor, stated the Police Department was aware of the problem.

Peter Meyer, of Hudson, asked if the Council had received a report regarding the tax assessment process and if there were to be any changes in the 6 year plan the city opted into.

President Vertetis stated the Assessor was completing final figures for the assessment roll and the City would then receive the new equalization rate. He said there had been no discussion on changes in the re-assessment process.

Alderman Donahue invited Ms. Turco and Alderman Shook, also a member of the Neighborhood Watch, to attend the next meeting of the Police Committee. He then referred to the problem of abandoned vehicles in the City which had been discussed at a previous meeting of the Police Committee.

Mayor Scalera stated that the enforcement of abandoned vehicles should continue on a regular basis.

Mr. Pierro stated that the Police Department was in the process of compiling a list of abandoned vehicles.

Code Enforcement Officer March stated that Mr. VonRitter on Tanners Lane who had been recently cited for many violations, had placed much of his junked appliances etc on land belonging to KAZ. He stated that KAZ would install no trespassing signs and that Mr. VonRitter had to the end of the month to clean up the area. In response to a question regarding abandoned vehicles, he stated that he believed Police Officers could enter a property to check out any abandoned vehicles.

Mr. Pierro, in response to a questioned posed by Alderman O'Brien, stated that Towing expenses for abandoned vehicles were mostly paid by the City.

Mayor Scalera stated that CSX would install "No Trespassing" signs around its railroad tracks in the area where a fatal accident had recently occurred in Hudson.

On motion of Alderman Wurster, seconded by Alderman Shook, the meeting was adjourned.

Bonita J. Colwell

City Clerk

AUGUST 12, 2002

A Special Meeting of the Common Council was held on Monday, August 12, at 6:50 P.M. at City Hall, 520 Warren Street, with President Michael Vertetis presiding.

Alderman Shook recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, O'Brien, Shook, Thompson and Wurster.
Excused: Aldermen Meyer & Nedwick.
Absent: Alderman Keith.

The clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Shook, seconded by Alderman Cross, the following Call of the Meeting was ordered received and placed on file:

July 30,2002

Bonita J. Colwell
City Clerk
City Hall
Hudson, NY

Dear City Clerk:

As provided by Section C12-4 of the City Charter, I hereby call a special meeting of the Common Council to be held in the Common Council Chambers, City Hall, on Monday, August 12, 2002 at 6:50 P.M. for the purpose of considering a resolution pertaining to the Coastal Resources Grant for the Waterfront Project.

Very truly yours

Michael Vertetis
President, Common Council

Carried.

On motion of Alderman Cross, seconded by Alderman Wurster, the following Resolution was adopted by the following vote:

RESOLUTION NO. 1, AUGUST 12, 2002

WHEREAS, the City of Hudson has undertaken revitalization of the City's Waterfront Park; and

WHEREAS, the City of Hudson Department of Public Works has made application to the New York State Department of State for a matching grant for Waterfront Park under Title II of the Environmental Protection Fund; and

WHEREAS, the City has been advised that they have been awarded a matching grant by the New York State Department of State in the sum of $250,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into an agreement with the State of new York department of State for a waterfront park and commercial redevelopment grant in the sum of $250,000.00.

BE IT FURTHER RESOLVED, that the city of Hudson's share of $125,000.00 be funded by the Hudson Development Corporation.

AYES: President Vertetis, Aldermen Cross, Donahue, Harter, O'Brien, Shook, Thompson and Wurster.
NAYS: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the meeting was adjourned.

City Clerk

August 20, 2002

A Regular Meeting of the Common Council was held on Tuesday, August 20, 2002, at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman O'Brien recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Absent: Alderman Keith.
(Alderman Keith arrived after the vote on Resolution No. 3)

The clerk announced there was a quorum present as required by Section C12-13 of the City Charter.

On motion of Alderman Harter, seconded by Alderman Meyer, the reading of the minutes of the previous meetings were ordered dispensed with, and the minutes received and placed on file. Carried.

Committee Reports.

On motion of Alderman Wurster, seconded by Alderman Shook, the following committee reports were ordered received and placed on the record of the meeting:

"The Police Committee meeting for July was held on Monday, July 29th at 7:15 P.M. Present were Chairman Donahue, Committee members Nedwick, O'Brien, Shook and Chief Richardson and Comm. Graziano.

"Chief Richardson informed the committee that the city has been awarded a Block Grant in the amount of $39,417 with the City's matching amount to be

$3,942 and requested the committees approval to accept the grant which was given unanimously. The grant will be used to purchase equipment for the police department.

"Neighborhood Watch coordinator Alice Turco requested that the Police Department address the problem of abandoned vehicles on city streets and alleys. Chief Richardson stated that the departments Patrol Sergeants have been assigned specific areas of the city, to list these vehicles, notify the owners if possible and if no action is taken by those owners within a 10 day period have the vehicles towed.

"The increasing problem of graffiti being sprayed on buildings throughout the city was discussed and Chief Richardson assured the committee and public that the department has been and would continue to address this problem.

"A Local Law which would prohibit bicycles, scooters and skateboards on sidewalks on Warren Street and a Local Law which would ban dogs from the city parks were forwarded to the Legal Committee for further action.

"The meeting adjourned at 8:35 P.M. The next Police Committee meeting will be held on Monday, August 26th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"The Legal Committee meeting for July was held on Wednesday, July 31st at 6:30 P.M. Present were Chairman Donahue, Council President Vertetis, Committee members Cross, Meyer and Thompson, City Code Officers March and Davino, City Attorney Connor.

"City Code Officer Frank March requested that the committee once again put into effect a law that would require all property owners who live away from

the city to have a property manager who does live in the city or its outskirts who could be contacted and who could address any problems that would arise at those properties. The Committee was in complete agreement that such a law was necessary and further action will be taken.

"A Local Law that would prohibit bicycles, scooters and skateboards from sidewalks on Warren Street and the penalties for those infractions was discussed and City Attorney Connor stated he would research the legality of the penalties due to the fact that the large percent of the violators would be juveniles.

"A Local Law that would ban dogs from all city parks was discussed. The Police Department requested this Local Law which would give them the authority to ticket violators. At the present signs are posted at all city parks stating No Dogs Allowed but without a Local Law in place the Police Department would not have the authority to issue a ticket. This Local law was discussed at length with both the pros and cons being addressed.

"City Attorney Connor addressed the committee on possible charter revision for the city.

"The Committee went into Executive Session at 7:40 P.M. to discuss tax grievances and adjourned at 7:55 P.M. The next Legal Committee meeting will be held on Wednesday August 28th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"On the 31st day of July, 2002 a meeting of the Finance Committee was held at City Hall. In attendance Chairman Vertetis, Aldermen Cross, Donahue, Thompson, Meyer and Nedwick.

"New Business:

"1) Frank March reported that several categories in the Code Enforcement budget have been depleted and that they would need additional funds to keep the department running. Kevin Walsh is going to work with Frank to see how much is going to be needed to make it to the end of the year.

"2) Coastal Resources Grant, a $250,000 grant with a 50% match. The grant will be used for the development of the waterfront; a resolution will be forwarded to the council authorizing the Mayor to sign the grant.

"3) Peter Marotta gave an overview of future activities of the Hudson Business Alliance. He also requested funding for 2003.

"4) Discussion about where the funds might come from for the proposed centralization of EMS by the County. Going to ask our Supervisors to let the County legislature know we see no need to change things, as we have neither the desire nor the means to contribute over $100,000 for this venture.

"Old Business:

"1) Bid packages are available for foreclosed properties."

"On August 6, 2002, a DPW meeting was held at City Hall, 520 Warren Street, Hudson New York.

"Members present: Chairman Shook, Alderpersons Cross, Wurster, Harter, Common Council President Vertetis, Commissioner Folz, and also Supt. Butterworth.

"John Byron and Steve Blaze from Sterns and Wheeler were here to update us on water plant. Revised foot print is down to the final floor plan. Floor plans for inside plant were shown to the committee. Committee were satisfied with inside plans thus far.

"The exterior part of the building was originally supposed to be brick all around the outside. In an attempt to save $50,000, the committee agreed to have the sides and the back of the building done in block. Sterns and Wheeler will be back to show the committee color samples of the block to make sure that we can blend it in with the brick.

"Citizen Jack Harrell saw room for improvement with a soft, glass-block look for one of the walls. The committee agreed.

"Resolutions:

"1) Wheelchair easement for 319 Warren Street.
"2) Grant for waterfront park.

"Meeting adjourned at 7:15 P.M. Next scheduled meeting will be September 9, 2002 at City Hall at 7:15 P.M."

Respectfully yours

Lyle Shook, Chairman

"On July 29, 2002 a fire committee meeting was held at City Hall, 520 Warren Street, Hudson New York.

"Members present: Chairman Shook, Aldermen Donahue, O'Brien, Nedwick and Chief Colwell.

"Meeting called to order at 6:30 P.M.

"Topics discussed:

"Chief Colwell is concerned with the relationship that the fire department and Bliss Towers Management share. He feels that they should work better together. He calls that the relationship now is stressed at best. Chief Colwell also stated that he was not aware, that Bliss Towers had a Board of Commissioners.

He has requested that he be able to set up a meeting with them. Alderman Donahue will try to set this meeting up. He also stated some concerns about the building being safe in case of fires. Chief stated that the fire department responds to about 70 calls per year.

"Resolutions:

"A resolution is being sent to the Council, that the fire mechanics hourly wage be raised from 25.00 per hour to 40.00 per hour. This is still a bargain the chief stated. Committee all agreed on the raise. This raise will come out the fire department's budget.

"Meeting was adjourned at 7:05 P.M. Next Fire Committee meeting will be held on August 26, 2002 at 6:30 P.M. at City Hall"

Respectfully submitted

Lyle Shook, Chairman

Resolutions.

On motion of Alderman Shook, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, AUGUST 20, 2002

RESOLVED, that the following are hereby appointed Commissioners of Deeds, in and for the City of Hudson, County of Columbia, for the years ending August 31, 2004:

Christopher M. Filli, PO Box 560 Claverack, NY (427 Warren St)
Corey J. Skype, 72 Center St Chatham, NY (427 Warren St)
Gladys Goesch, 3459 Route 9 Box 12 Hudson, NY (401 State St)
Michelle M. McDonald, 57 East Milo St Hudson (560 Warren St)
Quintin E. Cross, 15 North Front St Apt 6L

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, AUGUST 20, 2002

WHEREAS, it is necessary to comply with the Americans With Disabilities Act that Perry Cooney and Alana Hauptmann, owners of property located at 319 Warren Street, Hudson, New York 12534; and,

WHEREAS, the ramp will thereafter encroach on the sidewalk owned by the City of Hudson.

NOW, THEREFORE, BE IT

RESOLVED, that Perry Cooney and Alana Hauptmann be permitted to construct an entrance handicap ramp, said ramp not to extend beyond four feet from the face of the building, owned by them located at 319 Warren Street, Hudson, New York, 12534; and be it further,

RESOLVED, that this is a temporary easement for the purpose of permitting the structure be constructed on the easement property and to remain an encroachment on the lands of the City of Hudson as herein described. Upon the destruction, reconstruction, demolition, or removal of the existing structure or the ramp, this easement shall terminate and be of no further force and effect. The easement shall not be terminated in the event of normal maintenance repair or rehabilitations of the existing structure or the porch.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, AUGUST 20, 2002

WHEREAS, mechanic Kevin Gaylord has served as mechanic for fire trucks for the City of Hudson for a number of years; and

WHEREAS, the mechanic for the fire trucks has not had a raise since 1994.

NOW, THEREFORE, BE IT

RESOLVED, that the fee for basic repair and service of the City of Hudson fire trucks is hereby raised from the sum of $25.00 an hour to the sum of $40.00 per hour, said pay raise retroactive to May 1, 2002.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

(Alderman Keith arrived prior to the vote on Resolution No. 4.)

On motion of Alderman Cross, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, AUGUST 20, 2002

WHEREAS, the City of Hudson seeks to promote the orderly development of the community while respecting the very qualities that make Hudson unique and beautiful; and

WHEREAS, the City of Hudson seeks to develop a coherent plan for provision of programs of housing, infrastructure, economic development and other services; and

WHEREAS, the City of Hudson seeks guidance in the preparation of a strategic plan identifying community resources and needs, as well as appropriate outside resources for addressing those identified needs; and

WHEREAS, technical assistance in the facilitation and creation of such as strategic plan is available through the New York State Rural Housing Coalition, Inc., and Housing Resources of Columbia County, Inc.;

WHEREAS, the Governor's Office of Small Cities has issued an invitation for grant proposals in support of the development of strategic plans for community development with a deadline of September 3, 2002.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Hudson hereby authorizes the Mayor to submit a funding request for the 2002 Technical Assistance Grant Community Development Strategic Plan Grant Application for matching grant funding in an amount not to exceed $25,000 with matching funds proposed to be provided through the City of Hudson, Housing Resources of Columbia County, Inc., in-kind services and incidental office expenses. Said grant funds are to be used to support the implementation of a strategic community development plan for the City of Hudson with the facilitation and support of the New York State Rural Housing Coalition, Inc., and Housing Resources of Columbia County, Inc.; and it is further

RESOLVED, that the Mayor is authorized to enter into contracts with the Governor's Office of Small Cities if grant funds are awarded, and with the New York State Rural Housing Coalition, Inc., and Housing Resources of Columbia County, Inc. to implement the strategic plan upon award of funding from the Governor's Office of Small Cities.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

President Vertetis announced Resolution No. 5 would be removed from the agenda.

Local Laws.

On motion of Alderman Wurster, seconded by Alderman Cross, the following Local Law, introduced by Alderman Shook, seconded by Alderman Meyer was ordered removed from the aldermen's desks and adopted by the following vote:

Local Law Introductory No. 3

A LOCAL LAW AMENDING FEES FOR BUILDING PERMITS IN THE CITY OF HUDSON

BE IT IS ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 44-6(a)(1) is hereby enacted to read as follows:

> **Section 44-6(a)(1).** A minimum charge of Thirty Five Dollars ($35.00) for the first One Thousand Dollars ($1,000.00) or fraction thereof of cost of work.

All other provisions of Section 44-6 remain in full force and effect as now written.

Section 2. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, section or part of this Local Law.

Section 3. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

President Vertetis announced Resolution No. 5 would be removed from the agenda.

Local Laws.

On motion of Alderman Wurster, seconded by Alderman Cross, the following Local Law, introduced by Alderman Shook, seconded by Alderman Meyer was ordered removed from the aldermen's desks and adopted by the following vote:

Local Law Introductory No. 3

A LOCAL LAW AMENDING FEES FOR BUILDING PERMITS IN THE CITY OF HUDSON

BE IT IS ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 44-6(a)(1) is hereby enacted to read as follows:

> **Section 44-6(a)(1).** A minimum charge of Thirty Five Dollars ($35.00) for the first One Thousand Dollars ($1,000.00) or fraction thereof of cost of work.

All other provisions of Section 44-6 remain in full force and effect as now written.

Section 2. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, section or part of this Local Law.

Section 3. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Local Law shall take effect immediately.

On motion of Alderman Meyer, seconded by Alderman Keith, the following Local Law, introduced by Alderman by Alderman Meyer, seconded by Alderman Cross was ordered removed from the aldermen's desks and adopted by the following vote:

Local Law Introductory No. 4, 2002

A LOCAL LAW ENACTING ARTICLE 4 OF CHAPTER 78 OF THE HUDSON CITY CODE

BE IT IS ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Article 4 of Chapter 78 of the Hudson City Code is hereby enacted to read as follows:

Article 4, Mass Gathering Permits.

78.39 Legislative Intent.

Streets and other public places in the City are from time to time temporarily closed and used as sites for art shows, ethnic festivals, neighborhood celebrations and other public events which are privately sponsored but open to the public. Events of this kind serve to improve the quality of life and economic well-being of the residents of the City. They may also result in large numbers of people congregating within the confines of the temporarily closed streets or public places, and the resulting crowd conditions create concerns for police and fire access and control and other concerns relating to the health, safety and welfare of the public and of persons and property in the area. It is therefore essential that a policy be established for governing these events which shall facilitate control over them by the sponsor and by City officials from departments involves with the event to safeguard persons and property.

78.40 Definitions.

The following words, when used in this chapter, shall have the meanings herein stated, unless a different meaning clearly appears from the context:

SPECIAL EVENT - A preplanned single event or series of events that because of its nature, interest, location, promotion or any combination of similar influences, is expected to draw fifty (50) or more people and/or vehicular traffic, sponsored by an individual or entity other than the City, proposed to be held on public property or on private property but affecting public property or requiring City support services, for the purpose(s) of entertainment, celebration, amusement, cultural recognition, arts and crafts displays and/or sales, amateur sports demonstration or competition, block parties, parades, races, or similar activities.

SPONSOR - The individual, group or individuals, corporation or other entity responsible for organizing the event.

SUPPORT SERVICES - Those services which can or must be provided by the City to ensure that a special event is conducted in such a manner as to protect the safety, health, property and general welfare of its citizens. Examples include crowd management and control, traffic management and control, and fire protection.

78.41, City Responsibility.

The City is responsible for determining whether to issue permits and licenses for special events and establishing guidelines for the safe and proper conduct of such special events. To fulfill these responsibilities the City must determine if a special event should be conducted and the terms and conditions under which an approved event may be conducted.

78.42, Sponsor Responsibility.

It is the sponsor's responsibility to make application to conduct a special event as provided in this chapter and to furnish any additional information that may be requested. It is the sponsor's responsibility to abide by all of the terms and conditions established as part of the approval process. It is shall be the sponsor's responsibility to provide for the protection of the safety, health, property and general welfare of those attending and participating in the special event.

78.43, Application and Cost Estimation.

A. Application. The sponsor must submit an application to the City Clerk at least sixty (60) days prior to the event. The City Clerk shall check the application for completeness and forward it to the Mayor or his designee for approval. The Mayor may meet with the sponsor and review the obligations of various city departments and the sponsor. The sponsor must supplement the application as new information is learned or obtained, including the addition of sponsors. The Mayor shall render his decision on a completed application within twenty one (21) days of receipt of a completed application. All permit applications and applicable fees must be submitted fourteen (14) days prior to the start of the event, including those related to fireworks, concession stands and amusement rides. Application forms are to be obtained from and returned to the City Clerk. Exceptions to this application process may be made for justifiable reasons upon petition to the Mayor.

B. City costing process. The completed application shall be distributed by the City Clerk to the appropriate City departments and agencies who will estimate the additional costs that would be incurred as a result of the event. This information may be used in establishing terms and conditions under which an event may be conducted when the use of police or other City personnel is appropriate, possible and not in conflict with any other administrative policies and procedures and/or labor agreements.

78.44, Approval Process.

A. Review, general. The Mayor will review, approve or disapprove each proposed special event on its own merits. In reviewing a proposed special event, the Mayor will also review, evaluate and determine the costs of City support services required for the special event that will be charged to all sponsors unless the Mayor waives all or any portion of these costs if such a waiver is in the best interest of the City. The Mayor will consider various criteria and factors, including but not limited to:

A. Does the City have the ability to provide the required support services regardless of who bears the cost?

B. Does the proposed special event conflict with any other proposed special event or activity?

C. Does the proposed special event unreasonably interfere with the rights of the neighbors?

B. Decision. The Mayor may either approve a proposed event as submitted, make unilateral modifications or make modifications in cooperation with the sponsor. The Mayor shall render his decision in writing with reasons for conditions or denial specified.

C. Appeals. An applicant for a special event may appeal the decision of the Mayor within thirty (30) days to the full Common Council, which may recommend that it overturn the decision after a hearing. The decision of the Common Council will be final.

78.45, Notification.

The sponsor will be notified of the approval or disapproval of the proposed event and will be advised of any terms and conditions applicable to an approved event in writing within twenty-one (21) days of receipt of the completed application.

78.46, Requirements.

A. Permits and Licenses. Approval to conduct a special event by this process does not relieve the sponsor or any participant, including but not limited to food stands, vendors, peddlers or exhibitors, from the responsibility of applying for any other permits or licenses or meeting any other requirements which may be applicable.

(1) Fireworks. All permit, licensing and safety requirements shall be observed. The discharge of personal fireworks is not allowed.

B. Insurance. All events must obtain a liability insurance policy in the amount of One Million Dollars ($1,000,000.00) with the City named as an additional insured, or a larger amount in the discretion of the Mayor. This insurance shall satisfy all insurance requirements for the City for holding the

special event. Additional insurance requirements of City departments shall be considered by the Mayor in formulating the amount of coverage required. The insurance policy shall be subject to the review and approval of the Corporation Counsel of the City.

C. Due Date. All required permits, licenses, fees, security deposits and insurance policies must be obtained no more than fourteen (14) days prior to the date of the event, with a copy of each submitted to the City Clerk.

78.47, Event Guidelines.

A. Daily time restriction. The hours of operation taking place within a public place shall be between the hours of 9:00 a.m. and 11:00 p.m. Monday through Friday, till 12:00 p.m. Saturday, and between 1:00 p.m. and 10:00 p.m. on Sunday.

B. Inspections. Pre-event and post-event inspections will be performed by representatives of the sponsor and the Mayor.

C. Site maintenance. All areas used must be left in a clean condition. Any need for trash receptacles or trash removal must be negotiated and approved by the Department of Public Works. Cleanup must be completed by 12:00 noon on the day following the event. Events which utilize amusement rides are allowed until 4:00 p.m. on the day following the event.

D. Services available from the City. The City may provide certain equipment and materials to facilitate comfort and control over the event, subject to availability and the City's prior need for such equipment and materials. Exceptions from these services may be made for justifiable reasons upon petition to the Mayor.

(1) Temporary parking signs. All temporary signs for restricting parking must be posted twelve (12) hours in advance and maintained by the sponsor. The actual time of the event shall be posted on these signs. Requests for the necessary signs should be itemized in the application for review by the Department of Public Works. Any usage of temporary signs without the authorization of the Department of Public Works will not be enforced.

(2) Barricades. Any need for barricades should be specified in the application for review by the Department of Public Works.

(3) Security. The amount and type of security will be determined by the Mayor upon review of the event application and the recommendations of the Police Department. Private security may be required of the sponsor.

(4) Emergency medical services. The sponsor must provide a designated emergency medical service area and emergency egress route as needed. The sponsor shall meet all guidelines imposed by the New York State Department of Health. If an event expects an estimated crowd of five thousand (5,000) or more, the sponsor must submit proof of contracted medical services.

(5) Utilities. The sponsor is responsible for payment for any utility use, with payment made directly to the affected department or utility provider.

(6) Restroom facilities. The Department of Public Works will determine reasonable guidelines for portable bathrooms. Financial responsibility for obtaining facilities rests with the sponsor.

(7) Banners and signage. Any banner to be hung over the streets of the City in relation to a special event must obtain approval of the Mayor and the Department of Public Works and therefore should be described in the application. All signage placed for the event should follow any and all requirements for signs allowable under applicable law. The sponsor shall be responsible for erecting and dismantling any signage or banners it is permitted to hang.

(8) Tents and temporary structures. The Mayor may set forth conditions for the erection, maintenance and dismantling of tents and temporary structures for the purpose of protecting the health, welfare and safety of the public and property in the area of the event. If the sponsor is permitted to erect a tent or other temporary structure, the sponsor is responsible for

erecting the tent or other temporary structure and maintaining that tent or temporary structure. The sponsor is responsible for dismantling the tent or other temporary structure upon conclusion of the event, when the necessity for the tent or other temporary structure ceases or upon order of the City.

(9) Parades, motorcades and road races. Sponsors requesting to conduct a parade, motorcade or race must specify their route in their application for review by the Police Department. Escort services will be provided based on the availability of police officers on that particular day and the perceived needs of the parade, motorcade or road race. Fees for such services may be charged.

78.48, Fees.

An application fee as prescribed by resolution of the Common Council will be charged. Other costs may be charged based on estimated costs to the City.

78.49, Deposit.

Applicants shall be required to post a cash deposit or bond with the City Clerk in the amount of One Hundred Dollars ($100.00) minimally and possibly more based on the size of the event and the anticipated cost to the City. This deposit may be waived for nonprofit sponsors. The cash deposit will be applied against any damage to streets or public property and any cleanup expenses incurred by the City as a result of the permitted event. The cash deposit will be returned to the applicant if the City finds that no damage has been committed or cleanup required. The unused portion of any cash deposit partially applied against damage caused by, or clean up required by, the permitted event shall be returned to the applicant.

78.50, Evaluations.

Departments that participated in an approved special event shall submit to the Mayor and designated Council Committee any comments or suggestions for the future within two weeks after the event.

78.51, Penalties for Offenses.

A. Fine. Special events shall not be held without the authorization of the Mayor nor held in contravention of the terms and conditions set forth by the

Mayor (excluding reversions by the Common Council on appeal). Violation of this chapter may subject the sponsor to a fine of Five Hundred Dollars ($500.00) per day.

B. Closing of unauthorized special events. The Commissioner of Police may close any special event conducted without authorization of the Mayor and the sponsors and participants may be subject to arrest.

78.52, Exclusion from Policy.

A. Events initiated by and/or sponsored or co-sponsored by the City are excluded from the provisions of this policy.

B. Notwithstanding the exclusion of City events, any City event requiring significant support service assistance from any department or agency other than the sponsoring department shall be subject to application and costing procedures. The purpose of this provision is to assist all departments and agencies in overall resource and financial planning and processes.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

President Vertetis announced that a Special Meeting would be held on August 27, 2002 at 7:00 P.M to vote on Resolution No. 5 - authorizing the Mayor to enter into an option agreement with A. Colarusso for the lease of City property. President Vertetis also announced prior to the Special Meeting an informal meeting would be held at 6:00 P.M. to discuss Charter Revisions.

Bills.

On motion of Alderman Keith, seconded by Alderman Shook, the following bills were audited and ordered paid by the following vote:

AT & T	19.59	AAA Pest Control	80.00
Business Automation Svcs	450.00	Cellular One	191.26
City Clerk's Office	85.60	City Locksmith	280.00
City Treasurer's Office	31.50	Col-Greene Humane Society	305.00
Duncan Industries	2,972.44	Executive Office Systems	1,772.00
Federal Express Corp.	32.41	Patrick M. Grattan	1,103.58
George Holsopple	8.30	Hudson Catskill Newspapers	247.78
Johnny's Ideal Ptg	269.25	KD Office Works	235.10
Mabey's	70.00	Manfred Relc Inc.	390.00
Frank E. March	98.81	Frank E. March, CEO	141.58
Metroland Business Machines	630.00	Mid Hudson Cable	69.95
Niagara Mohawk	17,038.76	NYS BOC, Capital Chapter	120.00
NYS Assoc City Clerk	35.00	NYS Govt Fin. Off. Assoc.	105.00
NYS Soc. Municipal Fin. Off.	35.00	Pattison, Koskey, Rath CPA	2,297.00
RPC Works	330.00	Rapport, Meyers etal	585.00
Signs by Design	195.00	Sentry Business Products	171.88
Staples Credit Plan	109.30	Staples Credit Plan	478.92
Sutin Burgess Ptg	546.00	Verizon	293.63

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

Old Business.

President Vertetis stated Code Enforcement Officer Frank March would make a presentation regarding the Code Enforcement budget shortages.

Code Enforcement Officer March stated his budget requests, for the year 2002, had been cut drastically. He said his budget was cut almost $13,500 and said: "as a result of that, in every one of the classifications, we are very short". He stated his department's personnel/salaries Account "were very short". Mr. March said there seemed to be "some mis-conceptions on how this department operates". He said "we are required and mandated by New York State Codes Bureau, all of the inspectors are certified", and are required to have at least 24 hours per year in code education. He stated effective January 1, 2003 his office would be enforcing the new International Code which required 48 hours of education. He said that he and Asst. Code Enforcement Officer George Holsopple had already completed that required education. He stated that Part-time officer Carl Davino was hired through a grant which allows him to work 14 hours a week at the rate of $13.00 per hour and that Mr. Davino would begin the 110 Hours of code school in October to become certified. Mr. March stated that Mr. Davino's education would exceed the hours allotted through the grant and the city would have to pay the difference. He said that the secretary's salary was budgeted for $8.00 per hour, however she was being paid $10.00 per hour. He then went over shortages in other accounts. He stated the purchase of the digital camera was approved by the Finance Committee and that there were high costs involved in certified mailing pertaining to violations and the use of three cell phones for the inspectors. He requested $1500 for upgrade in computers, $900.00 for re-load and instructions. He requested additional funding of $16,482 for the months remaining in 2002. He stated his office had issued year 91 permits, and said: "it is impossible to maintain the office with the number of man hours that are being spent and I am asking that somebody, and in this case it will probably be me, be appointed on a full time basis". Mr. March then outlined in detail how his department operates in answering complaints, notification regarding violations, the issuance of appearance tickets, and subsequent court appearances.

Alderman Harter questioned the purchase of the digital camera and attendance at conferences.

Mr. March stated the digital camera would save the city money by not purchasing Polaroid film. He stated he had permission from the Finance committee to make the purchase and stated "my budget was cut without a hearing and I didn't get the courtesy of being called".

President Vertetis said: "in many instances you spend money to save money".

Alderman Cross stated that Mr. March had gone through the proper procedures and was approved to purchase the digital camera.

Alderman Keith noted that some departments were understaffed and the council needed to recognize that.

Alderman Nedwick inquired about the upgrade of all computers for all Departments in the City.

President Vertetis stated that the Consultant that had been hired would have a report for the Council in September.

In response to question asked by Alderman O'Brien, Code Enforcement Officer March stated the cost for a full time person would be $54,000.

Mayor Scalera requested that a council committee be established to review staffing, funding and the responsibilities of the Code Enforcement Department. He stated the $24,000 CDBG funds for part-time Code Enforcement Officer Davino would soon be exhausted.

Alderman O'Brien stated that on the previous Council he had been a member of the Legal Committee and that he had been unaware of the staffing problem or that the Code Enforcement Office budget had been drastically cut.

President Vertetis stated the matter of transferring funds to the Code Enforcement Department would be addressed at the next Finance Committee Meeting.

George Holsopple stated he was appointed Assistant Code Enforcement Officer last October. He outlined the duties of the Department and also the problem of reaching property owners regarding violations. He requested that the Property Manager list be re-instated.

Alderman Wurster stated that the Police Department Building was in a "deplorable state" and stated that offices were cramped beyond repair. He said this was another issue that the City needed to address in the immediate future.

Code Enforcement March read letter he had previously sent to former Mayor Cranna regarding the relocation of the Code Enforcement and Assessor Offices to 429 Warren Street in which he stated the use of the building, was in violation of the New York State Building Code and the American with Disabilities Act and listed the many violations in the building.

Alderman Keith, regarding the Police Department and also the Code Enforcement Department office spaces, state those issues 0had been discussed in the past and should again be reviewed. He stated that he had been a member on the previous council and had been involved in meetings regarding such potential sites for new offices, including the Elks Club, the CHP Building, and 3rd & Columbia Street area.

Alderman Meyer stated space issues for City Hall, the Police Department, City Court, and the Fire Department were identified in the Comprehensive Plan process and that there was a need for a Capital Plan. She stated budget time was the time to set priorities.

Alderman Nedwick stated he was in favor of setting up a committee to study building space issues for the City's departments.

Mayor Scalera stated he had recently met with Officials for the State Court System regarding space needs of the City Court and that they also took a tour of the Police Department. He stated that since that meeting he had received a fax from the State Court System stating that the City Court would require 10,000 square feet.

President Vertetis stated he wanted to clarify points regarding the proposed lease of City owned land to the Colarusso Corp. He stated the land was divided into two parcels, one parcel was the backup water supply and the balance of the land was for mining. He said : "there are absolutely, positively no plans to sell the

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President Vertetis stated he wanted to clarify points regarding the proposed lease of City owned land to the Colarusso Corp. He stated the land was divided into two parcels, one parcel was the backup water supply and the balance of the land was for mining. He said : "there are absolutely, positively no plans to sell the

rights to our backup water supply". He stated in paragraph 2 of the proposal the City may consider the selling of its water supply if Colarusso came up with an alternative supply acceptable to the city. He stated that there had been two studies done, one in November of 2001 and 1998, and those studies state "with the proper safeguards that the mining the property adjacent to our water supply would have no effect on our water supply whatsoever". He stated Colarusso presently mines adjacent to the City's quarry and, he said, "so it is already being done, it is already there".

In response to a question, President Vertetis stated the City was first giving Colarusso an option which they would pay for. He stated that option would allow Colarusso to have a study done to see if they can obtain their mining permits. He stated the second phase would be a long term lease and that after forty years when the lease expires, they would own the property.

Alderman O'Brien asked how the $200,000 figure for the lease was arrived at and also inquired about "customary charges" to be paid based on the removed materials. He asked what would happen after ten years if Colarusso decided not to mine any longer. He stated they would not own the land after ten years and there were no provisions in the agreement regarding reclamation.

Alderman Donahue stated Colarusso would be locked into a lease.

Alderman O'Brien stated they could default on the lease.

Alderman Wurster stated the mining permits would probably address reclamation issues.

Alderman Nedwick stated he had been contacted by several of his constituents regarding the leasing of the land and said "very few of them actually understand what is actually happening and I can't say that I fully understand it myself". He requested that a public hearing be held on the matter.

Alderman O'Brien stated he would feel better about the lease if there "was a stronger consensus within the City that this was a good thing".

Alderman Donahue noted that the lease would fund the city's new 8 million dollar water plant.

Alderman O'Brien stated he was not comfortable with the fact that the City had not reached out to other companies regarding the leasing of the land. He said: "I don't want to rush just because we need 7 million dollars".

Jack Harrall, of E. Allen Street, stated that Colarusso would receive approximately 385 acres at the end of the lease. He stated Colarusso would pay the City to mine limestone 8 million dollars over 40 years and then the City would give them the land free. He inquired if there were any other mineral rights given to Colarusso, mentioning specifically water. He stated the city's 400 acres, St Lawrence Cement Quarry, the Colarusso Quarry and at least one third of Greenport's water system "lie on top of a huge aquifer and if that aquifer is going to be given to Colarusso I think that is a huge disservice to the citizens of this town". He stated the land could become a huge income producing facility to this city. He stated the 400 acres of City owned land were not even addressed in the city's Comprehensive Plan.

John Flynn, stated he had negotiated the purchase of the Quarry for Hudson thirty years ago. He said he had read in the newspaper about restricting water use in Hudson and questioned why the auxiliary water supply had not been touched in over thirty years and said, "that is what we bought it for". He said the City was contemplating spending close to 10 million dollars to clean up the water that flows from the Churchtown reservoir that was over 100 years old. He stated it would make more sense to use the water from the Lone Star quarry site as Hudson's primary water support. He inquired if anyone new who the buyer would be for the mined limestone and said: "the moment Hudson limestone begins being transferred to a Swiss Cement Company, I am going to make a Federal Case out of this".

Mary Hack, 17 Union Street, thanked Aldermen O'Brien and Nedwick and stated her disappointment with the other members of the Council for not speaking up regarding a public hearing on the issue. She asked where there were three competitive bids for the leasing of that land and said: "by failing to offer them to

the public you don't even make the pretense of avoiding the appearance of impropriety". She said it had been stated that there were to be the "proper safeguards" involved in the lease and inquired who was to enforce those safeguards.

Alderman Keith said the matter of leasing the land to Colarusso was not a quiet issue and that he had been a part of a number of conversations regarding the lease. He stated his displeasure in Ms. Hack's remark that the Council members were "sitting there and not responding".

Ned DePew, of Hudson, stated the land was an extremely valuable asset He said what was being called a lease was actually a sale agreement. He stated there was no rider that allowed for cost to rise with inflation and there was no adjustment rider, and said: "there are many, many, things wrong with the lease as a legal document". He said: "it is incumbent on this body to go the extra miles, extra five miles, the extra ten miles, to exhaust the research for alternatives". He spoke about a previous suggestion about water bottling that would bring in income year after year and said, "there are many other possible alternatives".

Jack Harrall, E. Allen Street, requested a feasibility study be done on the possible uses of the 400 acres. He stated that in 1969 when the quarry was bought there had been a document prepared by a professional planner listing 19 possible uses of that land. He stated that the planner's 20th suggestion included directions on how to secure federal and state funds to do the development. He said: "there are multiple uses for that property that haven't even been considered".

Alderman Nedwick suggested that the amount of the lease be reviewed.

Alderman Wurster stated the City could rescind the option agreement. He stated he saw no reason not to enter into the option agreement with Colarusso.

Multiple discussions took place regarding the City's water supply, Greenport's water supply, the quality of water and state mandates.

Mayor Scalera stated there had been numerous meetings over the past years regarding the city's water treatment. He stated that since 1997 there had been numerous attempts to reach out to individuals who would possibly be interested in the land , including St. Lawrence cement. He stated he had not heard one conversation regarding a commitment for a primary water source for the City. He stated that to pay off the debt service for the water treatment plant the taxpayer' water bill would increase $100-$125.00 in the first year.

Linda Mussman stated that next week was too early to vote on the issue. She stated that water issue and other matters such as the Police Department, and handicap accessibility, were not addressed in the Comprehensive Plan. She stated that Supt Butterworth was the authority on the treatment of the water, it was a huge endeavor and discussions should continue.

On motion of Alderman Cross, seconded by Alderman Wurster, the meeting was adjourned.

Tracy DeLaney

Clerk

September 5, 2002

A Public Hearing on proposed Local Laws Introductory Nos. 3 and 4 of 2002, was held on Thursday, September 5, 2002 at 4:00 P.M., in the Common Council Chambers, City Hall, with Mayor Richard Scalera presiding.

Mayor Scalera called the hearing to order and announced that the proposed laws were adopted by the Common Council on August 20, 2002, and that the notice of the hearing was published in the Register Star, the city's official newspaper on August 29 & 30, 2002.

There being no one present, the Mayor closed the public hearing at 4:05 P.M.

The proposed laws follow:

Local Law Introductory No. 3

A LOCAL LAW AMENDING FEES FOR BUILDING PERMITS IN THE CITY OF HUDSON

BE IT IS ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 44-6(a)(1) is hereby enacted to read as follows:

> **Section 44-6(a)(1).** A minimum charge of Thirty Five Dollars ($35.00) for the first One Thousand Dollars ($1,000.00) or fraction thereof of cost of work.

All other provisions of Section 44-6 remain in full force and effect as now written.

Section 2. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, section or part of this Local Law.

Section 3. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Local Law shall take effect immediately.

Local Law Introductory No. 4, 2002

A LOCAL LAW ENACTING ARTICLE 4 OF CHAPTER 78 OF THE HUDSON CITY CODE

BE IT IS ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Article 4 of Chapter 78 of the Hudson City Code is hereby enacted to read as follows:

Article 4, Mass Gathering Permits.

78.39 Legislative Intent.

Streets and other public places in the City are from time to time temporarily closed and used as sites for art shows, ethnic festivals, neighborhood celebrations and other public events which are privately sponsored but open to the public. Events of this kind serve to improve the quality of life and economic well-being of the residents of the City. They may also result in large numbers of people congregating within the confines of the temporarily closed streets or public places, and the resulting crowd conditions create concerns for police and fire access and control and other concerns relating to the health, safety and welfare of the public and of persons and property in the area. It is therefore essential that a policy be established for governing these events which shall facilitate control over them by the sponsor and by City officials from departments involves with the event to safeguard persons and property.

78.40 Definitions.

The following words, when used in this chapter, shall have the meanings herein stated, unless a different meaning clearly appears from the context:

SPECIAL EVENT - A preplanned single event or series of events that because of its nature, interest, location, promotion or any combination of similar influences, is expected to draw fifty (50) or more people and/or vehicular traffic, sponsored by an individual or entity other than the City, proposed to be held on public property or on private property but affecting public property or requiring City support services, for the purpose(s) of entertainment, celebration, amusement, cultural recognition, arts and crafts displays and/or sales, amateur sports demonstration or competition, block parties, parades, races, or similar activities.

SPONSOR - The individual, group or individuals, corporation or other entity responsible for organizing the event.

SUPPORT SERVICES - Those services which can or must be provided by the City to ensure that a special event is conducted in such a manner as to protect the safety, health, property and general welfare of its citizens. Examples include crowd management and control, traffic management and control, and fire protection.

78.41, City Responsibility.

The City is responsible for determining whether to issue permits and licenses for special events and establishing guidelines for the safe and proper conduct of such special events. To fulfill these responsibilities the City must determine if a special event should be conducted and the terms and conditions under which an approved event may be conducted.

78.42, Sponsor Responsibility.

It is the sponsor's responsibility to make application to conduct a special event as provided in this chapter and to furnish any additional information that may be requested. It is the sponsor's responsibility to abide by all of the terms and conditions established as part of the approval process. It is shall be the sponsor's responsibility to provide for the protection of the safety, health, property and general welfare of those attending and participating in the special event.

78.43, Application and Cost Estimation.

A. Application. The sponsor must submit an application to the City Clerk at least sixty (60) days prior to the event. The City Clerk shall check the application for completeness and forward it to the Mayor or his designee for approval. The Mayor may meet with the sponsor and review the obligations of various city departments and the sponsor. The sponsor must supplement the application as new information is learned or obtained, including the addition of sponsors. The Mayor shall render his decision on a completed application within twenty one (21) days of receipt of a completed application. All permit applications and applicable fees must be submitted fourteen (14) days prior to the start of the event, including those related to fireworks, concession stands and amusement rides. Application forms are to be obtained from and returned to the City Clerk. Exceptions to this application process may be made for justifiable reasons upon petition to the Mayor.

B. City costing process. The completed application shall be distributed by the City Clerk to the appropriate City departments and agencies who will estimate the additional costs that would be incurred as a result of the event. This information may be used in establishing terms and conditions under which an event may be conducted when the use of police or other City personnel is appropriate, possible and not in conflict with any other administrative policies and procedures and/or labor agreements.

78.44, Approval Process.

A. Review, general. The Mayor will review, approve or disapprove each proposed special event on its own merits. In reviewing a proposed special event, the Mayor will also review, evaluate and determine the costs of City support services required for the special event that will be charged to all sponsors unless the Mayor waives all or any portion of these costs if such a waiver is in the best interest of the City. The Mayor will consider various criteria and factors, including but not limited to:

A. Does the City have the ability to provide the required support services regardless of who bears the cost?

B. Does the proposed special event conflict with any other proposed special event or activity?

C. Does the proposed special event unreasonably interfere with the rights of the neighbors?

B. Decision. The Mayor may either approve a proposed event as submitted, make unilateral modifications or make modifications in cooperation with the sponsor. The Mayor shall render his decision in writing with reasons for conditions or denial specified.

C. Appeals. An applicant for a special event may appeal the decision of the Mayor within thirty (30) days to the full Common Council, which may recommend that it overturn the decision after a hearing. The decision of the Common Council will be final.

78.45, Notification.

The sponsor will be notified of the approval or disapproval of the proposed event and will be advised of any terms and conditions applicable to an approved event in writing within twenty-one (21) days of receipt of the completed application.

78.46, Requirements.

A. Permits and Licenses. Approval to conduct a special event by this process does not relieve the sponsor or any participant, including but not limited to food stands, vendors, peddlers or exhibitors, from the responsibility of applying for any other permits or licenses or meeting any other requirements which may be applicable.

(1) Fireworks. All permit, licensing and safety requirements shall be observed. The discharge of personal fireworks is not allowed.

B. Insurance. All events must obtain a liability insurance policy in the amount of One Million Dollars ($1,000,000.00) with the City named as an additional insured, or a larger amount in the discretion of the Mayor. This insurance shall satisfy all insurance requirements for the City for holding the special event. Additional insurance requirements of City departments shall be considered by the Mayor in formulating the amount of coverage required. The insurance policy shall be subject to the review and approval of the Corporation Counsel of the City.

C. Due Date. All required permits, licenses, fees, security deposits and insurance policies must be obtained no more than fourteen (14) days prior to the date of the event, with a copy of each submitted to the City Clerk.

78.47, Event Guidelines.

A. Daily time restriction. The hours of operation taking place within a public place shall be between the hours of 9:00 a.m. and 11:00 p.m. Monday through Friday, till 12:00 p.m. Saturday, and between 1:00 p.m. and 10:00 p.m. on Sunday.

B. Inspections. Pre-event and post-event inspections will be performed by representatives of the sponsor and the Mayor.

C. Site maintenance. All areas used must be left in a clean condition. Any need for trash receptacles or trash removal must be negotiated and approved by the Department of Public Works. Cleanup must be completed by 12:00 noon on the day following the event. Events which utilize amusement rides are allowed until 4:00 p.m. on the day following the event.

D. Services available from the City. The City may provide certain equipment and materials to facilitate comfort and control over the event, subject to availability and the City's prior need for such equipment and materials. Exceptions from these services may be made for justifiable reasons upon petition to the Mayor.

(1) Temporary parking signs. All temporary signs for restricting parking must be posted twelve (12) hours in advance and maintained by the sponsor. The actual time of the event shall be posted on these signs. Requests for the necessary signs should be itemized in the application for review by the Department of Public Works. Any usage of temporary signs without the authorization of the Department of Public Works will not be enforced.

(2) Barricades. Any need for barricades should be specified in the application for review by the Department of Public Works.

(3) Security. The amount and type of security will be determined by the Mayor upon review of the event application and the recommendations of the Police Department. Private security may be required of the sponsor.

(4) Emergency medical services. The sponsor must provide a designated emergency medical service area and emergency egress route as needed. The sponsor shall meet all guidelines imposed by the New York State Department of Health. If an event expects an estimated crowd of five thousand (5,000) or more, the sponsor must submit proof of contracted medical services.

(5) Utilities. The sponsor is responsible for payment for any utility use, with payment made directly to the affected department or utility provider.

(6) Restroom facilities. The Department of Public Works will determine reasonable guidelines for portable bathrooms. Financial responsibility for obtaining facilities rests with the sponsor.

(7) Banners and signage. Any banner to be hung over the streets of the City in relation to a special event must obtain approval of the Mayor and the Department of Public Works and therefore should be described in the application. All signage placed for the event should follow any and all requirements for signs allowable under applicable law. The sponsor shall be responsible for erecting and dismantling any signage or banners it is permitted to hang.

(8) Tents and temporary structures. The Mayor may set forth conditions for the erection, maintenance and dismantling of tents and temporary structures for the purpose of protecting the health, welfare and safety of the public and property in the area of the event. If the sponsor is permitted to erect a tent or other temporary structure, the sponsor is responsible for erecting the tent or other temporary structure and maintaining that tent or temporary structure. The sponsor is responsible for dismantling the tent or other temporary structure upon conclusion of the event, when the necessity for the tent or other temporary structure ceases or upon order of the City.

(9) Parades, motorcades and road races. Sponsors requesting to conduct a parade, motorcade or race must specify their route in their application for review by the Police Department. Escort services will be provided based

on the availability of police officers on that particular day and the perceived needs of the parade, motorcade or road race. Fees for such services may be charged.

78.48, Fees.

An application fee as prescribed by resolution of the Common Council will be charged. Other costs may be charged based on estimated costs to the City.

78.49, Deposit.

Applicants shall be required to post a cash deposit or bond with the City Clerk in the amount of One Hundred Dollars ($100.00) minimally and possibly more based on the size of the event and the anticipated cost to the City. This deposit may be waived for nonprofit sponsors. The cash deposit will be applied against any damage to streets or public property and any cleanup expenses incurred by the City as a result of the permitted event. The cash deposit will be returned to the applicant if the City finds that no damage has been committed or cleanup required. The unused portion of any cash deposit partially applied against damage caused by, or clean up required by, the permitted event shall be returned to the applicant.

78.50, Evaluations.

Departments that participated in an approved special event shall submit to the Mayor and designated Council Committee any comments or suggestions for the future within two weeks after the event.

78.51, Penalties for Offenses.

A. Fine. Special events shall not be held without the authorization of the Mayor nor held in contravention of the terms and conditions set forth by the Mayor (excluding reversions by the Common Council on appeal). Violation of this chapter may subject the sponsor to a fine of Five Hundred Dollars ($500.00) per day.

B. Closing of unauthorized special events. The Commissioner of Police may close any special event conducted without authorization of the Mayor and the sponsors and participants may be subject to arrest.

78.52, Exclusion from Policy.

A. Events initiated by and/or sponsored or co-sponsored by the City are excluded from the provisions of this policy.

B. Notwithstanding the exclusion of City events, any City event requiring significant support service assistance from any department or agency other than the sponsoring department shall be subject to application and costing procedures. The purpose of this provision is to assist all departments and agencies in overall resource and financial planning and processes.

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect immediately.

City Clerk

September 17, 2002

A Regular Meeting of the Common Council was held on Tuesday, September 17, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Thompson recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Absent: None.

On motion of Alderman Wurster, seconded by Alderman Cross, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Cross, seconded by Alderman Shook, the City Treasurer's Report for the month ending June 30, 2002 was ordered received and placed on file. Carried.

Communications.

Received communication from Attorneys Girvin & Ferlazzo on behalf of Keeler's Craigside Farm requesting City to review and consider the potential environmental impacts of the proposed Colarusso Quarry project.

Committee Reports.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following Committee reports were ordered received and placed on record:

"On the 28th day of August, a meeting of the Finance Committee was held at City Hall. In attendance Chairman Vertetis, Aldermen Cross, Donahue, Thompson, Meyer and Nedwick. Also in attendance Treasurer Walsh and Assessor Singletary.

"Old Business:

"Increasing the Code Enforcement budget to keep the department operating through the end of the year. It was agreed to appropriate another $16,482.00 to fund the department through the end of this year.

"Peter Marotta gave an updated joint economic proposal from the business alliance. They are requesting some funding for advertisement and promotional materials for 2003.

"New Business:

"Assessor Singletary updated the committee and public on the current manner in which the City deals with reassessment. She is looking into the costs and possibility of reassessing the entire City in a shorter time frame.

"Treasurer Walsh addressed the proper language and procedures for budget amendments."

"The Legal Committee meeting for August was held on Wednesday, August 28th at 6:30 P.M.

"Present were Chairman Donahue, Council President Vertetis, Committee members Cross, Meyer and Thompson, City Attorney Connor and Mayor's Aide Pierro.

"A compromise was reached on a Local Law which would have barred dogs from all city parks. The Law will now allow dogs to be in all the city parks as long as the owners adhere to the city's leash and scooper laws. The lone exception will be the Waterfront Park where the no dogs allowed law will be in effect. Signs will be posted in all the parks where dogs will be allowed stating that the leash and scooper laws will be enforced with violators subject to fines the minimum of $50.00 up to $150.00.

"Mayor's Aide Pierro discussed a problem with flea markets and ongoing yard sales on city streets which are creating a nuisance to other residents of those streets. The law at the present time only requires those holding the sales to purchase a $5.00 permit. City Attorney Connor will research the law with the goal of revamping that law to prevent this problem in the future.

"Council President Vertetis discussed the property managers law with the intent of simplifying the forms used at the present time to designate a property manager.

"The Committee went into executive session at 7:25 to discuss a tax grievance.

"The meeting adjourned at 7:30 P.M. The next Legal Committee meeting will be held on Wednesday, September 25th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"A Fire Committee meeting was held on 8-26-2002 at City Hall, 520 Warren Street Hudson, New York.

"Meeting was called to order at 6:30 P.M.

"Members Present: Chairman Shook, Aldermen Donahue, O'Brien, Nedwick, Common Council President Vertetis, Fire Commissioner Jeff Yates.

"New Business Discussed:

"Transferring of funds within the Fire budget from one line item to another. Funds are already in budget, no extra monies are needed.

"Commissioner Yates requested that we contract an architect to design the new fire house. Mitchell Ross Associates from Voorheesville, New York. Commissioner Yates stated that Mitchell has helped design over 60 fire houses. The total cost of his services will be $30,000. The committee agreed.

"Resolution:

"Authorizing Mayor to sign into contract, with Mitchell-Ross Associates to design fire house for the amount of $30,000.

"Meeting adjourned at 7:00 P.M. Next scheduled meeting will be held on September 30, 2002 at City Hall 520 Warren Street."

Respectfully submitted

Lyle Shook, Chairman

"The Police Committee meeting for August was held on Monday, August 26th at 7:15 P.M.

"Present were Chairman Donahue, Council President Vertetis, Committee members Nedwick, O'Brien and Shook, Chief Richardson and Comm. Graziano.

"Alderman Nedwick reported to the Committee that he had taken a tour of the Hudson Police Station and described conditions at that facility as being inadequate throughout the entire station and listed recommendations to correct those inadequate conditions.

"Chief Richardson discussed the recent shootings at the Bliss Towers. He stated that the area had become a permanent post for a 72 hour period following the shootings on a 24-hour basis. Also a continued presence possibly using the K-9 unit would be utilized for a 2 week period. He praised the State Police and Sheriff's Department for their cooperation in assisting the Hudson Police Department in their investigation.

"William Hughes a resident of lower State Street requested the Chief provide foot patrols in that area on a regular basis.

"Jeff First the building manager at Bliss Towers commended the Hudson Police Department for their actions following the shootings and in their follow up investigation which resulted in a number of arrests of those involved.

"Alderman Cross also lauded the Hudson Police for their actions following the shootings.

"Comm. Graziano stated that the bike patrol has been very successful in accomplishing its goal to interact with the public.

"Chief Richardson informed the committee that the Police Department will seek to get permission to install the surveillance cameras on city buildings from the owners of those properties using electric power from those properties which would be paid for either by the city or the property owners.

"The meeting adjourned at 8:30 P.M. The next Police Committee meeting will be held on Monday, September 30th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"A DPW meeting was held on 9-03-02 at City Hall located at 520 Warren Street, Hudson, New York at 7:25 P.M.

"Members present: Chairman Shook, Aldermen Cross, Wurster, Harter, Mike Vertetis, Supt. Butterworth, Comm. Folz.

"John Byron from Stearns and Wheler was there to update the committee on the water filtration plant. Himself and Mr. Butterworth tried to answer any questions that the public had to ask. Many questions were directed to the Quarry Lease Agreement the city has proposed to Colarusso. Also Mr. Byron brought brick and block samples to show the committee what the different colors and styles would look like. Committee will take a closer look at the samples. Committee decided to go ahead with the plans for the water filtration plant.

"Resolutions:

"1. Change in the agreement with the Lockwoods Family in the wording for the parcel of land down by the waterfront. The Lockwoods will retain the right to ship any overweight, oversized cargo from the slip for 60 years, although the slip will not be enlarged to accommodate them. A weeks noticed will be given to the city before they move the likes of beams, ships, or transformers too big for the road.

"2. A Change in the wording for a Brownfield Grant to clean up an old refrigerator manufacturing facility on Dock Street formerly known as Fosters. New wording was required so the state will contribute its $72,000 share of the grant, while the city's $18,000 obligation had the strings removed.

"3. Committee agreed to have the Mayor sign agreement with CSX, which will allow the city to lay water and sewage pipes beneath the tracks by the waterfront. Without the agreement bathroom plans for the park could not proceed.

"Meeting was adjourned at 9:10 PM."

Respectfully submitted

Lyle Shook
Chairman

"On the 21st day of August, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen Shook, Wurster, Harter, Council President Vertetis, Comm. Reina and Comm. Martin.

"Pending/Old Business:

"Topics Discussed: Mayor's senior citizen cruise, approx. 80 people will be open at the end of the month.

"New Business Discussed:

"Briefed by the Hudson Boys & Girls Club staff - on line item on 2003-2004. Pop Warner asking for $5,000.

"Oakdale Park Project: All work on the west side of the park has been completed along with the roadway paved and work has also begun on the installation of the playground equipment. The construction of the new racing pier is also complete.

"Oakdale Beach: With the extremely hot weather the beach has continued to be a popular place. The last of the swim lessons was completed on August 9th. Once again the lessons were a popular activity. On August 10th, a beach party

was held at the beach from 3 to 9 pm. The swim team competed in the newly formed Twin State League with two teams from Massachusetts and Crellin Park. A Swim-A-Thon was held recently for the American Red Cross raising over $600 for local disaster relief activities.

"Playgrounds: The three playgrounds closed on August 9th following a six-week run. A variety of events and activities took place.

"Beyond the Horizon: The final report has been received highlighting the four-week program conducted at Bard College. The program was once again well received and the college went above and beyond the call.

"Tennis Program: The tennis program ended its season on August 16th, at the Hudson Middle School tennis courts. Approximately 35 to 40 youngsters participated. We were unable to offer the evening program due to the lights being in need of repair.

"Street Hockey: Street Hockey Players Wanted! 16 years of age or over. Tuesday nights at Oakdale Rink from 7 to 10 pm. Games played in sneakers.

"Safe Places: Our six-week Safe Places program at the Hudson Boys and Girls Club was held on Monday through Thursday evenings from 4 to 9 pm. Various activities were held along with a Twilight Basketball League and a Folkloric Theatre.

"Attendance: All attendance figures will be available next month.

"Fall Soccer League: Signs ups are underway for the fall soccer program, which is open to boys and girls ages 5-13 in kindergarten through 8th grade. League will begin play September 14th and will run for 6 weeks. Games are played Saturday mornings at the Hudson High School fields.

"Senior Soccer Program: We are again taking registration for 7th and 8th grade youngsters interested in playing soccer. Contact the Youth Dept. if interested.

"Twilight Basketball League: The Twilight League, which was held on Monday evenings, gave an opportunity for organized 3-on-3 basketball play. League play has ended.

"International Folkloric Theatre: Plans are underway for the season ending production of MATONDO! To be presented by the Diata Diata theatre which will be held at the Hudson Boys and Girls Club Thursday through Saturday, August 22nd-24th at 7 pm."

"On the 3rd day of September, 2002, a meeting of the Youth & Aging Committee was held.

"In attendance Chairman Cross, Aldermen Harter, Shook, Wurster, Council President Vertetis, Comm. Martin and Dick Tracy.

"Pending/Old Business:

"Topics Discussed: Mayor Cruise Sept. 19, 2002 from 2-4 pm, 127 participants with 145 maximum capacity. The boat is sold out.

"New Business Discussed:

"Dick Tracy presented the committee with the end of summer report. Dick highlighted the International Folkloric Theatre run by the Badilla Family Diata Diata which had a very high attendance and suggested that funds be found so that we can get this program in the elementary schools.

"Oakdale Beach: The beach closed officially on Labor Day for the season. All in all, the beach was a popular spot during the spell of hot weather. The improvements to the park were well received by the public.

"International Folkloric Theatre: The Diata Diata Theatre after a summer long series of workshops and rehearsals presented its season ending production of MATONDO-THE ESSENCE OF GIVING THANKS. The production featured about 30 cast members and was a celebration of life based upon traditional African folklore featuring music, song and dance of ancestral Africa. The productions were held on August 22nd, 23rd, and 24th at 7 pm at the Hudson Boys and Girls Club. The program was sponsored by St. Lawrence Cement and KAZ Inc. Numerous other individuals and groups also assisted.

"Roller Skating Party: A skating party is planned for Friday, September 20th from 7 to 9 pm at the Oakdale Rink.

"Punt/Pass/Kick: The annual Gatorade sponsored Punt, Pass & Kick, in conjunction with Stan Martin Ford and our department is scheduled for Friday, October 4th at 5 pm at the Hudson Middle School athletic field. The event is for boys and girls ages 8 to 15. Entry forms available at the Youth Dept. Office with entry deadline of Wednesday, October 2.

"Operation Pumpkin: In conjunction with the COARC Promenade Hill Center, the Washington Hose Co. #3 and our department, Operation Pumpkin will be held on Saturday, October 26th stepping off with a parade at 6 pm from the Columbia County Courthouse, 4th and Union Streets. Following the parade youngsters can tour the haunted house, participate in the costume contest and enjoy a variety of treats.

Resolutions.

On motion of Alderman Shook, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, SEPTEMBER 17, 2002

RESOLVED, that the City Treasurer is hereby authorized to make the following transfers within the Fire Department Accounts:

$3,817.07	A960 Appropriations (FROM)		
	A3410.1	Janitors	$ 817.07
	A3410.46	Fire Police	3,000.00
			$3,817.07
	A960 Appropriations (TO)		
	A3410.45	Maint of Equip	3,300.10
	A3410.49	Inspection	516.97
			3,817.07

APPROVED BY BOARD OF ESTIMATE AND APPORTIONMENT

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, SEPTEMBER 17, 2002

WHEREAS, the City of Hudson has experienced some problems with dogs in the parks in the city; and,

WHEREAS, it is believed that increased signage may help to alleviate the problem.

NOW, THEREFORE, BE IT

RESOLVED, that the Public Works Department is directed to post signs at all parks in the City of Hudson in which dogs are allowed stating that a leash law and pooper scooper law are in effect in the City.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, SEPTEMBER 17, 2002

WHEREAS, the City of Hudson is now under contract for the acquisition of property located at 7th Street in the City of Hudson from Foster's Refrigeration LLC for the use of the property as a new firehouse; and

WHEREAS, the City of Hudson thereafter intends to make capital improvements to the property, including installation of overhead doors on the building, and obtaining architectural designs for a new firehouse.

NOW, THEREFORE, BE IT

RESOLVED, that the City Treasurer is authorized to increase estimated revenue; and it is further,

RESOLVED, that the Treasurer of the City of Hudson is hereby directed to open a Hudson Firehouse Consolidation Capital Project account (account #3410.2H), and is further directed to transfer the sum of $130,000.00 from the general fund into said account, and it is further,

RESOLVED, that from this fund the City of Hudson is to use the proceeds to purchase the North 7th Street property from Foster's Refrigeration LLC; to prepare architectural designs of a consolidated firehouse property and to repair the overhead doors in the premises.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, SEPTEMBER 17, 2002

WHEREAS, Resolution No. 3 of June 18, 2002 authorized the Mayor to enter into a "Contract of Sale" with Lockwood Bros. Inc. for the property known as #3095 Ward No. 1, South Front Street for Waterfront Park Development, and

WHEREAS, the "Contract of Sale" as adopted, not yet signed by the Mayor, has been re-negotiated and such changes/additions approved by the Public Works Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized and directed to enter into the new attached "Contract of Sale" with Lockwood Bros. Inc., a Virginia Corporation successors in interest to Lockwood Properties, Inc., a New York Corporation for the purchase of the Lockwood Property.

CONTRACT OF SALE

This CONTRACT OF SALE made as of , 2002, by and between

Lockwood Brothers, Inc., successor in interest to Lockwood Properties, Inc.,

Residing at PO Box 564, Hampton, Virginia, 23669, herein called the "Seller," and

The City of Hudson,

Residing in Columbia County, New York, herein called the "Purchaser."

The parties hereby agree as follows:

1. **Premises.** The Seller shall sell and convey and the Purchaser shall purchase the property, together with all buildings and improvements thereon (collectively called the "Premises"), known as Property #3095, Ward #1, South Front Street, Tax Map No 109-11-1-16.2, described as set forth in Schedule "A" attached hereto.

2. **Purchase Price.** The purchase price is **$1.00** payable at the Closing.

3. **Governmental Violations and Orders.** The Seller shall comply with all notes or notices of violations of law or municipal ordinances, ordered or requirements noted or issued as of the date hereof by any governmental department having authority as to lands, housing, buildings, fire, health, environmental and labor conditions affecting the Premises. The Premises shall be conveyed free of them at the Closing. The Seller shall furnish the Purchaser with any authorizations necessary to make the searches that could disclose these matters.

4. **The Seller's Representations.**

(a) Seller represents and warrants to the Purchaser that:

(i) The Premises abut or have a right of access to a public road;

(ii) The Seller is the sole owner of the Premises and has the full right, power and authority to sell, convey and transfer the same in accordance with the terms of this contract;

(iii) The Seller is not a "foreign person," as that term is defined for purposes of the Foreign Investment in Real Property Tax Act, Internal Revenue Code ("IRC")Section 1445, as amended, and the regulations promulgated thereunder (collectively "FIRPTA");

(iv) The Premises are not affected by any exemptions or abatements of taxes; and

(v) The Seller has been known by no other name for the past ten (10) years.

(b) The Seller covenants and warrants that all of the representations and warranties set forth in this contract shall be true and correct at the Closing.

5. **Condition of Property.**

(a) The Purchaser acknowledges and represents that it is fully aware of the physical condition and state of repair of the Premises based on the Purchaser's own inspection and investigation thereof, and that the Purchaser is entering into this contract based solely

upon such inspection and investigation.

(b) The Purchaser and their authorized representatives shall have the right, at reasonable times upon reasonable notice (by telephone or otherwise) to the Seller, to inspect the Premises before the Closing.

6. **Insurable Title.** The Seller shall give and the Purchaser shall accept such title as any title insurance company licensed to do business in the State of New York shall be willing to approve and insure in accordance with its standard form of title policy approved by the New York State Insurance Department, subject only to the matters provided for in this contract.

7. **Closing, Deed and Title.**
(a) "Closing" means the settlement of the obligations of the Seller and the Purchaser to each other under this contract, including the payment of the purchase price to the Seller, and the delivery to the Purchaser of a warranty deed, in proper statutory form for recording, duly executed and acknowledged, so as to convey to the Purchaser fee simple title to the Premises, free of all encumbrances, except as otherwise herein stated. The deed shall contain a covenant by the Seller as required by subdivision 5 of Section 13 of the Lien Law. The deed of conveyance shall include the description as set forth in Schedule "A," or at the option of the Purchaser and his sole cost and expense, the Purchaser may elect to have the property surveyed by a New York State licensed land surveyor and the deed description shall be pursuant to said survey provided the survey is certified to the Seller.

(b) That the Seller and its successors in interest shall retain a right of way granting Seller a right of way crossing the Premises and use of the slip located on the Premises more fully described as follows:

(i) Use and Notification

Lockwood Brothers, Inc. and its successors in interest will use the right of way and slip in its business of rigging and heavy hauling for the purpose of transportation and the loading and unloading of marine vessels. Notification of one week will be given to the City of Hudson prior to any use. Telephone or Fax notification to the Department of Public Works will be sufficient to satisfy this problem.

Examples of business currently conducted by Lockwood Brothers, Inc. are:

Transportation of Pressure Vessels for the US Navy
Transportation of Yankee Dryers for paper companies
Transportation of Transformers and other utility components for the electric power industry
Transportation of Bridge Beams for the Big Dig
Transportation of Fabricated Components for the Deer Island Treatment Plant
In general, transportation of over-weight, over-width, over-height items from plant to installation site.

(ii) Regulatory Limitation.

Lockwood Brothers, Inc. and its successors in interest will not perform any transportation activity on the right of way access that does not conform to US DOT regulations governing barge movements at the time of the use.

(iii) Minimum Access.

Included in the right of way is the barge access slip. The City of Hudson will maintain access for the use of the slip. The City of Hudson will not be responsible for widening the slip from its current width. The City of Hudson will not modify existing slip without Seller's pre-approval.

(iv) Expiration of privilege.

The privilege to use the right of way by Lockwood Brothers, Inc. and its successors in interest will expire sixty (60) years after the execution of this agreement.

(v) Right to cure.

Upon notification of default of any term or provision of paragraphs (i) or (ii) herein, Lockwood shall have sixty (60) days to cure the noticed default, during that time Lockwood shall not willingly cause further default of the agreement.

If Lockwood Brothers, Inc. should fail to cure any default of this agreement after receiving the proper notice from the City of Hudson within sixty (60) days from the issuance of said notice then Lockwood Brothers, Inc. and its heirs and successors shall forfeit all rights and privileges granted to it under this agreement permanently and forever.

8. **Closing Date and Place.** The Closing shall take place at City Hall, 520 Warren Street, Hudson, New York or as the parties may agree, on or about _____ ___, **2002.**

9. **Conditions of Closing.** This contract and the Purchaser's obligation to purchase the Premises are also subject to and condition upon the fulfillment of the following conditions precedent:

(a) The accuracy, as of the date of the Closing, of the representations and warranties of the Seller made in this contract.

(b) The delivery by the Seller to the Purchaser of a duly executed Combined Real Estate Transfer Tax Return and Credit Line Mortgage Certificate (in form prescribed by law).

(c) The delivery of possession of the Premises vacant and free leases or tenancies.

(d) The delivery by the parties of any other affidavits required as a condition of recording the deed.

(e) The Purchaser will agree to pay for the appraisal required by the Internal Revenue Service.

10. **Deed Transfer and Recording Taxes.** At the Closing, certified or official bank checks payable to the order of the appropriate State, City or County officer in the amount of any applicable transfer and/or recording tax payable by reason of the delivery or

recording of the deed, shall be delivered by the party required by law or by this contract to pay such transfer and/or recording tax, together with any required tax returns duly executed and sworn to, and such party shall cause any such checks and returns to be delivered to the appropriate officer promptly after the Closing. The obligation to pay an additional tax or deficiency and any interest or penalties thereon shall survive the Closing.

11. **Apportionments and Other Adjustments; Installment Assessments.**
(a) Taxes shall be apportioned as of midnight of the day before the Closing, on the basis of the fiscal period for which is assessed.

(b) If the Closing shall occur before a new tax rate is fixed, the apportionment of taxes shall be upon the basis of the tax rate for the immediately preceding fiscal period applied to the latest assessed valuation.

(c) If at the date of the Closing the Premises are affected by an assessment which is or may become payable in annual installments, and the first installment is then a lien, or has been paid, then for the purposes of this contract all the unpaid installments shall be considered due and shall be paid by the Seller at or prior to the Closing.

(d) Any errors or omissions in computing apportionments or other adjustments at the Closing shall be corrected within a reasonable time following the Closing. This subparagraph shall survive the Closing.

12. **Title Examination; Seller's Inability to Convey; Limitations of Liability.**
(a) The Purchaser shall order an examination of the title in respect of the Premises, including municipal and building department searches, from a title company licensed or authorized to issue title insurance by the New York State Insurance Department or any agent for such title company promptly after the execution of this contract. The Purchaser shall cause a copy of the title report and of any additions thereto to be delivered to the Seller promptly after receipt thereof.

(b) (i) If at the date of the Closing the Seller is unable to cause the transfer of title to the Purchaser in accordance with this contract, or the Purchaser has other valid grounds for refusing to close, whether by reason of liens, encumbrances or other objections to title or otherwise (herein collectively called "Defects"), other than those subject to which the Purchaser are obligated to accept title hereunder or which the Purchaser may have waived, and if the Purchaser shall be unwilling to waive the same and to close title without abatement of the purchase price, then, except as hereinafter set forth, the Seller shall have the right, at the Seller's sole election, either to take such action as Seller may deem advisable to remove, remedy, discharge or comply with such Defects, the Seller shall be entitled from time to time, upon Notice to the Purchaser, to adjourn the date for the Closing hereunder for a period or periods not exceeding thirty (30) days in the aggregate, and the date for the Closing shall be adjourned to a date specified by the Seller not beyond such period. If for any reason whatsoever, the Seller shall not have succeeded in removing, remedying or complying with such Defects at the expiration of such adjournment(s), and if the Purchaser shall still be unwilling to waive the same and to close title without abatement of the purchase price, then either party may cancel this contract by Notice to the other given ten (10) days after such adjourned date;

(ii) notwithstanding the foregoing, any existing mortgage and any matter created by the Seller after the date hereof shall be released, discharged or otherwise cured by the Seller at or prior to the Closing.

recording of the deed, shall be delivered by the party required by law or by this contract to pay such transfer and/or recording tax, together with any required tax returns duly executed and sworn to, and such party shall cause any such checks and returns to be delivered to the appropriate officer promptly after the Closing. The obligation to pay an additional tax or deficiency and any interest or penalties thereon shall survive the Closing.

11. **Apportionments and Other Adjustments; Installment Assessments.**
(a) Taxes shall be apportioned as of midnight of the day before the Closing, on the basis of the fiscal period for which is assessed.

(b) If the Closing shall occur before a new tax rate is fixed, the apportionment of taxes shall be upon the basis of the tax rate for the immediately preceding fiscal period applied to the latest assessed valuation.

(c) If at the date of the Closing the Premises are affected by an assessment which is or may become payable in annual installments, and the first installment is then a lien, or has been paid, then for the purposes of this contract all the unpaid installments shall be considered due and shall be paid by the Seller at or prior to the Closing.

(d) Any errors or omissions in computing apportionments or other adjustments at the Closing shall be corrected within a reasonable time following the Closing. This subparagraph shall survive the Closing.

12. **Title Examination; Seller's Inability to Convey; Limitations of Liability.**
(a) The Purchaser shall order an examination of the title in respect of the Premises, including municipal and building department searches, from a title company licensed or authorized to issue title insurance by the New York State Insurance Department or any agent for such title company promptly after the execution of this contract. The Purchaser shall cause a copy of the title report and of any additions thereto to be delivered to the Seller promptly after receipt thereof.

(b) (i) If at the date of the Closing the Seller is unable to cause the transfer of title to the Purchaser in accordance with this contract, or the Purchaser has other valid grounds for refusing to close, whether by reason of liens, encumbrances or other objections to title or otherwise (herein collectively called "Defects"), other than those subject to which the Purchaser are obligated to accept title hereunder or which the Purchaser may have waived, and if the Purchaser shall be unwilling to waive the same and to close title without abatement of the purchase price, then, except as hereinafter set forth, the Seller shall have the right, at the Seller's sole election, either to take such action as Seller may deem advisable to remove, remedy, discharge or comply with such Defects, the Seller shall be entitled from time to time, upon Notice to the Purchaser, to adjourn the date for the Closing hereunder for a period or periods not exceeding thirty (30) days in the aggregate, and the date for the Closing shall be adjourned to a date specified by the Seller not beyond such period. If for any reason whatsoever, the Seller shall not have succeeded in removing, remedying or complying with such Defects at the expiration of such adjournment(s), and if the Purchaser shall still be unwilling to waive the same and to close title without abatement of the purchase price, then either party may cancel this contract by Notice to the other given ten (10) days after such adjourned date;

(ii) notwithstanding the foregoing, any existing mortgage and any matter created by the Seller after the date hereof shall be released, discharged or otherwise cured by the Seller at or prior to the Closing.

(c) If this contract is canceled pursuant to its terms, other than as a result of the Purchaser's default, this contract shall terminate and come to an end, and neither party shall be released, discharged or otherwise cured by the Seller at or prior to the Closing.

13. **Affidavit as to Judgments, Bankruptcies, etc.** If a title examination discloses judgments, bankruptcies or other returns against persons having names the same as or similar to that of the Seller, the Seller shall deliver as affidavit at the Closing showing that they are not against the Seller.

14. **Notices.** Any notice or other communication ("Notice") shall be in writing and either (a) sent by either of the parties hereto or by their respective attorneys who are hereby authorized to do so on their behalf, be registered or certified mail, postage prepaid, or (b) delivered in person or by overnight courier, with receipt acknowledged, to the respective addresses given in this contract for the parties to whom the Notice is to be given, or to such address as such party shall hereafter designate by Notice given to the other party or parties pursuant to this paragraph. Each Notice mailed shall be deemed given on the third business day following the date of mailing the same and each Notice delivered in person or by overnight courier shall be deemed given when delivered.

15. **No Assignment.** The contract may not be assigned by the Purchaser without the prior written consent of the Seller in each instance and any purported assignment(s) made without such consent shall be void.

16. **Indemnification.** (i) The Purchaser acknowledges that the surface and subsurface soil on the Premises is currently contaminated with Manufactured Gas Plant (MGP) related byproducts including coal tar, volatile organic compounds and polycyclic aromatic hydrocarbons.

(ii) The Purchaser agrees to indemnify Seller (Lockwood Brothers, Inc. and Lockwood Properties, Inc., as their interests may appear), its owners, officers, directors and successors against environmental claims of individuals, corporations, governments, or any other legal entity regarding the Premises and the aforementioned contaminants.

17. **Miscellaneous.**

(a) All prior understandings, agreements, representations and warranties, oral or written, between the Seller and the Purchaser are merged in this contract. This agreement constitutes the entire contract between the parties hereto.

(b) Neither this contract nor any provision thereof may be waived, changed or canceled except in writing. This contract shall also apply to and bind the heirs, distributees, legal representatives, successors and permitted assigns of the respective parties. The parties hereby authorize their respective attorneys to agree in writing to any changes in dates and time periods provided for in this contract.

(c) Any singular word or term herein shall also be read as in the plural and the neuter shall include the masculine and feminine gender, whenever the sense of this contract may require it.

(d) The captions in this contract are for convenience of reference only and in not way define, limit or describe the scope of this contract and shall not be considered in the interpretation of this contract or any provision hereof.

(e) This contract shall not be binding or effective until duly executed and delivered by the Seller and the Purchaser.

(f) Each party shall, at any time and from time to time, execute, acknowledge where appropriate and deliver such further instruments and documents and take such other action as may be reasonably requested by the other in order to carry out the intent and purpose of this contract. This subparagraph shall survive the Closing.

(g) This contract is intended for the exclusive benefit of the parties hereto and, except as otherwise expressly provided herein, shall not be for the benefit of, and shall not create any rights in, or be enforceable by, any other person or entity.

IN WITNESS WHEREOF, this contract has been duly executes by the parties hereto.

Lockwood Properties, Inc. - *Seller*

Richard Scalera - *Purchaser*
Mayor, City of Hudson

Michael Vertitis - *Purchaser*
Common Council President
City of Hudson

Attorney for Sellers:

Attorney for Purchasers:
Kevin M. Colwell
Special Legal Advisor
City of Hudson
1 Columbia Place
Albany, NY 12207

CERTIFICATE OF ACKNOWLEDGMENT

City of Hampton

Commonwealth of VIRGINIA

THE foregoing INSTRUMENT WAS acknowledged before me this 27th day of August 2002, by James L. Lockwood Jr.

NOTARY Public R. Michael Campbell

My Commission Expires 1/31/05

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, SEPTEMBER 17, 2002

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION 1966 CLEAN WATER/CLEAN AIR BOND ACT ENVIRONMENTAL RESTORATION PROJECTS - TITLE 5
(Brownfield Project former Foster Property 119 N. Second Street)

WHEREAS, the City of Hudson herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for environmental restoration projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council

1. That the Mayor is the representative authorized to act in behalf of the Municipality in all matters related to State assistance under ECL Article 56, Title 5. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3. That one (1) certified copy of this Authorization be prepared and sent to the Albany Office of the New York State Department of Environmental Conservation together with the Application for State Assistance;

4. That this Authorization take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Keith, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, TO AUTHORIZE THE MAYOR OF THE CITY OF HUDSON TO ENTER INTO PIPELINE CROSSING AGREEMENTS WITH CSX TRANSPORTATION INC.
COMMON COUNCIL, CITY OF HUDSON

Dated September 17, 2002

WHEREAS, the City of Hudson is in the process of developing a waterfront park for recreation uses and it is necessary that a waterline and sewer line be installed into the park; and,

WHEREAS, the City of Hudson will enter into Pipeline Crossing Agreements with CSX Transportation Inc. wherein the City of Hudson will have a license to install a waterline and sewer line under the train tracks of CSX Transportation Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the aforesaid Pipeline Crossing Agreements dated August 21, 2002 and attached hereto.

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Water Line

CSXT Form 2037G - Page 1
Revised May 2002 ø
Agreement No. NYC-043829

PIPELINE CROSSING AGREEMENT

THIS AGREEMENT, Made as of August 21, 2002, by and between CSX TRANSPORTATION, INC., a Virginia corporation, as Operator for New York Central Lines LLC, a Delaware limited liability company, a wholly-owned subsidiary of Consolidated Rail Corporation, a Pennsylvania corporation, whose mailing address is 500 Water Street, Jacksonville, Florida 32202, hereinafter, jointly called "Licensor," and CITY OF HUDSON, a municipal corporation, political subdivision or state agency, under the laws of the State of New York, whose mailing address is 520 Warren Street, Hudson, New York 12534, hereinafter called "Licensee," WITNESSETH:

WHEREAS, Licensee desires to construct, use and maintain a pipeline, solely for the transmission of potable water, hereinafter called "Pipeline," under or across the track(s) and property owned or controlled by Licensor at or near Hudson, County of Columbia, State of New York, located at Valuation Station 6034+57, Milepost QC-114.30, Hudson Subdivision, hereinafter called the "Crossing," as shown on print of Licensee's Drawing NYC043829, dated February 14, 2002, attached hereto and made a part hereof; other details and data pertaining to said Pipeline being as indicated on Licensee's Application Form, dated July 9, 2002, also attached hereto and made a part hereof;

NOW, THEREFORE, in consideration of the mutual covenants, conditions, terms and agreements herein contained, the parties hereto agree and covenant as follows:

1. LICENSE:

1.1 Subject to Article 17, Licensor, insofar as it has the legal right, power and authority to do so, and its present title permits, and subject to:

(A) Licensor's present and future right to occupy, possess and use its property within the area of the Crossing for any and all purposes;

(B) All encumbrances, conditions, covenants, easements, and limitations applicable to Licensor's title to or rights in the subject property; and

(C) Compliance by Licensee with the terms and conditions herein contained;

does hereby license and permit Licensee to construct, maintain, repair, renew, operate, use, alter or change said Pipeline at the Crossing above for the term herein stated, and to remove same upon termination.

1.2 The term Pipeline, as used herein, shall include only the pipes, ducts, casing, vents, manholes, connectors, fixtures, appliances and ancillary facilities devoted exclusively to the transmission usage above within the Crossing, and as shown on attached Application Form.

1.3 No additional pipeline or other facilities shall be placed, allowed or maintained by Licensee in, upon or along the Crossing except upon separate prior written consent of Licensor.

2. ENCROACHMENT INVENTORY FEE:

2.1 In lieu of annual payments and in consideration of Licensor's waiver of future fee increases, Licensee shall pay Licensor a one-time nonrefundable Encroachment Inventory Fee of ONE THOUSAND NINE HUNDRED AND 00/100 U.S. DOLLARS ($1,900.00) upon execution of this Agreement. Licensee agrees that the License Fee applies only to the original Licensee under this Agreement. In the event of a successor (by merger, consolidation, reorganization and/or assignment) or if the original Licensee changes its name, then Licensee shall be subject to payment of Licensor's current administrative and document preparation fees for the cost incurred by Licensor in preparing and maintaining this Agreement on a current basis.

2.2 However, Licensee assumes sole responsibility for, and shall pay directly (or reimburse Licensor), any additional annual taxes and/or periodic assessments levied against Licensor or Licensor's property solely on account of said Pipeline or Crossing.

2.3 This Agreement shall be effective upon the date first written above. License shall be revocable upon the earlier of: (1) May 31, 2024 or (2), as herein provided, but shall also terminate upon (a) Licensee's cessation of use of the Pipeline or Crossing for the purpose(s) above, (b) removal of the Pipeline, and/or (c) subsequent mutual consent.

2.4 In further consideration for the license or right hereby granted, Licensee hereby agrees that Licensor shall not be charged or assessed, directly or indirectly, with any part of the cost of the installation of said Pipeline and appurtenances, and/or maintenance thereof, or for any public works project of which said Pipeline is a part.

3. CONSTRUCTION, MAINTENANCE AND REPAIRS:

3.1 Licensee shall construct, maintain, relocate, repair, renew, alter, and/or remove said Pipeline, in a prudent, workmanlike manner, using quality materials and complying with: any applicable standard(s) or regulation(s) of Licensor (A.R.E.M.A. Specifications) and Licensee's particular industry, and/or any governmental or regulatory body having jurisdiction over the Crossing or Pipeline.

3.2 Location and construction of Pipeline shall be made strictly in accordance with design(s) and specifications furnished to and approved by Licensor, and of material(s) and size(s) appropriate for the purpose(s) above recited.

3.3 All Licensee's work and exercise of rights hereunder shall be undertaken at time(s) satisfactory to Licensor and so as to eliminate or minimize any impact on or interference with the safe use and operation of Licensor's track(s).

3.4 In the installation, maintenance, repair and/or removal of said Pipeline, Licensee shall not use explosives of any type or perform or cause any blasting without the separate express written consent of Licensor. As a condition to such consent, a representative will be assigned by Licensor to monitor blasting, and Licensee shall reimburse Licensor for the entire cost and/or expense of furnishing said monitor.

3.5 Any repairs or maintenance to Pipeline, whether resulting from acts of Licensee, or natural or weather events, which are necessary to protect or facilitate Licensor's use of its property, shall be made by Licensee promptly, but in no event later than thirty (30) days after Licensee has notice as to the need for such repairs or maintenance.

3.6 Licensor, in order to protect or safeguard its property, rail operations, equipment and/or employees from damage or injury, may request immediate repair or renewal of the Pipeline, and if the same is not performed, may make or contract to make such repairs or renewals, at the sole risk, cost and expense of Licensee.

3.7 Neither the failure of Licensor to object to any work done, material used, or method of construction or maintenance of said Crossing, nor any approval given or supervision exercised by Licensor, shall be construed as an admission of liability or responsibility by Licensor, or as a waiver by Licensor of any of the obligations, liability and/or responsibility of Licensee under this Agreement.

3.8 Licensee hereby agrees to reimburse Licensor any loss, cost or expense (including losses resulting from train delays and/or inability to meet train schedules) arising from any failure of Licensee to make repairs or conduct maintenance as required by Section 3.5 above or from improper or incomplete repairs or maintenance to Pipeline.

4. PERMITS, LICENSES:

4.1 Before any work hereunder is performed, or before use of the Crossing for the contracted purpose, Licensee, at its sole cost and expense, shall obtain all necessary permit(s) (including but not limited to zoning, building, construction, health, safety or environmental matters), letter(s) or certificate(s) of approval. Licensee expressly agrees and warrants that it shall conform and limit its activities to the terms of such permit(s), approval(s) and authorization(s), and shall comply with all applicable ordinances, rules, regulations, requirements and laws of any governmental authority (state, federal or local) having jurisdiction over Licensee's activities, including the location, contact, excavation and protection regulations of the Occupational Safety and Health Act (OSHA) (20 CFR 1926.651(b), et al.), and State "One Call" - "Call Before You Dig" requirements.

4.2 Licensee assumes sole responsibility for failure to obtain such permit(s) or approval(s), for any violations thereof, or for costs or expenses of compliance or remedy.

5. MARKING AND SUPPORT:

5.1 With respect to any subsurface installation or maintenance upon Licensor's property, Licensee, at its sole cost and expense, shall:

(A) Support track(s) and roadbed of Licensor, in a manner satisfactory to Licensor;

(B) Backfill with satisfactory material and thoroughly tamp all trenches to prevent settling of surface of land and roadbed of Licensor; and

(C) Either remove any surplus earth or material from Licensor's property or cause said surplus earth or material to be placed and distributed at location(s) and in such manner as Licensor may approve.

5.2 After construction or maintenance of Pipeline, Licensee shall:

(A) Restore said track(s), roadbed and other disturbed property of Licensor; and

(B) Erect, maintain and periodically verify the accuracy of aboveground markers, in a form approved by Licensor, indicating the location, depth and ownership of Pipeline or related facilities.

5.3 Licensee shall remain responsible for any settlement of the track(s) or roadbed for a period of one (1) year subsequent to completion of installation.

6. TRACK CHANGES:

6.1 In the event that Licensor's rail operations and/or track maintenance result in changes in grade or alignment of, additions to, or relocation of Licensor's track(s) or other facilities, or in the event future use by Licensor of right-of-way and property necessitate any change of location, height or depth of Pipeline or Crossing, Licensee, at its sole cost and expense and within thirty (30) days after notice in writing from Licensor, shall make changes in Pipeline or Crossing to accommodate Licensor's track(s) or operations.

6.2 If Licensee fails to do so, Licensor may make or contract to make such changes at Licensee's cost.

7. PIPE CHANGES:

7.1 Licensee shall periodically monitor and verify the depth or height of Pipeline and Crossing in relation to Licensor's tracks and facilities, and shall relocate Pipeline or change Crossing, at Licensee's expense, should such relocation or change be necessary to comply with the minimum clearance requirements of this Agreement or of any public authority.

7.2 If Licensee undertakes to revise, renew, relocate or change all or any part of Pipeline (including any change in circumference, diameter or radius of pipe or carrier pipe, change in operating pressure, or change in materials transmitted in and through said pipe), or is required by any public agency or court order to do so, plans therefor shall be submitted to Licensor for approval before any such change is made. After approval the terms and conditions of this Agreement shall apply thereto.

8. INTERFERENCE WITH RAIL FACILITIES:

8.1 Although the Pipeline/Crossing herein permitted may not presently interfere with Licensor's railroad operations or facilities, in the event that the operation, existence or maintenance of said Pipeline, in the sole judgment of Licensor, causes: (a) interference (physical, magnetic or otherwise) with Licensor's communication, signal or other wires, powerlines, train control system, or facilities; or (b) interference in any manner with the operation, maintenance or use by Licensor of its right-of-way, track(s), structures, pole line(s), devices, other property, or any appurtenances thereto; then and in either event, Licensee, upon receipt of written notice from Licensor of any such interference, and at Licensee's sole risk, cost and expense, shall promptly take such remedial action or make such changes in its Pipeline or its installation or carrier pipe, as may be required in the reasonable judgment of Licensor to eliminate all such interference. Upon Licensee's failure to remedy or change, Licensor may do so or contract to do so, at Licensee's sole cost.

8.2 Without assuming any duty hereunder to inspect Licensee's Pipeline, Licensor hereby reserves the right to inspect same and to require Licensee to undertake necessary repairs, maintenance or adjustments to Pipeline, which Licensee hereby agrees to make promptly, at Licensee's sole cost and expense.

9. RISK, LIABILITY, INDEMNITY:

With respect to the relative risk and liabilities of the parties, it is hereby agreed that:

9.1 Licensee hereby assumes, and, to the fullest extent permitted by State law (Constitutional or Statutory, as amended), shall defend, indemnify, and hold Licensor harmless from and against any and all liability, loss, claim, suit, damage, charge or expense which Licensor may suffer, sustain, incur or in any way be subjected to, on account of death of or injury to any person whomsoever (including officers, agents, employees or invitees of Licensor), and for damage to or loss of or destruction of any property whatsoever, arising out of, resulting from, or in any way connected with the construction, presence, existence, repair, maintenance, replacement, operations, use or removal of Pipeline or any structure in connection therewith, or restoration of premises of Licensor to good order or condition after removal, EXCEPT when caused solely by the willful misconduct or gross negligence of Licensor. HOWEVER, during any period of actual construction, repair, maintenance, replacement or removal of pipeline, wherein agents, equipment or personnel of Licensee are on the railroad right-of-way, Licensee's liability hereunder shall be absolute, irrespective of any joint, sole or contributory fault or negligence of Licensor.

9.2 Use of Licensor's right-of-way involves certain risks of loss or damage as a result of Licensor's rail operations. Notwithstanding Section 9.1, Licensee expressly assumes all risk of loss and damage to Licensee's Property or Pipeline in, on, over or under the Occupancy, including loss of or any interference with use thereof, regardless of cause, including electrical field creation, fire or derailment arising out of Licensor's rail operations. For this Section, the term "Licensee's Property" shall include pipe contents as well as property of third parties situated or placed upon Licensor's right-of-way by Licensee or by such third parties at request of or for benefit of Licensee.

9.3 To the extent permitted by State law, as above, Licensee assumes all responsibility for, and agrees to defend, indemnify and hold Licensor harmless from: (a) all claims, costs and expenses, including reasonable attorneys' fees, as a consequence of any sudden or nonsudden pollution of air, water, land and/or ground water on or off the Crossing area, arising from or in connection with the use of this Crossing or resulting from leaking, bursting, spilling, or any escape of the material transmitted in or through said Pipeline; (b) any claim or liability arising under federal or state law dealing with either such sudden or nonsudden pollution of air, water, land and/or ground water arising therefrom or the remedy thereof; and (c) any subsidence or failure of lateral or subjacent support of Licensor's tracks arising from such Pipeline leakage.

9.4 Obligations of Licensee hereunder to defend, indemnify and hold Licensor harmless shall also extend to companies and other legal entities that control, are controlled by, subsidiaries of, or are affiliated with Licensor, and their respective officers, agents and employees.

9.5 If a claim is made or action is brought against either party, for which the other party may be responsible hereunder, in whole or in part, such other party shall be notified and permitted to participate in the handling or defense of such claim or action.

10. INSURANCE:

10.1 Prior to commencement of surveys, construction or occupation of Crossing pursuant to this Agreement, Licensee shall procure, and shall maintain during the continuance of this Agreement, at Licensee's sole cost and expense, a policy of Commercial General Liability Insurance (CGL), naming Licensor as additional insured and covering liability assumed by Licensee under this Agreement. A coverage limit of not less than THREE MILLION AND 00/100 U.S. DOLLARS ($3,000,000.00) Combined Single Limit per occurrence for bodily injury liability and property damage liability is currently required as a prudent minimum to protect Licensee's assumed obligations. The evidence of insurance coverage shall be endorsed to provide for thirty (30) days' notice to Licensor prior to cancellation or modification of any policy. Mail CGL certificate, along with agreement, to CSX Transportation, Inc., Speed Code J180, 500 Water Street, Jacksonville, FL 32202. On each successive year, send certificate to Speed Code J907 at the address listed above.

10.2 If said CGL policy does not automatically cover Licensee's contractual liability during periods of survey, construction, maintenance and continued occupation, a specific endorsement adding such coverage shall be purchased by Licensee. If said CGL policy is written

on a "claims made" basis instead of a "per occurrence" basis, Licensee shall arrange for adequate time for reporting losses. Failure to do so shall be at Licensee's sole risk.

10.3 Notwithstanding the provisions of Sections 10.1 and 10.2, Licensee, pursuant to State Statute(s), may self-insure or self-assume, in any amount(s), any contracted liability arising under this Agreement, under a funded program of self-insurance, which fund will respond to liability of Licensee imposed by and in accordance with the procedures established by law.

10.4 Securing such insurance shall not limit Licensee's liability under this Agreement, but shall be additional security therefor.

10.5 Specifically to cover construction and/or demolition activities within fifty feet (50') of any operated railroad track(s) or affecting any railroad bridge, trestle, tunnel, track(s), roadbed, overpass or underpass, Licensee shall pay to Licensor the sum of THREE HUNDRED SEVENTY FIVE AND 00/100 U.S. DOLLARS ($375.00), to cover the cost of adding this Crossing to Licensor's Railroad Protective Liability (RPL) Policy for the period of actual construction.

11. GRADE CROSSINGS; FLAGGING:

11.1 Nothing herein contained shall be construed to permit Licensee, or any contractor of Licensee, to move any vehicles or equipment over track(s) of Licensor, except at public road crossing(s), without separate prior written approval of Licensor (CSXT Form 7422).

11.2 If Licensor deems it advisable, during the progress of any construction, maintenance, repair, renewal, alteration, change or removal of said Pipeline, to place watchmen, flagmen, inspectors or supervisors at the Crossing for protection of operations of Licensor or others on Licensor's right-of-way, and to keep persons, equipment and materials away from Licensor's track(s), Licensor shall have the right to do so at the expense of Licensee, but Licensor shall not be liable for failure to do so.

11.3 Subject to Licensor's consent and to Licensor's Railroad Operating Rules and existing labor agreements, Licensee may provide such flagmen, watchmen, inspectors or supervisors, during all times of construction, repair, maintenance, replacement or removal, at Licensee's sole risk and expense; and in such event, Licensor shall not be liable for the failure or neglect of such watchmen, flagmen, inspectors or supervisors.

12. LICENSOR'S COSTS:

12.1 Any additional or alternative costs or expenses incurred by Licensor to accommodate Licensee's continued use of Licensor's property as a result of track changes or pipe changes shall also be paid by Licensee.

12.2 Licensor's expense for wages ("force account" work) and materials for any work performed at the expense of Licensee pursuant hereto shall be paid by Licensee within thirty (30) days after receipt of Licensor's bill therefor, subject to Licensee's budgetary rules.

12.3 Such expense shall include, but not be limited to, cost of railroad labor and supervision under "force account" rules, plus current applicable overhead percentages, the actual cost of materials, and insurance, freight and handling charges on all materials used. Equipment rentals shall be in accordance with Licensor's applicable fixed rate(s).

12.4 All undisputed bills or undisputed portions of bills not paid within said thirty (30) days shall thereafter accrue interest at eighteen percent (18%) per annum, unless limited by local law, and then at the highest rate so permitted. Unless Licensee shall have furnished detailed objections to such bills within said thirty (30) days, bills shall be presumed undisputed.

13. DEFAULT, BREACH, WAIVER:

13.1 The proper and complete performance of each covenant of this Agreement shall be deemed of the essence thereof, and in the event Licensee fails or refuses to fully and completely perform any of said covenants or remedy any breach within thirty (30) days after receiving written notice from Licensor to do so (or within forty-eight (48) hours in the event of notice of a railroad emergency), Licensor shall have the option of immediately revoking this Agreement and the privileges and powers hereby conferred, regardless of encroachment inventory fee(s) having been paid in advance for any annual or other period. Upon such revocation, Licensee shall make removal in accordance with Article 14.

13.2 No waiver by Licensor of its rights as to any breach of covenant or condition herein contained shall be construed as a permanent waiver of such covenant or condition, or any subsequent breach thereof, unless such covenant or condition is permanently waived in writing by Licensor.

14. TERMINATION, REMOVAL:

14.1 All rights which Licensee may have hereunder shall cease upon the date of: (a) revocation, (b) termination, (c) subsequent agreement, or (d) Licensee's removal of Pipeline from the Crossing. However, neither revocation nor termination of this Agreement shall affect any claims and liabilities which may have arisen or accrued hereunder, and which at the time of termination or revocation have not been satisfied; neither party, however, waiving any third party defenses or actions.

14.2 Within thirty (30) days after revocation or termination, Licensee, at its sole risk and expense, shall (a) remove Pipeline from the right-of-way of Licensor, unless the parties hereto agree otherwise, (b) restore property of Licensor in a manner satisfactory to Licensor, and (c) reimburse Licensor any loss, cost or expense of Licensor resulting from such removal.

15. NOTICE:

15.1 Licensee shall give Licensor's Chief Regional Engineer - Northeast Region (Northeast Region, One Bell Crossing Road, Selkirk, NY 12158) at least five (5) days written notice

before doing any work on Licensor's right-of-way, except that in cases of emergency shorter notice may be given to said Chief Regional Engineer - Northeast Region.

15.2 All other notices and communications concerning this Agreement shall be addressed to Licensee at the address above, and to Licensor at the address shown on Page 1, c/o CSXT Contract Administration, J180; or at such other address as either party may designate in writing to the other.

15.3 Unless otherwise expressly stated herein, all such notices shall be in writing and sent via Certified or Registered Mail, Return Receipt Requested, or by courier, and shall be considered effective upon: (a) actual receipt, or (b) date of refusal of such delivery.

16. ASSIGNMENT:

16.1 The rights herein conferred are the privileges of Licensee only, and Licensee shall obtain Licensor's prior written consent to any assignment of Licensee's interest herein; said consent shall not be unreasonably withheld.

16.2 Subject to Sections 2 and 16.1, this Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors or assigns.

16.3 Licensee shall give Licensor written notice of any legal succession (by merger, consolidation, reorganization, etc.) or other change of legal existence or status of Licensee, with a copy of all documents attesting to such change or legal succession, within thirty (30) days thereof.

16.4 Licensor expressly reserves the right to assign this Agreement, in whole or in part, to any grantee or vendee of Licensor's underlying property interests in the Crossing, upon written notice thereof to Licensee.

16.5 In the event of any unauthorized sale, transfer, assignment, sublicense or encumbrance of this Agreement, or any of the rights and privileges hereunder, Licensor, at its option, may revoke this Agreement by giving Licensee or any such assignee written notice of such revocation; and Licensee shall reimburse Licensor for any loss, cost or expense Licensor may incur as a result of Licensee's failure to obtain said consent.

16.6 In the event of sale or other conveyance by Licensor of its Right-of-Way, across, under or over, which the Crossing is constructed, Licensor's conveyance shall be made subject to the right of Licensee to continue to occupy the Crossing on the specific segment of Right-of-Way, and to operate, maintain, repair, renew thereon and to remove therefrom the facilities of Licensee, subject to all other terms of this Agreement.

17. TITLE; LIENS, ENCUMBRANCES:

17.1 Licensee understands that Licensor occupies, uses and possesses lands, rights-of-way and rail corridors under all forms and qualities of ownership rights or facts, from full fee

simple absolute to bare occupation. Accordingly, nothing in this Agreement shall act as or be deemed to act as any warranty, guaranty or representation of the quality of Licensor's title for any particular Right-of-Way in the Crossing occupied, used or enjoyed in any manner by Licensee under any rights created in this Agreement. It is expressly understood that Licensor does not warrant title to any Right-of-Way in the Crossing, and Licensee will accept the grants and privileges contained herein, subject to all lawful outstanding existing liens, mortgages and superior rights in and to the Right-of-Wey, and all leases, licenses and easements or other interests previously granted to others herein.

17.2 The term "license," as used herein, shall mean with regard to any portion of the Right-of-Way which is owned by Licensor in fee simple absolute, or where the applicable law of the State where the Crossing is located otherwise permits Licensor to make such grants to Licensee, a "permission to use" the Right-of-Way, with dominion and control over such portion of the Right-of-Way remaining with Licensor, and no interest in or exclusive right to possess being otherwise granted to Licensee. With regard to any other portion of Right-of-Way occupied, used or controlled by Licensor under any other facts or rights, Licensor merely waives its exclusive right to occupy the Right-of-Way and grants no other rights whatsoever under this Agreement, such waiver continuing only so long as Licensor continues its own occupation, use or control. Licensor does not warrant or guarantee that the license granted hereunder provides Licensee with all of the rights necessary to occupy any portion of the Right-of-Way. Licensee further acknowledges that it does not have the right to occupy any portion of the Right-of-Way held by Licensor in less than fee simple absolute without also receiving the consent of the owner(s) of the fee simple absolute estate. Further, Licensee shall not obtain, exercise or claim any interest in the Right-of-Way that would impair Licensor's existing rights therein.

17.3 Licensee agrees it shall not have nor shall it make, and hereby completely and absolutely waives its right to, any claim against Licensor for damages on account of any deficiencies in title to the Right-of-Way in the event of failure or insufficiency of Licensor's title to any portion thereof arising from Licensee's use or occupancy thereof.

17.4 Licensee agrees to full and completely indemnify and defend all claims or litigation for slander of title, overburden of easement, or similar claims arising out of or based upon Licensee's facilities placement, or the presence of Licensee's facilities in, on, or along the Crossing, including claims for punitive or special damages.

17.5 Licensee shall not at any time own, or claim any right, title or interest in or to Licensor's property occupied by the Crossings, nor shall the exercise of this Agreement for any length of time give rise to any right title or interest in License, to said property other than the license herein created.

18. GENERAL PROVISIONS:

18.1 This Agreement, and the attached specifications, contains the entire understanding between the parties hereto.

18.2 Neither this Agreement, any provision hereof, nor any agreement or provision included herein by reference, shall operate or be construed as being for the benefit of any third person.

18.3 Neither the form of this Agreement, nor any language herein, shall be interpreted or construed in favor of or against either party hereto as the sole drafter thereof.

18.4 This Agreement is executed under current interpretation of applicable Federal, State, County, Municipal or other local statute, ordinance or law(s). However, each separate division (paragraph, clause, item, term, condition, covenant or agreement) herein shall have independent and severable status for the determination of legality, so that if any separate division is determined to be void or unenforceable for any reason, such determination shall have no effect upon the validity or enforceability of each other separate division, or any combination thereof.

18.5 This Agreement shall be construed and governed by the laws of the state in which the Pipeline and Crossing are located.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in duplicate (each of which shall constitute an original) as of the date and year first above written.

Witness for Licensor:

_____

Witness for Licensee:

_____

CSX TRANSPORTATION, INC.

By: _____

Print/Type Name: _____

Print/Type Title: _____

CITY OF HUDSON

By: Richard Scalera

Who, by the execution hereof, affirms that he/she has the authority to do so and to bind the Licensee to the terms and conditions of this Agreement.

Print/Type Name: _____

Print/Type Title: _____

Tax Identification Number: _____
Authority under Ordinance or
Resolution No. _____,
dated _____.

18.2 Neither this Agreement, any provision hereof, nor any agreement or provision included herein by reference, shall operate or be construed as being for the benefit of any third person.

18.3 Neither the form of this Agreement, nor any language herein, shall be interpreted or construed in favor of or against either party hereto as the sole drafter thereof.

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By: _____

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Witness for Licensee:

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Tax Identification Number: _____
Authority under Ordinance or
Resolution No. _____,
dated _____.

Sewer Line 241

CSXT Form 2037G - Page 1
Revised May 2002 ø
Agreement No. NYC-043828

PIPELINE CROSSING AGREEMENT

THIS AGREEMENT, Made as of August 21, 2002, by and between CSX TRANSPORTATION, INC., a Virginia corporation, as Operator for New York Central Lines LLC, a Delaware limited liability company, a wholly-owned subsidiary of Consolidated Rail Corporation, a Pennsylvania corporation, whose mailing address is 500 Water Street, Jacksonville, Florida 32202, hereinafter, jointly called "Licensor," and CITY OF HUDSON, a municipal corporation, political subdivision or state agency, under the laws of the State of New York, whose mailing address is 520 Warren Street, Hudson, New York 12534, hereinafter called "Licensee," WITNESSETH:

WHEREAS, Licensee desires to construct, use and maintain a pipeline, solely for the transmission of raw/treated sewage, hereinafter called "Pipeline," under or across the track(s) and property owned or controlled by Licensor at or near Hudson, County of Columbia, State of New York, located at Valuation Station 6034+37, Milepost QC-114.30, Hudson Subdivision, hereinafter called the "Crossing," as shown on print of Licensee's Drawing NYC043828, dated February 14, 2002, attached hereto and made a part hereof; other details and data pertaining to said Pipeline being as indicated on Licensee's Application Form, dated July 9, 2002, also attached hereto and made a part hereof;

NOW, THEREFORE, in consideration of the mutual covenants, conditions, terms and agreements herein contained, the parties hereto agree and covenant as follows:

1. **LICENSE:**

1.1 Subject to Article 17, Licensor, insofar as it has the legal right, power and authority to do so, and its present title permits, and subject to:

(A) Licensor's present and future right to occupy, possess and use its property within the area of the Crossing for any and all purposes;

(B) All encumbrances, conditions, covenants, easements, and limitations applicable to Licensor's title to or rights in the subject property; and

(C) Compliance by Licensee with the terms and conditions herein contained;

does hereby license and permit Licensee to construct, maintain, repair, renew, operate, use, alter or change said Pipeline at the Crossing above for the term herein stated, and to remove same upon termination.

1.2 The term Pipeline, as used herein, shall include only the pipes, ducts, casing, vents, manholes, connectors, fixtures, appliances and ancillary facilities devoted exclusively to the transmission usage above within the Crossing, and as shown on attached Application Form.

1.3 No additional pipeline or other facilities shall be placed, allowed or maintained by Licensee in, upon or along the Crossing except upon separate prior written consent of Licensor.

2. ENCROACHMENT INVENTORY FEE:

2.1 In lieu of annual payments and in consideration of Licensor's waiver of future fee increases, Licensee shall pay Licensor a one-time nonrefundable Encroachment Inventory Fee of ONE THOUSAND NINE HUNDRED AND 00/100 U.S. DOLLARS ($1,900.00) upon execution of this Agreement. Licensee agrees that the License Fee applies only to the original Licensee under this Agreement. In the event of a successor (by merger, consolidation, reorganization and/or assignment) or if the original Licensee changes its name, then Licensee shall be subject to payment of Licensor's current administrative and document preparation fees for the cost incurred by Licensor in preparing and maintaining this Agreement on a current basis.

2.2 However, Licensee assumes sole responsibility for, and shall pay directly (or reimburse Licensor), any additional annual taxes and/or periodic assessments levied against Licensor or Licensor's property solely on account of said Pipeline or Crossing.

2.3 This Agreement shall be effective upon the date first written above. License shall be revocable upon the earlier of: (1) May 31, 2024 or (2), as herein provided, but shall also terminate upon (a) Licensee's cessation of use of the Pipeline or Crossing for the purpose(s) above, (b) removal of the Pipeline, and/or (c) subsequent mutual consent.

2.4 In further consideration for the license or right hereby granted, Licensee hereby agrees that Licensor shall not be charged or assessed, directly or indirectly, with any part of the cost of the installation of said Pipeline and appurtenances, and/or maintenance thereof, or for any public works project of which said Pipeline is a part.

3. CONSTRUCTION, MAINTENANCE AND REPAIRS:

3.1 Licensee shall construct, maintain, relocate, repair, renew, alter, and/or remove said Pipeline, in a prudent, workmanlike manner, using quality materials and complying with: any applicable standard(s) or regulation(s) of Licensor (A.R.E.M.A. Specifications) and Licensee's particular industry, and/or any governmental or regulatory body having jurisdiction over the Crossing or Pipeline.

3.2 Location and construction of Pipeline shall be made strictly in accordance with design(s) and specifications furnished to and approved by Licensor, and of material(s) and size(s) appropriate for the purpose(s) above recited.

3.3 All Licensee's work and exercise of rights hereunder shall be undertaken at time(s) satisfactory to Licensor and so as to eliminate or minimize any impact on or interference with the safe use and operation of Licensor's track(s).

3.4 In the installation, maintenance, repair and/or removal of said Pipeline, Licensee shall not use explosives of any type or perform or cause any blasting without the separate express written consent of Licensor. As a condition to such consent, a representative will be assigned by Licensor to monitor blasting, and Licensee shall reimburse Licensor for the entire cost and/or expense of furnishing said monitor.

3.5 Any repairs or maintenance to Pipeline, whether resulting from acts of Licensee, or natural or weather events, which are necessary to protect or facilitate Licensor's use of its property, shall be made by Licensee promptly, but in no event later than thirty (30) days after Licensee has notice as to the need for such repairs or maintenance.

3.6 Licensor, in order to protect or safeguard its property, rail operations, equipment and/or employees from damage or injury, may request immediate repair or renewal of the Pipeline, and if the same is not performed, may make or contract to make such repairs or renewals, at the sole risk, cost and expense of Licensee.

3.7 Neither the failure of Licensor to object to any work done, material used, or method of construction or maintenance of said Crossing, nor any approval given or supervision exercised by Licensor, shall be construed as an admission of liability or responsibility by Licensor, or as a waiver by Licensor of any of the obligations, liability and/or responsibility of Licensee under this Agreement.

3.8 Licensee hereby agrees to reimburse Licensor any loss, cost or expense (including losses resulting from train delays and/or inability to meet train schedules) arising from any failure of Licensee to make repairs or conduct maintenance as required by Section 3.5 above or from improper or incomplete repairs or maintenance to Pipeline.

4. PERMITS, LICENSES:

4.1 Before any work hereunder is performed, or before use of the Crossing for the contracted purpose, Licensee, at its sole cost and expense, shall obtain all necessary permit(s) (including but not limited to zoning, building, construction, health, safety or environmental matters), letter(s) or certificate(s) of approval. Licensee expressly agrees and warrants that it shall conform and limit its activities to the terms of such permit(s), approval(s) and authorization(s), and shall comply with all applicable ordinances, rules, regulations, requirements and laws of any governmental authority (state, federal or local) having jurisdiction over Licensee's activities, including the location, contact, excavation and protection regulations of the Occupational Safety and Health Act (OSHA) (20 CFR 1926.651(b), et al.), and State "One Call" - "Call Before You Dig" requirements.

4.2 Licensee assumes sole responsibility for failure to obtain such permit(s) or approval(s), for any violations thereof, or for costs or expenses of compliance or remedy.

5. MARKING AND SUPPORT:

5.1 With respect to any subsurface installation or maintenance upon Licensor's property, Licensee, at its sole cost and expense, shall:

(A) Support track(s) and roadbed of Licensor, in a manner satisfactory to Licensor;

(B) Backfill with satisfactory material and thoroughly tamp all trenches to prevent settling of surface of land and roadbed of Licensor; and

(C) Either remove any surplus earth or material from Licensor's property or cause said surplus earth or material to be placed and distributed at location(s) and in such manner as Licensor may approve.

5.2 After construction or maintenance of Pipeline, Licensee shall:

(A) Restore said track(s), roadbed and other disturbed property of Licensor; and

(B) Erect, maintain and periodically verify the accuracy of aboveground markers, in a form approved by Licensor, indicating the location, depth and ownership of Pipeline or related facilities.

5.3 Licensee shall remain responsible for any settlement of the track(s) or roadbed for a period of one (1) year subsequent to completion of installation.

6. TRACK CHANGES:

6.1 In the event that Licensor's rail operations and/or track maintenance result in changes in grade or alignment of, additions to, or relocation of Licensor's track(s) or other facilities, or in the event future use by Licensor of right-of-way and property necessitate any change of location, height or depth of Pipeline or Crossing, Licensee, at its sole cost and expense and within thirty (30) days after notice in writing from Licensor, shall make changes in Pipeline or Crossing to accommodate Licensor's track(s) or operations.

6.2 If Licensee fails to do so, Licensor may make or contract to make such changes at Licensee's cost.

7. PIPE CHANGES:

7.1 Licensee shall periodically monitor and verify the depth or height of Pipeline and Crossing in relation to Licensor's tracks and facilities, and shall relocate Pipeline or change Crossing, at Licensee's expense, should such relocation or change be necessary to comply with the minimum clearance requirements of this Agreement or of any public authority.

7.2 If Licensee undertakes to revise, renew, relocate or change all or any part of Pipeline (including any change in circumference, diameter or radius of pipe or carrier pipe, change in operating pressure, or change in materials transmitted in and through said pipe), or is required by any public agency or court order to do so, plans therefor shall be submitted to Licensor for approval before any such change is made. After approval the terms and conditions of this Agreement shall apply thereto.

8. INTERFERENCE WITH RAIL FACILITIES:

8.1 Although the Pipeline/Crossing herein permitted may not presently interfere with Licensor's railroad operations or facilities, in the event that the operation, existence or maintenance of said Pipeline, in the sole judgment of Licensor, causes: (a) interference (physical, magnetic or otherwise) with Licensor's communication, signal or other wires, powerlines, train control system, or facilities; or (b) interference in any manner with the operation, maintenance or use by Licensor of its right-of-way, track(s), structures, pole line(s), devices, other property, or any appurtenances thereto; then and in either event, Licensee, upon receipt of written notice from Licensor of any such interference, and at Licensee's sole risk, cost and expense, shall promptly take such remedial action or make such changes in its Pipeline or its installation or carrier pipe, as may be required in the reasonable judgment of Licensor to eliminate all such interference. Upon Licensee's failure to remedy or change, Licensor may do so or contract to do so, at Licensee's sole cost.

8.2 Without assuming any duty hereunder to inspect Licensee's Pipeline, Licensor hereby reserves the right to inspect same and to require Licensee to undertake necessary repairs, maintenance or adjustments to Pipeline, which Licensee hereby agrees to make promptly, at Licensee's sole cost and expense.

9. RISK, LIABILITY, INDEMNITY:

With respect to the relative risk and liabilities of the parties, it is hereby agreed that:

9.1 Licensee hereby assumes, and, to the fullest extent permitted by State law (Constitutional or Statutory, as amended), shall defend, indemnify, and hold Licensor harmless from and against any and all liability, loss, claim, suit, damage, charge or expense which Licensor may suffer, sustain, incur or in any way be subjected to, on account of death of or injury to any person whomsoever (including officers, agents, employees or invitees of Licensor), and for damage to or loss of or destruction of any property whatsoever, arising out of, resulting from, or in any way connected with the construction, presence, existence, repair, maintenance, replacement, operations, use or removal of Pipeline or any structure in connection therewith, or restoration of premises of Licensor to good order or condition after removal, EXCEPT when caused solely by the willful misconduct or gross negligence of Licensor. HOWEVER, during any period of actual construction, repair, maintenance, replacement or removal of pipeline, wherein agents, equipment or personnel of Licensee are on the railroad right-of-way, Licensee's liability hereunder shall be absolute, irrespective of any joint, sole or contributory fault or negligence of Licensor.

9.2 Use of Licensor's right-of-way involves certain risks of loss or damage as a result of Licensor's rail operations. Notwithstanding Section 9.1, Licensee expressly assumes all risk of loss and damage to Licensee's Property or Pipeline in, on, over or under the Occupancy, including loss of or any interference with use thereof, regardless of cause, including electrical field creation, fire or derailment arising out of Licensor's rail operations. For this Section, the term "Licensee's Property" shall include pipe contents as well as property of third parties situated or placed upon Licensor's right-of-way by Licensee or by such third parties at request of or for benefit of Licensee.

9.3 To the extent permitted by State law, as above, Licensee assumes all responsibility for, and agrees to defend, indemnify and hold Licensor harmless from: (a) all claims, costs and expenses, including reasonable attorneys' fees, as a consequence of any sudden or nonsudden pollution of air, water, land and/or ground water on or off the Crossing area, arising from or in connection with the use of this Crossing or resulting from leaking, bursting, spilling, or any escape of the material transmitted in or through said Pipeline; (b) any claim or liability arising under federal or state law dealing with either such sudden or nonsudden pollution of air, water, land and/or ground water arising therefrom or the remedy thereof; and (c) any subsidence or failure of lateral or subjacent support of Licensor's tracks arising from such Pipeline leakage.

9.4 Obligations of Licensee hereunder to defend, indemnify and hold Licensor harmless shall also extend to companies and other legal entities that control, are controlled by, subsidiaries of, or are affiliated with Licensor, and their respective officers, agents and employees.

9.5 If a claim is made or action is brought against either party, for which the other party may be responsible hereunder, in whole or in part, such other party shall be notified and permitted to participate in the handling or defense of such claim or action.

10. INSURANCE:

10.1 Prior to commencement of surveys, construction or occupation of Crossing pursuant to this Agreement, Licensee shall procure, and shall maintain during the continuance of this Agreement, at Licensee's sole cost and expense, a policy of Commercial General Liability Insurance (CGL), naming Licensor as additional insured and covering liability assumed by Licensee under this Agreement. A coverage limit of not less than THREE MILLION AND 00/100 U.S. DOLLARS ($3,000,000.00) Combined Single Limit per occurrence for bodily injury liability and property damage liability is currently required as a prudent minimum to protect Licensee's assumed obligations. The evidence of insurance coverage shall be endorsed to provide for thirty (30) days' notice to Licensor prior to cancellation or modification of any policy. Mail CGL certificate, along with agreement, to CSX Transportation, Inc., Speed Code J180, 500 Water Street, Jacksonville, FL 32202. On each successive year, send certificate to Speed Code J907 at the address listed above.

10.2 If said CGL policy does not automatically cover Licensee's contractual liability during periods of survey, construction, maintenance and continued occupation, a specific endorsement adding such coverage shall be purchased by Licensee. If said CGL policy is written

on a "claims made" basis instead of a "per occurrence" basis, Licensee shall arrange for adequate time for reporting losses. Failure to do so shall be at Licensee's sole risk.

10.3 Notwithstanding the provisions of Sections 10.1 and 10.2, Licensee, pursuant to State Statute(s), may self-insure or self-assume, in any amount(s), any contracted liability arising under this Agreement, under a funded program of self-insurance, which fund will respond to liability of Licensee imposed by and in accordance with the procedures established by law.

10.4 Securing such insurance shall not limit Licensee's liability under this Agreement, but shall be additional security therefor.

10.5 Specifically to cover construction and/or demolition activities within fifty feet (50') of any operated railroad track(s) or affecting any railroad bridge, trestle, tunnel, track(s), roadbed, overpass or underpass, Licensee shall pay to Licensor the sum of THREE HUNDRED SEVENTY FIVE AND 00/100 U.S. DOLLARS ($375.00), to cover the cost of adding this Crossing to Licensor's Railroad Protective Liability (RPL) Policy for the period of actual construction.

11. GRADE CROSSINGS; FLAGGING:

11.1 Nothing herein contained shall be construed to permit Licensee, or any contractor of Licensee, to move any vehicles or equipment over track(s) of Licensor, except at public road crossing(s), without separate prior written approval of Licensor (CSXT Form 7422).

11.2 If Licensor deems it advisable, during the progress of any construction, maintenance, repair, renewal, alteration, change or removal of said Pipeline, to place watchmen, flagmen, inspectors or supervisors at the Crossing for protection of operations of Licensor or others on Licensor's right-of-way, and to keep persons, equipment and materials away from Licensor's track(s), Licensor shall have the right to do so at the expense of Licensee, but Licensor shall not be liable for failure to do so.

11.3 Subject to Licensor's consent and to Licensor's Railroad Operating Rules and existing labor agreements, Licensee may provide such flagmen, watchmen, inspectors or supervisors, during all times of construction, repair, maintenance, replacement or removal, at Licensee's sole risk and expense; and in such event, Licensor shall not be liable for the failure or neglect of such watchmen, flagmen, inspectors or supervisors.

12. LICENSOR'S COSTS:

12.1 Any additional or alternative costs or expenses incurred by Licensor to accommodate Licensee's continued use of Licensor's property as a result of track changes or pipe changes shall also be paid by Licensee.

12.2 Licensor's expense for wages ("force account" work) and materials for any work performed at the expense of Licensee pursuant hereto shall be paid by Licensee within thirty (30) days after receipt of Licensor's bill therefor, subject to Licensee's budgetary rules.

12.3 Such expense shall include, but not be limited to, cost of railroad labor and supervision under "force account" rules, plus current applicable overhead percentages, the actual cost of materials, and insurance, freight and handling charges on all materials used. Equipment rentals shall be in accordance with Licensor's applicable fixed rate(s).

12.4 All undisputed bills or undisputed portions of bills not paid within said thirty (30) days shall thereafter accrue interest at eighteen percent (18%) per annum, unless limited by local law, and then at the highest rate so permitted. Unless Licensee shall have furnished detailed objections to such bills within said thirty (30) days, bills shall be presumed undisputed.

13. DEFAULT, BREACH, WAIVER:

13.1 The proper and complete performance of each covenant of this Agreement shall be deemed of the essence thereof, and in the event Licensee fails or refuses to fully and completely perform any of said covenants or remedy any breach within thirty (30) days after receiving written notice from Licensor to do so (or within forty-eight (48) hours in the event of notice of a railroad emergency), Licensor shall have the option of immediately revoking this Agreement and the privileges and powers hereby conferred, regardless of encroachment inventory fee(s) having been paid in advance for any annual or other period. Upon such revocation, Licensee shall make removal in accordance with Article 14.

13.2 No waiver by Licensor of its rights as to any breach of covenant or condition herein contained shall be construed as a permanent waiver of such covenant or condition, or any subsequent breach thereof, unless such covenant or condition is permanently waived in writing by Licensor.

14. TERMINATION, REMOVAL:

14.1 All rights which Licensee may have hereunder shall cease upon the date of: (a) revocation, (b) termination, (c) subsequent agreement, or (d) Licensee's removal of Pipeline from the Crossing. However, neither revocation nor termination of this Agreement shall affect any claims and liabilities which may have arisen or accrued hereunder, and which at the time of termination or revocation have not been satisfied; neither party, however, waiving any third party defenses or actions.

14.2 Within thirty (30) days after revocation or termination, Licensee, at its sole risk and expense, shall (a) remove Pipeline from the right-of-way of Licensor, unless the parties hereto agree otherwise, (b) restore property of Licensor in a manner satisfactory to Licensor, and (c) reimburse Licensor any loss, cost or expense of Licensor resulting from such removal.

15. NOTICE:

15.1 Licensee shall give Licensor's Chief Regional Engineer - Northeast Region (Northeast Region, One Bell Crossing Road, Selkirk, NY 12158) at least five (5) days written notice

before doing any work on Licensor's right-of-way, except that in cases of emergency shorter notice may be given to said Chief Regional Engineer - Northeast Region.

15.2 All other notices and communications concerning this Agreement shall be addressed to Licensee at the address above, and to Licensor at the address shown on Page 1, c/o CSXT Contract Administration, J180; or at such other address as either party may designate in writing to the other.

15.3 Unless otherwise expressly stated herein, all such notices shall be in writing and sent via Certified or Registered Mail, Return Receipt Requested, or by courier, and shall be considered effective upon: (a) actual receipt, or (b) date of refusal of such delivery.

16. ASSIGNMENT:

16.1 The rights herein conferred are the privileges of Licensee only, and Licensee shall obtain Licensor's prior written consent to any assignment of Licensee's interest herein; said consent shall not be unreasonably withheld.

16.2 Subject to Sections 2 and 16.1, this Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors or assigns.

16.3 Licensee shall give Licensor written notice of any legal succession (by merger, consolidation, reorganization, etc.) or other change of legal existence or status of Licensee, with a copy of all documents attesting to such change or legal succession, within thirty (30) days thereof.

16.4 Licensor expressly reserves the right to assign this Agreement, in whole or in part, to any grantee or vendee of Licensor's underlying property interests in the Crossing, upon written notice thereof to Licensee.

16.5 In the event of any unauthorized sale, transfer, assignment, sublicense or encumbrance of this Agreement, or any of the rights and privileges hereunder, Licensor, at its option, may revoke this Agreement by giving Licensee or any such assignee written notice of such revocation; and Licensee shall reimburse Licensor for any loss, cost or expense Licensor may incur as a result of Licensee's failure to obtain said consent.

16.6 In the event of sale or other conveyance by Licensor of its Right-of-Way, across, under or over, which the Crossing is constructed, Licensor's conveyance shall be made subject to the right of Licensee to continue to occupy the Crossing on the specific segment of Right-of-Way, and to operate, maintain, repair, renew thereon and to remove therefrom the facilities of Licensee, subject to all other terms of this Agreement.

17. TITLE; LIENS, ENCUMBRANCES:

17.1 Licensee understands that Licensor occupies, uses and possesses lands, rights-of-way and rail corridors under all forms and qualities of ownership rights or facts, from full fee

simple absolute to bare occupation. Accordingly, nothing in this Agreement shall act as or be deemed to act as any warranty, guaranty or representation of the quality of Licensor's title for any particular Right-of-Way in the Crossing occupied, used or enjoyed in any manner by Licensee under any rights created in this Agreement. It is expressly understood that Licensor does not warrant title to any Right-of-Way in the Crossing, and Licensee will accept the grants and privileges contained herein, subject to all lawful outstanding existing liens, mortgages and superior rights in and to the Right-of-Way, and all leases, licenses and easements or other interests previously granted to others herein.

17.2 The term "license," as used herein, shall mean with regard to any portion of the Right-of-Way which is owned by Licensor in fee simple absolute, or where the applicable law of the State where the Crossing is located otherwise permits Licensor to make such grants to Licensee, a "permission to use" the Right-of-Way, with dominion and control over such portion of the Right-of-Way remaining with Licensor, and no interest in or exclusive right to possess being otherwise granted to Licensee. With regard to any other portion of Right-of-Way occupied, used or controlled by Licensor under any other facts or rights, Licensor merely waives its exclusive right to occupy the Right-of-Way and grants no other rights whatsoever under this Agreement, such waiver continuing only so long as Licensor continues its own occupation, use or control. Licensor does not warrant or guarantee that the license granted hereunder provides Licensee with all of the rights necessary to occupy any portion of the Right-of-Way. Licensee further acknowledges that it does not have the right to occupy any portion of the Right-of-Way held by Licensor in less than fee simple absolute without also receiving the consent of the owner(s) of the fee simple absolute estate. Further, Licensee shall not obtain, exercise or claim any interest in the Right-of-Way that would impair Licensor's existing rights therein.

17.3 Licensee agrees it shall not have nor shall it make, and hereby completely and absolutely waives its right to, any claim against Licensor for damages on account of any deficiencies in title to the Right-of-Way in the event of failure or insufficiency of Licensor's title to any portion thereof arising from Licensee's use or occupancy thereof.

17.4 Licensee agrees to full and completely indemnify and defend all claims or litigation for slander of title, overburden of easement, or similar claims arising out of or based upon Licensee's facilities placement, or the presence of Licensee's facilities in, on, or along the Crossing, including claims for punitive or special damages.

17.5 Licensee shall not at any time own, or claim any right, title or interest in or to Licensor's property occupied by the Crossings, nor shall the exercise of this Agreement for any length of time give rise to any right title or interest in License, to said property other than the license herein created.

18. GENERAL PROVISIONS:

18.1 This Agreement, and the attached specifications, contains the entire understanding between the parties hereto.

18.2 Neither this Agreement, any provision hereof, nor any agreement or provision included herein by reference, shall operate or be construed as being for the benefit of any third person.

18.3 Neither the form of this Agreement, nor any language herein, shall be interpreted or construed in favor of or against either party hereto as the sole drafter thereof.

18.4 This Agreement is executed under current interpretation of applicable Federal, State, County, Municipal or other local statute, ordinance or law(s). However, each separate division (paragraph, clause, item, term, condition, covenant or agreement) herein shall have independent and severable status for the determination of legality, so that if any separate division is determined to be void or unenforceable for any reason, such determination shall have no effect upon the validity or enforceability of each other separate division, or any combination thereof.

18.5 This Agreement shall be construed and governed by the laws of the state in which the Pipeline and Crossing are located.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in duplicate (each of which shall constitute an original) as of the date and year first above written.

Witness for Licensor:

_____

CSX TRANSPORTATION, INC.

By: _____

Print/Type Name: _____

Print/Type Title: _____

Witness for Licensee:

_____

CITY OF HUDSON

By: Richard Scalera

Who, by the execution hereof, affirms that he/she has the authority to do so and to bind the Licensee to the terms and conditions of this Agreement.

Print/Type Name: _____

Print/Type Title: _____

Tax Identification Number: _____
Authority under Ordinance or
Resolution No. _____,
dated _____.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, SEPTEMBER 17, 2002

RESOLVED, that the following be and hereby are appointed Commissioners of Deeds in and for the City of Hudson, County of Columbia, for the years ending September 30, 2004:

Carol A. Dimelow 464 Joslen Blvd Hudson, NY (County DSS PO Box 458)
Bria M. Stevenson 237 Robinson Street Hudson "
Sheila M. Zito 40 Berry Lane Valatie, NY (401 State Street)
Rita M. LaCasse 253 Washington Blvd Hudson, NY "

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 8, SEPTEMBER 17, 2002

RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following transfer:

$16,482.00	Decrease A960 Appropriations		
	A1990.4 Contingent Account		
	Increase A960 Appropriations		
	A3620.1	Safety Inspection Personal Services	8,082.00
	A3620.2	Safety Inspection Equipment	2,000.00

A3620.4	Safety Inspection Materials	2,000.00
A3620.42	Safety Inspection Travel/Tel	2,000.00
A3620.46	Safety Inspection Other Services	2,400.00

To cover shortages in accounts.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Keith, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 9
TO AUTHORIZE HOUSING RESOURCES OF COLUMBIA COUNTY, INC. TO EXPAND THE TARGETED AREA OF A HOUSING REHABILITATION PROGRAM FUNDED BY THE GOVERNOR'S OFFICE FOR SMALL CITIES

Dated: September 17, 2002

WHEREAS, Housing Resources of Columbia County, Inc., on behalf of the City, has previously made application to the Governor's Office for Small Cities for a grant for housing rehabilitation program for targeted areas within the First Ward of the City of Hudson; and,

WHEREAS, such grant has been approved; and,

WHEREAS, Housing Resources of Columbia County, Inc. is of the opinion that the targeted area should now be expanded to include the entire First Ward of the City; and,

WHEREAS, approval of the City and the Governor's Office for Small Cities is necessary for such expansion.

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson approves the expansion of the targeted area for the housing and rehabilitation program funded by the Governor's Office for Small Cities to the entire First Ward of the City of Hudson.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Keith, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 10, SEPTEMBER 17, 2002

WHEREAS, the City of Hudson holds title to certain parcels of real property pursuant to a Decision and Order and Final Judgment of the Columbia County Court dated the 31st day of May, 2002; and

WHEREAS, the City of Hudson offered those parcels for sale by sealed bid on August 16, 2002; and

WHEREAS, multiple bids were submitted for the following parcel; and

WHEREAS, upon recommendation of the Property Committee of the City of Hudson Common Council at a meeting held the __ Day of September, 2002, the following bid submitted by an abutting property owner has been accepted:

Property Location	**Name of Bidder**	**Bid Amount**
511 Union Street	Robert C. Pough, Jr.	$ 100.00

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Hudson hereby and does authorize the conveyance of the aforementioned parcel for the above consideration to the respective bidder; and be it further,

RESOLVED, that the Mayor of the City of Hudson is authorized to execute any and all documents in conjunction with the conveyance of the above parcel.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 11, SEPTEMBER 17, 2002

WHEREAS, the City of Hudson holds title to certain parcels of real property pursuant to a Decision and Order and Final Judgment of the Columbia County Court dated the 31st day of May, 2002; and

WHEREAS, the City of Hudson offered those parcels for sale by sealed bid on August 16, 2002; and

WHEREAS, multiple bids were submitted for the following parcel; and

WHEREAS, upon recommendation of the Property Committee of the City of Hudson Common Council at a meeting held the __ Day of September, 2002, the following bid has been accepted:

Property Location	**Name of Bidder**	**Bid Amount**
255-257 Columbia Street	Overcomers Ministries International, Inc.	$5,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Hudson hereby and does authorize the conveyance of the aforementioned parcel for the above consideration to the respective bidder; and be it further,

RESOLVED, that the conveyance of the above parcel is subject to the submission of an engineering report within forty-five (45) days from the date of this Resolution and subject to the written proposal submitted with the bid. Said proposal is attached hereto and made part of this Resolution; and be it further,

RESOLVED, that the Mayor of the City of Hudson is authorized to execute any and all documents in conjunction with the conveyance of the above parcel.

PROPOSAL SUBMITTED TO
CITY OF HUDSON
2002

OMI Community Multi Purpose Center
In Hudson, New York

Name of Organization:	Overcomers Ministries International, Inc.
Address:	P.O. Box 453 Hudson, New York 12534
Contact:	Elton L. Prescott, Vice President
Date:	August 16, 2002
Phone:	(718) 723-4713
Fax:	(518) 828-1493

PROPOSAL TO:	THE CITY OF HUDSON
SUBMITTED BY:	OVERCOMERS MINISTRIES INTERNATIONAL, INC.
PROPOSAL REQUEST:	BID ON 253-255 COLUMBIA STREET
DATE:	AUGUST 16, 2002
BID AMOUNT:	$5,000.00

Overcomers Ministries International, Inc. (OMI) is pleased to submit the following proposal to restore the two-leveled former Colored Citizen's Club to the OMI Community Multi-Purpose Center.

I. PURPOSE

OMI recognizes the acquisition of ~~253-255~~ 255 254 Columbia St. as a prime opportunity to invest in the revitalization of the distressed areas of our community by investing our time and resources to *provide jobs, especially for unemployed and publicly assisted individuals, and Empire Zone residents; and reduce poverty, unemployment, public assistance and blighted conditions.* We endeavor to help restore lower Hudson as a drug free community by promoting economic and training opportunities that will lead to jobs creation, and promote family stability.

The proposed Multi-Purpose Center facility will provide a specialty book and gift/shop, a family style Carribbean and African-American eating establishment, a mid-sized auditorium for use as a banquet and/or conference room, OMI management offices, and public meeting space.

Jobs Creation and Economic Development

The specialty book and gift shop located in the basement level will offer a diverse selection of faith and inspirational literature, cards, tapes, and gift items. It would provide local residents and faith groups with materials and supplies that they currently have to travel outside of Hudson to purchase. We expect that some of the inventory will come from local residents further advancing the entrepreneurial spirit in our City and County. The shop will be open five days weekly.* This project will create jobs in retail sales.

The Family Restaurant located on the main floor will offer buffet and family style dining, and specialize in Carribbean and African American Cuisine. The plan for the family restaurant calls for portable walls to create a main dining room and a secondary dining area for private small group dining. The restaurant will be open five days weekly.* The target market for the restaurant is anticipated as parents with children ages 20-40, and couples ages 30-60.

This project will provide job opportunities in food service and restaurant management. We intend to offer an on the job training program in collaboration with BOCES and colleges in the area that have Culinary programs.

The Auditorium, Banquet, Conference (ABC) Room located on the second floor will be a multi-purpose room. Sound proofing wall partitions will subdivide the room when necessary into two or three meeting sections. This space will also be used as classroom space for educational and training programs.

The target populations are community-based organizations and businesses for banquets, classrooms, conferences, meetings, seminars, or workshops. The ABC Room will be open for bookings.

Administrative office and public meeting space, including a computer center featuring a network of computer terminals, fax machine, printer and photocopier will be located in the basement level. The office and public meeting space will be open a minimum of five days weekly.*

OMI's proposed investment in the revitalization of Columbia Street and the community at large is supporting by evidence from a feasibility study conducted by Camoin Associates of Saratoga Springs, and data obtained from the New York State Department of Taxation and Finance. Both reports indicate that the population base in Columbia County is stable, income levels are increasing, and the County's economy is well diversified. It is concluded that the County should be able to generate moderate growth rates into the future, as well as withstand the impact of national economic conditions.[1]

Drug Free Community – The goals and objectives of the OMI Multi-Purpose Center are a prime opportunity for investment in the furtherance of the goals and objectives of the Drug Free Communities Act here in Hudson. OMI seeks to work within the framework of coalition building *to address factors in our community that serve to increase the risk of substance abuse, and the factors that serve to minimize the risk of substance abuse.* OMI in the past two years has worked in collaboration with Operation Unite New York Save our Youth, the Black Arts Cultural Festival, the Columbia County Department of Human Services, the Hudson Interfaith Council, the Columbia Greene Community College Workforce Investment Office, the Hudson City School District Abstinence Education program, the Hudson Business and Professional Women, and Literacy Inc., to provide healthy choices to our youth and families. The proposed project will enable us to strengthen these collaborative efforts by providing space for already established initiatives to continue, as well as *establish new collaborative efforts with local government, and private nonprofit agencies to support community coalition efforts to prevent and reduce substance abuse* among youth and young adults.

The OMI Community Multi-Purpose Center will serve as a catalyst for increased community involvement and greater collaborations among all sectors and organizations within our community.

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[1] The Columbia Hudson Partnership, Fall 2001

Target Population

The proposed target community: **Families, Youth and Young Adults from low-income households in the City of Hudson**

The median non-family household income is $10,291; Per capita income is $10,033. The number of family Households is 1,592, of these 579; more than 1/3 is Single Mother Head of household. There are 943 households with individuals under 18 years of age, 1,286 of these children are living below the poverty level. Family size averages 3, however in the targeted area the family size is higher.[1]

A	%served By Gender	B	% served by Age Group	C	% of Clients served by Ethnicity	D	Population Served
60%	Female	15%	Pre-School	50%	Black (non-Hispanic)	15%	Abused
40%	Male	20%	Children (5-12)	2%	Asian (Pacific Islander)	10%	Disabled
100 %		45%	Youth (13-21)	10%	White (non-Hispanic)	20%	Families
		15%	Adults	10%	Hispanic/Latino	1%	Gay/Lesbian
		5%	Seniors 65+	3%	Native American	10%	HIV/AIDS
		100 %		25%	Other: Bi-racial	3%	Homeless
				100 %		2%	Immigrants
E						20%	Pregnant/Parenting
65%	Low/Mod Income					15%	Substance Abuse
35%	Above Low/Mod Income					2%	Veterans
100 %						3%	General Public

Project Mission

The Overcomers Ministries International Community Multi-Purpose Center will provide support to projects seeking to promote revitalization of impoverished, low and moderate income families in the City of Hudson. The objective of the Multi-Purpose Center is to help reduce factors that contribute to family dysfunction, or serve to increase the risk of substance abuse among youth and young adults through training and economic development opportunities. We will work in cooperation with other community based organizations that offer opportunities to overcome the challenges of poverty, and idleness.

Status of Project

Project Consultants - A group of persons interested in creating nonprofit community development initiatives came together to form the OMI Community Self Help and Economic

[1] U.S. Census Bureau, http://factfinder.census.gov

II. PROGRAM BACKGROUND

OMI extended the opportunity to a group of City and County residents interested in creating faith based community development initiatives to form the OMI Community Self Help and Economic Development Committee. Out of these committee discussions OMI recognized a need within the community for a facility that would enable already established initiatives to continue, and provide space for new projects to be developed. Hence, the OMI Community Multi-Purpose Center.

The Project development team will consist of members of the OMI Inc., Board, Rev. Kim L. Singletary, President, Mr. Elton L. Prescott, Vice President, Mr. Pierre Jeune, Treasurer, and Consultants from the Faith Center for Community Development (FCCD).

A development team member will attend the six (6) session Planning Your Remodeling or Building Project course at Columbia Greene Community College. This will enable the Board to make appropriate decisions in overseeing the renovation project, and help ensure that governing authority and building code regulations are met.

A development team member will attend the eight (8) week Micro Business Seminar at the Hudson Partnership. In association with this program the development team will receive technical assistance, assistance with a business plan, marketing plan, and website design.

The project once completed will be managed by the OMI Community Self Help and Economic Development Board, Mr. Henry Bender, 1st Vice President, Dr. Tanya Mays, 2nd Vice President, Ms. Lisa Dixon, Treasurer, Mr. Pierre Jeune, Finance Secretary, and Ms. Bettina Young Secretary.

The Board will receive Board training, project development and technical support from FCCD consultants. The FCCD will assist the Board with organizational capacity building to manage the proposed Multi-Purpose Center which includes:

- Developing the Board
- Asset based needs assessment
- Strategic planning and program planning

Time Frame – We project that it will take 12-18 months for building to be operational.

0-6 Months	Rubbage Removal & Roof Repair	Fund Raising ongoing throughout
6-9 Months	Electric & Plumbing Install	Ceiling and Floor Replacement
9-12 Months	Handicap Bathroom and Elevator	Room Finishings and Furnishings
12-18 Months	Building Exterior Remodeling and Landscaping	Parking Lot paving

III. INTERNAL RESOURCE COMMITMENT

OMI Inc. commits to providing 100% support to the success of the project in whatever ways are necessary. OMI has organized a building funds committee to raise funds to cover the costs for building improvements and the capital fund raising campaign. We intend to hire a grant writer. OMI will hold several fund raising events annually to help support the operating budget. OMIC will provide in-kind contributions of goods and services to the project. OMI will seek to secure contracts to solidly book rental space for use in line with the intended purpose and overall mission of the project.

IV. ACCOUNTING CONTROLS

OMI's internal accounting policy and procedures adhere to all generally accepted accounting procedures. In house accounting records are prepared by the Church Treasurer, Finance Secretary and or a delegated member of the Finance Committee. Monthly and Quarterly statements are prepared. An outside agency, the Management Advisory Group, prepares un-audited financial statements. All reports are maintained on file at the OMI business office, 206 Union Street.

V. TRACK RECORD

In cooperation with the Hudson Business and Professional Woman Overcomers Ministries International Church (OMIC) provided service to the annual Career Day, 2001. In cooperation with Operation Unite New York - Save Our Youth OMI offered summer activities for youth; OMIC participated in the Kwanzaa program December 2000, 2001. OMI worked with the Hudson City School District Abstinence Education Program for summer day camp for 2000, 2001. OMI provided space to the Columbia County Youth Project for their tutorial program Spring 2001. OMI supports the Hudson Correctional Facility Community Service Program. OMIC hosted meetings for the Hudson Interfaith Council. OMIC , hosted a clergy and lay forum on Alcohol and Substance abuse with the Columbia County Department of Human Services. OMIC worked in partnership with the Columbia-Greene Community College workforce investment office summer youth training and employment program 2000, 2001. OMI in Cooperation with the Regional Food Bank, North East provides dry food packages to 50 households monthly, and served over 300 meals annually to youth at the summertime suppertime program. (Please see letters of support.)

VI. ORGNIZATIONAL PROFILE

OMI was incorporated in 2000, and received 501(c)(3) tax exempt status in 2001. OMI receives funding from membership, pledge partners and supporters to operate OMI programs, including OMIC, the Overcomers Wear House, MANNA, Next Generation Youth Project, and Summertime Suppertime for Youth. OMI received funding from FEMA and the Hudson City School District Abstinence Education Program, and in-kind support from local organizations and businesses including Operation Unite, CGCC, Scalis Pizza, Pizza Hut. Last years annual budget was $50,000.00.

Overcomers Ministries International
Community Multi-Purpose Center
Total Project Budget

PROJECT BUDGET INCOME	**$145,500**
EARNED INCOME	
RENTAL INCOME (6 Months)	$ 6,000
UNEARNED INCOME	
PARTNER PLEDGES	$15,000
INDIVIDUAL/GROUP DONORS	$10,000
CAPITAL CAMPAIGN	$ 6,000
SPECIAL EVENTS/FUND RAISING	$ 5,000
ANNUAL SUPPORT & MEMBERSHIP	$10,000
OTHER	
Specify: JP Morgan Chase Faith-Based Grant	$25,000
Hudson Partnership Small Business Loan	$20,000
Hudson River Bank and Trust Foundation Grant	$ 5,000
Freedom, Justice and Hope Foundation	$10,000
Hudson City School District Abstinence Education Program Grant	$ 3,500
Columbia County Minority Task Force	$ 2,000
SBCDG (Small Block Community Development Grant)	$ 15,000
Berkshire Taconic Foundation	$ 3,000
Other Private Foundations	$10,000
PROJECT BUDGET EXPENSE	**$145,500**
BUSINESS ADMINISTRATION	
CONSULTANT FEES	$16,500
EQUITY	$ 5,000
UTILITIES	$ 5,000
WATER	$ 1,000
INSURANCE	$ 1,500
MAINTAINENCE & REPAIRS	$80,000
BUSINESS OFFICE	
TELEPHONE	$ 1,000
SUPPLIES, PRINTING, POSTAGE	$ 1,000
EQUIPMENT, FURNITURE, FURNISHINGS	$20,000
BANK/MISC. CHARGES	$ 2,000
CONTINGENCY	$12,500

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Nedwick, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 12, SEPTEMBER 17, 2002

WHEREAS, the City of Hudson holds title to certain parcels of real property pursuant to a Decision and Order and Final Judgment of the Columbia County Court dated the 31st day of May, 2002; and

WHEREAS, the City of Hudson offered those parcels for sale by sealed bid on August 16, 2002; and

WHEREAS, multiple bids were submitted for the following parcels; and

WHEREAS, upon recommendation of the Property Committee of the City of Hudson Common Council at a meeting held the __ Day of September, 2002, the following bids have been accepted:

Property Location	**Name of Bidder**	**Bid Amount**
16 North Third Street	Susanna Abarbanel	$ 6,000.00
Riverledge Road	Russell C. Bartolotta	$ 500.00
549-551 State Street	Eleanor Ambos	$15,076.76
21-23 Union Street	Sarah Hoe Sterling	$49,500.00
102-104 Union Street	Phillippe Soule	$ 8,000.00
112 Warren Street	Robert Bayless	$22,400.00

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Hudson hereby and does authorize the conveyance of the aforementioned parcels for the above consideration to the respective bidder; and be it further,

RESOLVED, that the conveyance of the above parcels is subject to the written proposals submitted with each bid. Said proposals are attached hereto and made part of this resolution; and

RESOLVED, that the Mayor of the City of Hudson is authorized to execute any and all documents in conjunction with the conveyance of the above parcels.

Susanna Abarbanel
85 Alford Road
Great Barrington, MA 01230
(413) 528 – 2573

August 14, 2002

Re: 16 North Third Street

To Whom It May Concern:

I am the owner of 16 North Third Street, the property whose original brick carriage house this letter concerns. After reaching a sales agreement for the carriage house with the property's long standing owner High Miller, the property was claimed by the City for back taxes and the deal fell through. I write this letter not only as a bid proposal, but in appeal to your committee, which as I understand it, has also been formed to deal with such issues as returning these buildings to their original properties and their good condition. This is such an issue.

It should be noted first hand that the condition of the building is extremely poor, poor to the point of being condemned. The top portion of the back wall of the building has fully collapsed inwardly and large lower portions of the same wall are buckling. The front of the building has, within the last two years, severely bowed inwardly, threatening a similar collapse. The damage is due to the deteriorated roof, which is beyond the point of repair and has been soaking the entire building in runoff for years. The full length of three sides of the building have lost all their mortar. The brick foundation is losing bricks, and all masonry around the windows is destroyed. Water from the roof has also rotted away the interior joists of the building, making the framing unstable. All the windows are rotten and the two front doors are missing, making my house's abandoned mate quite an eyesore.

Estimates I received during my negotiations with Mr. Miller for the above-mentioned work to be done were: $12,000 in masonry, $8,000 for a new roof and gutters, $5,500 for structural straightening, $3,000 to repair the 2nd floor, $5,500 for fabrication of 2 new carriage house doors, and $2,800 for new windows. The building is filled with old grocery store equipment and a rotted walk-in freezer, all of which must be dismantled and removed for an unknown cost. I would estimate the stabilization and restoration of the building to cost between $35,000 and $40,000 for merely an empty shell with electricity.

My fear is that tax auction hopefuls might not realize what kind of commitment this project *is* before bidding on it and find themselves in over their heads. This project is both expensive and time sensitive and cannot wait another winter to proceed. Because of this, I cannot bid an extremely high amount to ensure its acquisition. In the interest of

preserving this carriage house, and its great architecture, I ask for your special consideration in this case.

Hudson's carriage houses are one of its most unique and special features. I value this building as a once integral part of the property and hope to see it fully restored. The main house of 16 North 3rd Street is undergoing a thorough restoration this summer in time for it's new tenants. I hope to live there myself someday soon as my son, Noah Fischel who is also my property's manager lives next door.

If I am granted the carriage house, it's restoration would be complete within fourteen months. All work would be done exclusively by local Hudson trades people. Assuming the deed is delivered in a timely manner, work could start as soon as September, too late in the season, however, to complete it before winter. The roof would be sealed and tarped to prevent further water damage and the building would be cleared of its garbage. Next April after structural support is satisfied, work would begin, first with masonry, then a new roof. By July, the building should be ready for it's new doors and windows and by around this time next summer, be occupied as a storage facility.

I have enclosed a copy of my financial statement at the request of Mr. Walsh indicating my financial qualifications. Further proof of income is available upon request, although I trust this will suffice.

An important part of my property is in jeopardy of collapsing and I believe it is in the best interest of the City and our community to save this building. I ask that in consideration of my appeal, you take into account the costly nature of this project and therefore in the interest of preservation, grant me this property.

Thank you for your time and consideration,

Sincerely,

Susanna Abarbanel

Susanna Abarbanel

ELEANOR AMBOS

Metropolitan Building, 44-01 11th Street, Long Island City, NY 11101
Tel: 718-784-3716

August 16, 2002

CITY OF HUDSON
Treasurer's Office
Hudson City Hall
520 Warren Street
Hudson, NY 12534

RE: 549-551 STATE STREET

I am very familiar with the property and the report on its condition that the Building Department issued. I am aware the property needs very extensive repair and restoration work and view this as a challenge that can be accomplished without too much difficulty.

For over a year, as the city is aware, I have been trying to acquire this property from the Conseco banking organization so that I could rescue it. For I believe that when it is properly restored, like the Schmidt's home next door, it will be good for the neighborhood and the eastern end of State Street. The saving of old houses like this one encourages others to rehabilitate homes and it would serve to increase the value of other properties on the block.

Another attraction for me is its proximity to the Pocket Book Factory, and thus it would be a most convenient place for me to make a home and be able to accommodate the many potential investors I am constantly bringing to Hudson. It is well known that I am one of the city's most enthusiastic champions.

The work is extensive but eminently doable. In particular, the siding covers a multitude of sins and the brick lining underneath will need a lot of masonry work. The roof structure also needs to be rebuilt and restored and so do parts of the foundation. I intend to employ a local contractor and have a carpentry shop where missing decorative period detailing can be reproduced accurately.

I feel absolutely confident I can transform this property back to its former glory by the end of summer 2003, and make it a most desirable home.

Proposal for 21-23 Union Street and 25 Union Street
Tax Map # 109.43-1-1 & 109.430102

I wish to make an offer of $49,500 (forty nine thousand five hundred dollars) for the above properties.

I am a current resident of the City of Hudson residing at 307 Warren Street, a building that I own and have made renovations to. I am also in the process of renovating a building at 241 Union Street. I am a member of the board of directors of the Hudson Opera House and the Columbia County Council on the Arts (co-chairman). I am also a member of the Zoning Board, the Waterfront Committee and the Hudson Beautification Committee.

My daughter Aliza Wheeler and her husband Jack Dunlea are looking for a home in Hudson for themselves and their daughter Ruby age three. They have renovated a house in Boston and one in New York City. They have a lot of experience in bringing houses back to their former glory and know the problems that can be involved. Jack has seen the inside of the house at the Friday open house along with myself. Aliza has seen it from the outside. They have been dreaming of owning a house in Hudson and this one would be ideal.

Due to the time constraints I am making the bid in my name but would like to add their names to the title at closing.

They would either make the house a one family or keep the two apartments as is and rent one out to suitable tenants and feel confident that they could occupy the house within the year. I feel that Jack and Aliza would be an asset to the community.

Jack and Aliza can be reached at 212 677-3870 home or 212 8843284 Aliza work. I can be reached at 518 828-0148.

Thank you for your consideration,

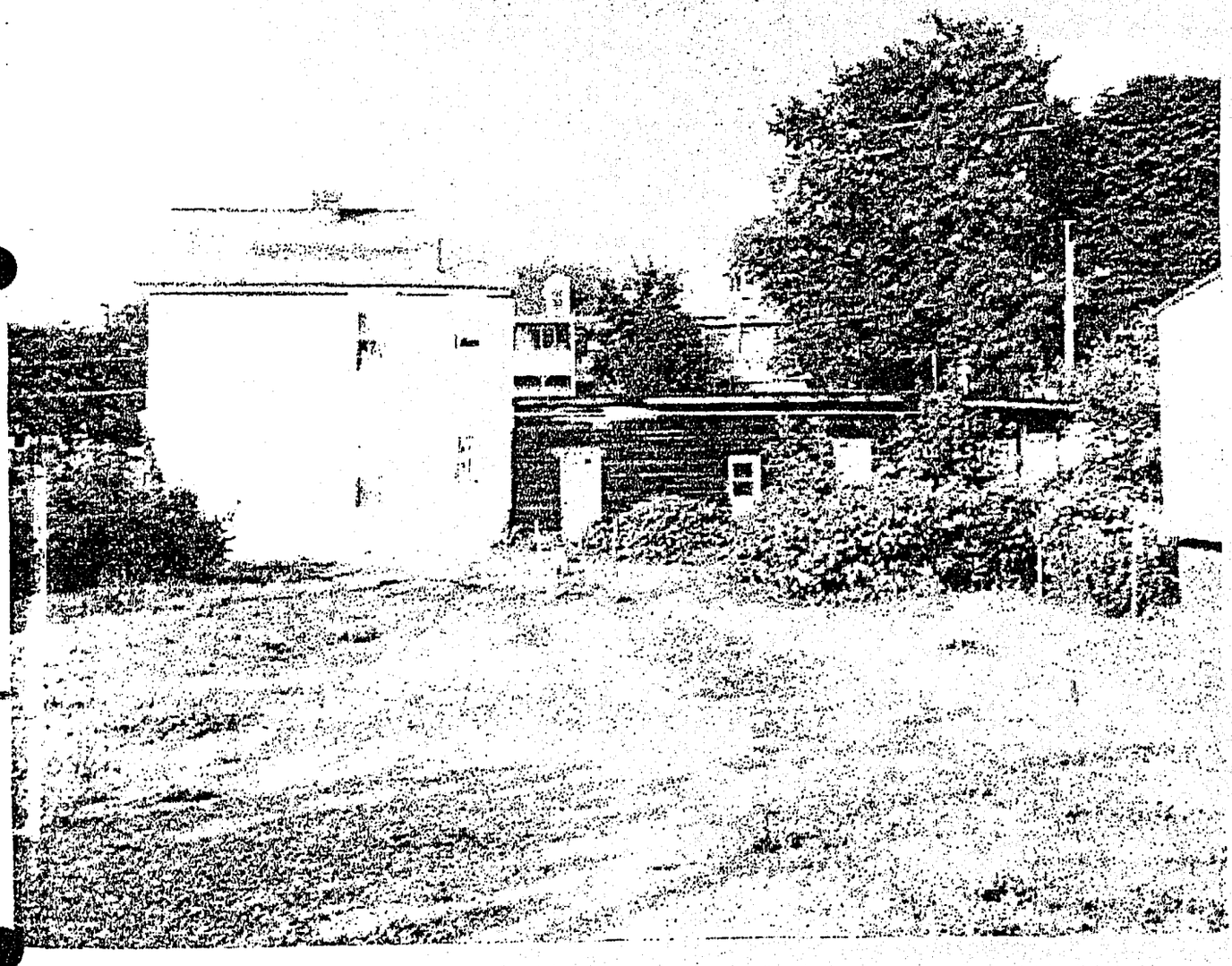
Sarah Hoe Sterling
PO Box 22
Hudson NY 12534

Jack Dunlea and Aliza Wheeler
5 Great Jones
New York, NY 10012

Landscape Design
518 965 3152

Philippe Soule
Proposal for:

102-104 Union Street
Two adjacent properties
Tax map no. 109.43-1-1 and 109.43-1-2



Summary of proposal

Property:
102-104 Union Street
Two adjacent properties
Tax map no. 109.43-1-1 and 109.43-1-2

Personal Statement:
I moved to Hudson in 1999 having relocated my French antique import company Escabelle Home and Garden from its previous location in lower Manhattan. Like so many people who have recently arrived, I was attracted to Hudson by its splendid architecture and general old world feel, as well as its convenient location to my active clients in New York City, Westchester, Duchesse and Columbia Counties. I work now exclusively as a landscape designer and my business has grown extensively since its creation in 1994. Upon my arrival in Hudson, and the establishment of my business at 307 Warren Street, I began to work on the garden behind the showroom there as a sort of living calling card, an example for my clients to see of what was possible from an otherwise disregarded spot of land.
Today, many people in Hudson have come to appreciate the garden at Escabelle, something I continue to maintain in spite of the fact that my antique company is no longer sited there.
I have sought for some time to buy property in Hudson, but have failed to find an ideal property. The house itself is important, but so too is the yard and gardens, their size and orientation to the sun. In every way, 102-104 Union Street is ideal. The house is modest in size and charming- evocative of a salt box colonial, and the gardens are ideally located on a corner with a southern exposure. I picture recreating a charming corner neatly fenced in with a tidy residence surrounded by exquisite gardens. Personally and professionally for me it would be an ideal site.

Use Summary: Single family owner occupied residence.
I am a first time home buyer. As stated above, the property at 102-104 Union Street is ideal for me for a variety of reasons. The summary below will outline not only the work to be done to the property but also the rehabilitation of the garden lots to be used to promote my landscape design business and initiate community programs and forums for adults and children in Hudson. To that end, I plan to continue my with the Beautification Committee of the Fourth Down Block Association, as well as the other residents on Union Street with whom I have had a great relationship as their neighbor for the past two years while living at number 122 Union. I have no plans for undertaking any sort of commercial activity at 102-104 Union Street, other than the housing of my professional offices in the house.

The house in question is located on Cherry Alley and First Street, at the corner of First and Union Streets. It is a wooden frame house. The house itself appears to be currently unoccupied, and the outbuilding/garages behind it along the alley likewise appear only to be filled with garbage. A small trailer sits on the back corner of the property which is where I believe to current resident lives. I attempted on several occasions to gain access to the house. It was never possible. So I must assume the worst regarding its condition.
I am assuming however that the structure itself of the house is sound and that most of the repairs will be to update the systems in the house, minor structural defects from water damage to the foundation and cosmetic interior repairs.

Phases of rehabilitation:
Garbage Removal and general inspection of property.
I assume that the house will be filled with garbage and will have to be cleaned out. This will also include the removal of the shingled siding from the house to reveal the clapboard and also the general state of the house structurally. With the siding removed, revealing the original clapboard and the basement broom swept, a better view of required work can be obtained. There series of garages behind the building will be reduced or cut down in some way. Until I see them more closely I will be unable to how best treat them. I believe that the middle may have extensive water damage and not be sound. Any demolition of the garage would happen in the earliest stage of the property's rehabilitation.

I have to assume that the house will need to have completely new systems in it: 200 amps of electricity with breakers and the house completely re-wired, a new gas-boiler and separate water heater, as well as, the repair or replacement of the plumbing to a small kitchen, bathroom and upstairs powder room.

The house is approximately 1250 square feet. Any historic details in the house will be preserved, although I don't expect to find much detail. Hopefully floors will be interesting and original. Any modern floor coverings will be brought up and wooden floors sanded, repaired or installed where they don't exist. Windows too will be replaced with antique windows that are restored with old glass when available or antique style window units when not. An antique door for the main entrance will do much to lend the house a more historic air, better in keeping with the historic feel of lower Union and Warren Streets.

A full bath will be installed on the ground floor along with a small simple kitchen. The floor plan I imagine, being that the house is still unseen, will be largely open, as long as there are no historic details that would prevent such a plan- although that isn't what I suspect. The ground floor will be a living/ dining room, kitchen and full bath. Upstairs will be my L-shaped work studio (one area of which will double as an extra sleeping area) and a second bedroom. Between these two rooms, there will be eventually a common powder room. This will not be a priority, but the plumbing to this room will be completed when the rest of the house plumbing is done.

I plan to get the systems in the house and install a basic kitchen and bath as quickly as possible. I will then obtain a certificate of occupancy and move in shortly thereafter. I have a good relationship with Frank March of the building department from the renovations I completed in the storefront I rented at 307 Warren Street.

Eventually, I could enlarge the upstairs rooms with dormers, but this will be later after I have lived in the space for some time and can better assess how to optimize my use of the house, in relation to the way it lives in the sun light and the views of the garden.

The final phase of the rehabilitation of the 102-104 Union Street would involve the establishment of a community vegetable garden along the front sections of the lots away from the house and garages - where neighbors and their children could come and work. It is of course a wonderful thing to eat the fresh vegetables you grow. It would be a small but symbolic way to also share the use of the now vacant unused lots with the entire neighborhood.

Resume

NAME	**Philippe Soulé**
ADDRESS	606 Columbia Street, Hudson, NY, 12534, US
TELEPHONE	[518] 828 0879 cell [518] 965 3152
EMAIL	philippe@philippesoule.com
NATIONALITY	French
DATE OF BIRTH	20 July 1968
EDUCATION	Institute Superieur De Gestion, ISG [Paris]
QUALIFICATIONS	Maitrise d'Ecole Superieur de Commerce [MBA]
	Landscape Design Courses at the NY Botanical Garden
	Bachelor of Biochemistry from Paris-Jussieus University
	Veterinary Preparation School, Paris
CURRENT POSITION	Landscape Designer, Escabelle Design Corporation Design and Installation of Landscape project in upstate NY and in NYC manhattan and surrounding area.
EXPERIENCE	Owner of Escabelle Import Ltd, Importation of early 19th century French antiques. 1994-1999: located at 273 Lafayette Avenue, NYC 1999-2001: located at 307 Warren Street, Hudson, NYC
	Owner of Escabelle Design, Corporation Landscape Design June 1997 - 2002
CLIENTS	Abigail Disney, Central Park West, NYC Shapiro [Chatham, NY] Kim Kimberly [Bedford, NY] Krueger [Ghent, NY]
SKILLS	Converse fluently in French and English
INTERESTS	Travel, Hiking, Climbing, Film, Music, Theater
REFERENCE	Abigail Disney [Client] Mei Cheung [Design Director]

I WISH TO PROVIDE A THEOFARE FOR THE KIDS OF MICHAEL CT. TO RIVERLEDGE.

Russell O Bartolotta

(RUSSELL BARTOLOTTA)

August 16, 2002

This proposal is accompany my offer of 22,600 for the property located at 112 Warren Street.

My plan for the building is to restore the exterior to its original state, and return the building to a single family residence. Upon completion, this will be for my own personal residence.

I have been a licensed general contractor for thirty years, and am well experienced in historic restorations. I plan to work closely with Historic Hudson, as well as with my partner in our business, KITCHEN, at 318 Warren St.

This project will be completed in a very timely manner, and will be an asset to Hudson's architectural heritage.

Sincerely,

Robert Bayless
ACI Construction
318 Warren St, Hudson

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Harter, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 13, SEPTEMBER 17, 2002

WHEREAS, the Hudson Public Library has served the community for many years; and;

WHEREAS, a strong public library will benefit the City and help in the education of the youth of the community and the personal enrichment of members of the community and;

WHEREAS, a referendum will be held on Tuesday, September 24, 2002 for the creation of the Hudson Library Taxing District;

NOW, THEREFORE, BE IT

RESOLVED, that the elected officials of the City of Hudson support the enactment of the Hudson Library Taxing District.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

In response to a question by Alderman Nedwick, President Vertetis stated that Resolution No. 13, was in support of the referendum to create a library taxing district.

Mayor Scalera said "the time to invest in our youth is now". He stated the City should be united in support of the library.

On motion of Alderman Nedwick, seconded by Alderman Cross, the following proposed Local Law, introduced by Alderman Shook and seconded by Alderman Wurster, was ordered placed on the Aldermen's desks:

PROPOSED LOCAL LAW NO. 5, 2002

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 64-63.1 of the Code of the City of Hudson is hereby amended as follows:

Section 64-63.1. *Absentee Landowner Registry.*

A. Every property owner who does not reside on the property shall be required to provide to the City Code Enforcement Department a name, address and phone number of a contact person who may be reached in case of emergency.

The second paragraph of Section 64-91 of the Code of the City of Hudson is hereby amended to read as follows:

A one hundred dollar ($100.00) administrative penalty shall be imposed on all properties that do not comply with the provisions of Section 64-63.1 by July 1st of each year. The Common Council, in December of each year, may add the amount of these penalties to the amount due as real property taxes against the property on the next City tax bill.

Section 3. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

On motion of Alderman Cross, seconded by Alderman Shook, the following proposed Local Law, introduced by Alderman Cross and seconded by Alderman Donahue, was ordered placed on the Aldermen's desks:

PROPOSED LOCAL LAW NO. 6 OF 2002

A LOCAL LAW AMENDING ARTICLE IV OF CHAPTER 31 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: *Legislative Findings.*

The City of Hudson has experienced problems with dogs in the City, in general, and at the Riverfront Park in the City, in particular, including problems with dog feces in the park and that the anticipated increased use of Riverfront Park for events makes the presence of dogs there incompatible with these uses. The Common Council further finds that modification of the penalties imposed for violations of Article IV of Chapter 31 are necessary. Lastly, Section 31-16.1 requiring the muzzling of certain dogs has been superseded by State law and need be rescinded.

Section 2: *Enactment.*

A. Section 31-16(A) is hereby enacted as follows:
(ii) be present at any time at Riverfront Park.

B. Section 31-23 is hereby amended as follows:
A violation of this article shall constitute a violation as defined in the Penal Law of the State of New York and shall be punishable by a fine of not more than One Hundred Fifty Dollars ($150.00) or less than Fifty Dollars ($50.00) for a violation.

C. Section 31-16.1 of the Hudson City Code is hereby repealed.

Section 3: If any clause, sentence, paragraph, section or part of this Local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5: This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

Alderman Donahue stated that the section in the Dog Law being repealed regarding muzzles had been declared by Agriculture and Markets as unconstitutional and then it was later determined that the City could in fact have a "Home Rule" which would allow the muzzling of dogs.

Mayor Scalera stated a new law would first have to be written regarding the muzzling of dogs.

On motion of Alderman Cross, seconded by Alderman Wurster, an executive session was held (7:20PM-7:45PM) to discuss pending and future litigation on a project. Carried.

Following the executive session President Vertetis announced that all Aldermen were in attendance.

President Vertetis then passed out to the Aldermen a draft copy of the proposed agreement with the Colarusso Quarry Corp. He said: "it is the fifth or sixth draft that we had addressed a lot of issues that had been back and forth all along". He outlined the changes in the new draft agreement and then asked the aldermen to review the agreement and that if they had any questions to contact City Attorney Connor. The President announced that a special meeting would be held on Friday, September 20, 7:00 PM to vote on the Colarusso Agreement and also a matter regarding the L&B pilot programs and proposed new owner.

Bills.

On motion of Alderman Shook, seconded by Alderman Nedwick, the following bills were audited and ordered paid by the following vote:

The Independent	90.20	Mayor's Office	53.46
Carmine Pierro	466.44	Verizon	198.80
Niagara Mohawk	17,501.50	AT & T	11.16
City Clerk's Office	45.70	Cellular One	116.54
Xerox	537.07	General Code Publishers	312.00
KD Office Works	206.01	Hudson Catskill Newspapers	33.63
Sentry Business Products	132.89	Col. Co. Chamber Commerce	379.50
CW Bostwick	31,649.70	Rapport, Meyers etal	327.50
Johnny's Ideal Ptg	1,655.50	Mabey's	390.00
IBM	341.00	AAA Pest Control	80.00
Frank March CEO	127.95	Dutch Apple Cruise	1,300.00
Robert Graziano	385.00	Frank March	24.96
Col Greene Humane Society	685.00	Postmaster	37.00
NYCOM	120.00	ST Hudson Sons'	60.00
John Connor, Jr.	3,900.00	Patrick Grattan, Attorney	2,796.00
Mid Hudson Cablevision	69.95	Election Inspectors	2,065.00

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

President Vertetis stated the L& B Mfg Company was in bankruptcy and that they owed the City a substantial amount of money. He said there was a company interested in purchasing the assets of L & B and maintaining it as a manufacturing facility. He said the chances of the City collecting the money due were "pretty nil". He said on Friday the Council would be asked to vote on the City giving up its' rights in bankruptcy court so the deal with the new owner would go through.

Alderman Keith stated that the proposed action of the council regarding the L& B Bankruptcy could possibly save 150 jobs.

Jack Harral, E. Allen Street, questioned how many times L & B had been in financial trouble.

Mayor Scalera explained that financing for L & B had been restructured through the banks and that it was the first time they filed for bankruptcy. He stated the proposed new owners would purchase the assets of L & B, borrow approximately $2,000,000 from MT Bank, invest $900,000 of their own collateral, for the purpose of saving jobs and the company.

Ruth Moser, Allen Street, questioned why the property at 325-327 State Street (taken over in the City foreclosure process) was not available for public bidding.

President Vertetis stated that the city had committed a certain number of parcels to Housing Resources which would apply for a grant for low and moderate housing rehabilitation projects

. Patrick Doyle, 110 S. Front Street, requested that the Council take more time to consider the Colarusso Agreement. He stated the previous draft which the public had access to was "severely flawed". He said it was the Common Council's responsibility to have done a "conclusive geological study about the water supply". He stated the public should have an opportunity to review the new document before the Council takes action.

Sean Springer, Warren Street, said that Supt Butterworth had previously stated that to drill a municipal well would cost a half a million dollars. He stated that the Council should reconsider the One Million Dollar Bond outlined in the new Colarusso Agreement.

Richard Cohen(?), from New York City, stated that he was moving to Hudson and that he had questions as to why the City would consider giving up its' water. He stated he was about to make an investment in Hudson and that he needed more information to make decisions.

Alderman Donahue and also President Vertetis both stated that the City would not be giving up its water source.

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Alderman Wurster explained that the Quarry was the city's secondary water supply.

Alan Scherer, 243 Warren St., stated he agreed with Patrick Doyle and that there should be public input on such development issues as the Colarusso Quarry project.

Carole Clarke, of Hudson, stated that at a Public Works Committee meeting it was implied that the issue of the water treatment plant and the Colarusso Quarry project were two separate issues and that the Colarusso project would be discussed at a later time. She asked that the document regarding Colarusso be reviewed by the public.

Mayor Scalera stated the language in the agreement had been subject to three administrations and said that there had been many drafts of the document. He stated power was not being taken away from the people. He stated the people in office were elected to make such decisions and represented all factions of the city.

Amanda Henry, of Hudson, in response to a statement made by Alderman Donahue stated that she agreed that the city needed funding for the new water plant. She stated however that there was a discussion at a previous meeting that there were federal grants available for water treatment plants and water supplies. She asked that other options for funding of the water plant be explored.

Jack Harral, stated that the 200,000 being paid by Colarusso was "not that much money". He asked why at the end of the lease the property was just handed over to Colarusso and also questioned the absence of a reclamation clause in the agreement. He stated that the land at the quarry which included the city's secondary water supply, was bought as a "tract of land"and stated that he had no knowledge of the land being divided into two separate parcels . He stated the quarry was not addressed in the City's Comprehensive Plan. He said the 400 acres had been neglected over the years and requested a "feasibility study" for that area.

President Vertetis stated that if the Council approved the agreement there would then be a SEQRA process, also a mining permit process which would include a reclamation phase.

Alderman Meyer stated that the City's Comprehensive Plan was a conceptual plan and not about geography. As for a feasibility study, Alderman Meyer stated that there were many areas in Hudson that could be developed further. She said: "land not contiguous with Hudson, I personally don't feel that would be one of our top priorities for a feasibility study".

Patrick Doyle stated that when the Council passed a law in May 2002, it took away the citizens rights to ask for a referendum on the subject.

Several took part in discussions on how long the quarry issue had been discussed and also the council's authority to make such a decision.

Linda Mussman, Hudson, referred to the tax foreclosed properties being transferred to the Housing Resources. She stated the proposed housing project in her neighborhood would be a "radical change". She asked why some properties went out to bidders and other properties went to Housing Resources. She stated she thought there would be individual people who would be interested in some of those properties. She said there was no opportunity for persons residing in the Fourth Ward to even hear about the proposed project by Housing Resources.

Phil Widget, 353 State Street, said he had not been informed about the availability of the property and that he would have bidded on one of the properties.

Claudia Bruce, of Hudson, stated she believed there were a lot of people in the Fourth Ward that would have been interested in those properties. She stated people, like Phil Widget, were trying to build up the Fourth Ward. She said: "I would have given five thousand dollars for some of those houses". In an unrelated matter, Ms. Bruce said: "moving on the Colarusso deal in three days is outrageous". She asked that the vote be delayed for at least two weeks.

Discussions took place regarding the transfer of properties to Housing Resources.

Kevin O'Neill, Director of Housing Resources, stated that the resources that his agency could bring to those buildings was substantial.

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Alderman Nedwick stated that Housing Resources needed a commitment of 24 housing units for the affordable Housing project. He said there was the issue of slumlords buying up some of these properties, and also the fact that a lot of houses in the City were being renovated and people were being displaced. He stated that the foreclosure sub-committee looked at the area and decided there was a need for more affordable housing.

Ruth Moser of Hudson stated the city already had 840 units of subsidized housing. She stated that was 10% of the population and also stated that the City had the highest number of subsidized units in the country.

Alderman Nedwick stated that in his opinion, the type of subsidized housing presently in the city, "breeds problems". He stated what appealed to him about the Housing Resources Project was that the houses would eventually be privately owned.

Ed Cross, Supervisor Second Ward, thanked the tax foreclosure sub-committee for its work.

Discussions took place again about the Colarusso project the pending vote and public input.

Ellen Thurston, of Hudson, asked how the city decided to lease the Quarry land instead of selling it.

President Vertetis stated that decision had been made a few years back after a review of three options. He stated the city decided it would generate the most money out of the option of leasing the land.

Discussions again took place regarding the transfer of properties to Housing Resources and also the Colarusso project.

Alan Scherer asked why the quarry was not put out to bid.

Mayor Scalera stated requests were sent out but the only other company to inquire was St. Lawrence which had later declined. He stated other factors taken into consideration were community jobs and trucking. He stated the city would receive a fair price from Colarusso and the City's water supply would be protected.

Alderman O'Brien stated he was not comfortable on how the quarry property was offered. He said: "I don't believe it is anybody in the City's right to be so cavalier to just make a few phone calls and inquiries to offer a piece of property such as sizeable as this". He said: "it has to be done in the proper way, including the form of noticing it, sending out RFP's". The alderman stated he had serious reservations about the agreement and noted that the new draft addressed some of the issues about protecting the City's water supply but then questioned if the One Million Dollar Bond would be enough. He objected to having to vote on the issue within three days of just receiving the new draft agreement.

Mayor Scalera congratulated the Second Ward Elected officials and Committee on the recent festival.

On motion of Alderman Cross, seconded by Alderman Wurster, the meeting adjourned.

Bonita J. Colwell

City Clerk

SEPTEMBER 20, 2002

A Special Meeting of the Common Council was held on Friday, September 20, at 7:00 P.M. at City Hall, 520 Warren Street, with President Michael Vertetis presiding.

Alderman Wurster recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Shook, Thompson and Wurster.
Absent: Alderman Nedwick.

The clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Shook, seconded by Alderman Wurster, the following Call of the Meeting was ordered received and placed on file:

September 18, 2002

Bonita J. Colwell
City Clerk
City Hall
Hudson, NY

Dear City Clerk:

As provided by Section C12-4 of the City Charter, I hereby call a Special Meeting of the Common Council to be held on Friday, September 20, 2002 at 7:00 P.M. at City Hall for the purpose of considering the following resolutions:

1. Authorizing Mayor to sign lease agreement with Colarusso.

2. Authorizing conveyance of tax foreclosed properties to Housing Resources.

3. Resolution regarding L&B Products Bankruptcy.

Very truly yours

Michael Vertetis
President, Common Council

cc: Mayor
Legal Advisor
Register Star
Independent

Carried.

President Vertetis introduced Mark Winthrop

Mark Winthrop , stated he and his two partners were proposing to purchase the assets of L&B Manufacturing Company. He stated they would infuse capital in the company, would take roles in managing the company and that a new President would be brought in to run the company on a daily basis. He stated their objective was to put the company "back on good solid financial footing".

Alderman Harter inquired if there would be a lay-off of workers at the company.

Mark stated there was not a planned lay-off. He stated, however, some employees may leave the company either because of transfers or let go because of their work performance.

Alderman O'Brien inquired about the new company's past projects, and the financial backing that Mr. Winthrop and his partners would bring into the company.

Mr. Winthrop stated that he and his partner had been involved over the years in the "turnaround business" . He then spoke about the different companies he had been involved in and also about the background of his other partners in the retail and manufacturing fields. He stated he and his partners were writing checks for approximately one-third of the amount of money going into the company. He stated he was excited about the prospects, that there was a huge opportunity with L & B, they have a good product and have great people involved. He spoke about moving the outside sales offices into the City and the benefits that would have on the community. He said: "we hope that our operation within the L&B facility will only grow".

Resolutions.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, SEPTEMBER 20, 2002

WAIVING PAST DUE PILOT FUNDS FROM L&B CORPORATION UNDER CERTAIN CIRCUMSTANCES

WHEREAS, Hudson IDA has previously enter into a PILOT program with L&B Corporation for property located in the City of Hudson; and,

WHEREAS, L&B Corporation has since filed for bankruptcy and sums are owed to the Hudson IDA under the PILOT program which, in turn, are due to the City of Hudson; and

WHEREAS, third parties have expressed interest in acquiring the assets of L&B Corporation and continuing the operation in the City of Hudson; and,

WHEREAS, it is necessary to waive funds due under the delinquent PILOT program owed to the City of Hudson to insure that these third parties will continue the operation; and,

WHEREAS, the waiving of these funds will keep manufacturing jobs in the City of Hudson.

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson agrees to waive past due PILOT funds owed by Hudson IDA from sums due from L&B Corporation upon the condition that the successor in interest to the L&B Corporation maintains their principal place of business within the City limits of Hudson at the present plant and maintains a substantial portion of the manufacturing jobs now employed by L&B Corporation.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, SEPTEMBER 20, 2002

WHEREAS, the City of Hudson holds title to certain parcels of real property pursuant to a Decision and Order and Final Judgment of the Columbia County Court dated the 31st day of May, 2002; and

WHEREAS, upon recommendation of the Property Committee of the City of Hudson Common Council at a meeting held the __ Day of September, 2002, the Common Council of the City of Hudson resolves to convey the following properties to Housing Resources of Columbia County Inc. for consideration in the amount of five thousand dollars ($5,000.00) per property.

Property Location

350 Columbia Street	325 State Street
358 Columbia Street	327 State Street
226 State Street	541 State Street

WHEREAS, the properties are to be conveyed subject to the following terms and conditions: One, that full payment of the consideration is to be made to the City of Hudson within sixty (60) days of the date of this resolution and two, that construction for rehabilitation of the properties begin within twenty-four (24) months of the date of this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Hudson hereby and does authorize the conveyance of the aforementioned parcels for the above consideration to Housing Resources of Columbia County Inc.; and be it further,

RESOLVED, that the Mayor of the City of Hudson is authorized to execute any and all documents in conjunction with the conveyance of the above parcel.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Shook, Thompson and Wurster.
Nays: None.

President Vertetis read proposed Resolution No. 3.

On motion of Alderman Harter, seconded by Alderman Shook, President Vertetis ordered a recess to await the arrival of Mr. Colarusso and his attorney.

Following a short recess, President Vertetis announced that all aldermen, with the exception of Aldermen Nedwick, were present.

Alderman O'Brien stated he had just received the complete agreement with the Colarusso Company and that no one has had a chance to read it. He then made a motion to table the Resolution until he and others in the City had a chance to review the option portion of the agreement.

President Vertetis inquired if there was a second to the motion. No response.

Alderman O'Brien, asked if the City chose not to enter into the lease agreement would the City have to pay interest on the money received from Colarusso.

City Attorney John Connor Jr. stated the City would pay 6% interest.

Alderman O'Brien stated the interest was not disclosed previously. He again objected to being asked to cast his vote on documents that were just received.

In response to a question by Alderman Harter, President Vertetis stated that if the Colarusso project did not pass the SEQRA process the City would keep the money already paid by the Company.

Attorney Connor stated that the City would give Colarusso a "revocable option". He stated there were "hurdles" Colarusso would have to go through before the property is leased, such as DEC mining permits. He stated those steps would involve a full environmental impact.

Aldermen O'Brien asked if the City was also accepting the lease agreement in its present form placed on the aldermen's desks.

Attorney Connor stated if the City went forward that it would be the language in the lease. He noted however, mutually agreement changes could be made. He then noted an error on page 8 of the lease, regarding quality or quantity of water, and that it sould read "quality and quantity".

In response to a questioned by Alderman O'Brien the attorney for Colarusso's noted that on page 8 of the agreement the storage of fuels within a certain area would include diesel.

The following resolution, introduced by Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, SEPTEMBER 20, 2002

GRANTING A REVOCABLE OPTION OF A. COLARUSSO & SON, INC. TO LEASE 339 ACRES OF SURPLUS PROPERTY ON NEWMAN ROAD IN GREENPORT, NEW YORK

WHEREAS, A. Colarusso & Son, Inc. wishes to obtain an option to lease a portion of property owned by the City of Hudson and located on Newman Road, Town of Greenport, New York; said property specifically excluding the City's emergency water supply; and,

WHEREAS, the City of Hudson and A. Colarusso & Son Inc. have been in negotiations for five years negotiating the terms and conditions of the aforesaid lease and have reached an agreement; and,

WHEREAS, the City of Hudson has previously retained the services of two separate consultants who have issued opinions that the aforesaid property can be leased with conditions to insure that the city's emergency water supply is adequately protected, and the aforesaid recommendations of the consultants have been incorporated in the lease to be given if the option is exercised; and,

WHEREAS, the City of Hudson is willing to grant a revocable option to lease the premises for the yearly sum of Two Hundred Thousand ($200,000.00) Dollars per year for 30 years with One Hundred Thousand ($100,000.00) Dollars per year in payment for 10 years thereafter; and,

WHEREAS, the aforesaid premises is to be used for mining purposes and a mining permit need be issued by the New York State Department of Environmental Conservation in conjunction with the application; and,

WHEREAS, the City will participate in the SEQRA process in conjunction with the issuance of New York State Department of Environmental Conservation mining permit, and SEQRA proceedings will be conducted in connection with granting of a lease; and

WHEREAS, pursuant to the terms of the option, the City of Hudson can elect to not lease the property at the conclusion of the SEQRA process in conjunction with the application to DEC for a mining permit for the premises and when A. Colarusso & Son, Inc. wishes to exercise the option. The option and lease specifically grant the City the right to participate in the SEQRA process.

NOW, THEREFORE, BE IT

RESOLVED, that segmented review is appropriate pursuant to 6NYCRR6173(g)(I); and it is further

RESOLVED, that the action of granting an option is deemed to be unlisted action for SEQRA purposes; and it is further,

RESOLVED, that a Environmental Assessment Review has been prepared, a hard look has been made at potential environmental impacts, a Negative Declaration is made that there is no adverse environmental impact from the grant of the revocable option; and it is further,

RESOLVED, that the Mayor of the City of Hudson is authorized to enter into a revocable option agreement identical to the terms to that attached hereto.

OPTION AGREEMENT

Agreement made this _____ day of _____, 2002, between the City of Hudson ("Optionor"), a municipal corporation located in the County of Columbia, State of New York, and A. Colarusso & Son, Inc. ("Optionee"), a New York corporation having its principal office for the conduct of business located at 91 Newman Road, Hudson, New York.

Witnesseth:

WHEREAS, Optionor owns a parcel of property located in the Town of Greenport consisting of approximately 354 acres of land; and

WHEREAS, 14.5± acres of such parcel are used for purposes of a back-up water supply and the remaining land is currently surplus; and

WHEREAS, if Optionor secures an alternate back-up water supply the entire property will be surplus; and

WHEREAS, Optionee wishes to lease the surplus property for purposes of mining; and

WHEREAS, Optionor has determined that a lease to Optionee for possible mining purposes has the greatest potential to produce for Optionor the highest return for its surplus property; and

WHEREAS, the parties recognize and agree that Optionor does not wish to bind itself to a course of conduct that would necessarily result in the mining of the surplus property until Optionor has the opportunity to conduct an environmental review, either individually or as an involved or interested agency, pursuant to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the parties recognize and agree that at the conclusion of the SEQRA process the Optionor may consider uses other than mining or no uses at all; and

WHEREAS, the parties also recognize and agree that a review of potential environmental impacts pursuant to SEQRA could be both time consuming and expensive, and that a potential lessee of the surplus property is unlikely to invest the substantial sums required to maximize the economic return to Optionor from the property absent mechanisms to ensure that Optionor or a third-party will not receive windfall benefits from the payments and other investments of Optionee; and

WHEREAS, Optionor represents and covenants that it has secured all approvals necessary to execute this Option agreement.

NOW, in consideration of the mutual promises contained herein, it is agreed as follows:

1. *Grant of option.* Optionor irrevocably grants to Optionee the exclusive option to lease from Optionor two parcels of property ("the Property") in the Town of Greenport described as Parcel "A" and Parcel "B". Parcel "A" consists of 354 plus or minus acres of land acquired with other acreage by Optionor from the Lone Star Cement Company which is more fully described in the annexed Exhibit "A", less the land described as Parcel "B" and less a 0.58 acre parcel of land previously conveyed to the Town of Greenport by deed dated May 14, 2002. Parcel "B" consists of that parcel of land currently used as a back-up water supply by the Optionor, consisting of 14.5± plus or minus acres of land and located wholly within Parcel "A," as more fully shown on Exhibit "B".

2. *Lease Appended; conflicting provisions.* The parties shall use the Lease form, marked Exhibit "C" and attached to and made a part of this Option, as the Lease to be executed at closing. However, the terms and conditions provided below shall be incorporated in the Lease. If there is any conflict between the provisions of the Lease form and those of this Option, the provisions of the Option shall prevail.

3. *Term of Option.* This option shall continue in effect until the earlier of (a) Optionee's exercise of this option pursuant to paragraph "9" below; (b) written notice by Optionee of its election to terminate this option pursuant to paragraph "10" below; (c) Optionor's election to terminate this option pursuant to paragraph "11" below; or (d) failure of Optionee to pay the annual option price within thirty (30) days after Optionor shall notify Optionee in writing that any payment is past due, or (e) ten (10) years from the date of this Agreement.

4. *Option Payment.* Optionee shall pay to Optionor the sum of Two Hundred Thousand ($200,000) Dollars per year during the term of this option. The payment obligation shall begin ninety (90) days after the later of (a) the expiration of the applicable statute of limitations to any potential legal challenge to Optionor's execution of this option, or (b) in the event of any timely legal challenge to Optionor's execution of this option, after all applicable appeal periods have expired from the successful defense of such legal challenges. Thereafter, the payments shall be due on the annual anniversary of the first payment.

5. *Option Payment Contingencies*. Optionee's obligation to make option payments shall be contingent upon each of the following:

(a) Optionor's execution of all necessary resolutions or laws needed for the issuance by Optionor of this option.

(b) A title search showing that there are no easements, covenants, restrictions or other conditions of title that would prevent Optionee from utilizing a substantial portion of the Property (with the exclusion of Parcel "B" to the extent that it is currently used for reservoir purposes) for the purpose of mining. This contingency shall be waived unless Optionor shall notify Optionee in writing within ninety (90) days of the execution of this option by all parties of the failure of this contingency.

(c) The expiration of all applicable statutes of limitation for potential challenges to Optionor's grant of this option or, in the event that a legal challenge is commenced, from the successful defense of such legal challenges and appeals and the expiration of all applicable time periods for additional appeals.

6. *No Encumbrance By Optionor*. During the term of this option, and during the term of the lease if the option is exercised, Optionor shall not suffer or permit any uses of the Property that would impair the ability of Optionee to utilize Parcel "A" or to mine the area of Parcel "A" exclusive of the area currently used for reservoir purposes. Optionor shall use Parcel "B" for no purpose other than as a back-up water supply, and shall not otherwise suffer or permit any other uses that would impair the ability of Optionee to utilize it for mining.

7. *No Impairment by Optionee.* Optionee shall take no action during the term of the option or, if the option is exercised, during the term of the lease, that would impair the ability of Optionor to use Parcel "B" for purposes of a back-up water supply, unless and until Optionee locates for Optionor a back-up water supply, and agrees to pay to obtain such back-up supply and associated infrastructure, that Optionor accepts by resolution as a substitute for the back-up water supply on Parcel "B", or Optionor otherwise discontinues use of the back-up water supply on Parcel "B" by resolution, or Optionor consents in writing. Prior to the exercise of the Option, absent the prior written consent of Optionor, Optionee shall place no encumbrances on title to the property of Optionor.

8. *Permit Application.* Upon the execution of this option, Optionee intends to apply for a mining permit to mine rock or minerals on Parcel "A". In the event that Optionee is able to locate and secure the rights to a substitute back-up water supply satisfactory to the Optionor, or Optionor otherwise discontinues use of Parcel "B" as a back-up water supply, Optionee also intends to apply for a mining permit to mine Parcel "B". The parties agree that Optionee shall be responsible for applying for any mining permit and any other state or local permits necessary for the mining. Optionor shall have no obligation to pay for the cost of any such permit applications.

9. *Exercise of Option.* Optionee shall have the right to exercise this option at any time after the issuance by the New York State Department of Environmental Conservation (DEC) of a mining permit to Optionee to mine rock or minerals

7. *No Impairment by Optionee.* Optionee shall take no action during the term of the option or, if the option is exercised, during the term of the lease, that would impair the ability of Optionor to use Parcel "B" for purposes of a back-up water supply, unless and until Optionee locates for Optionor a back-up water supply, and agrees to pay to obtain such back-up supply and associated infrastructure, that Optionor accepts by resolution as a substitute for the back-up water supply on Parcel "B", or Optionor otherwise discontinues use of the back-up water supply on Parcel "B" by resolution, or Optionor consents in writing. Prior to the exercise of the Option, absent the prior written consent of Optionor, Optionee shall place no encumbrances on title to the property of Optionor.

8. *Permit Application.* Upon the execution of this option, Optionee intends to apply for a mining permit to mine rock or minerals on Parcel "A". In the event that Optionee is able to locate and secure the rights to a substitute back-up water supply satisfactory to the Optionor, or Optionor otherwise discontinues use of Parcel "B" as a back-up water supply, Optionee also intends to apply for a mining permit to mine Parcel "B". The parties agree that Optionee shall be responsible for applying for any mining permit and any other state or local permits necessary for the mining. Optionor shall have no obligation to pay for the cost of any such permit applications.

9. *Exercise of Option.* Optionee shall have the right to exercise this option at any time after the issuance by the New York State Department of Environmental Conservation (DEC) of a mining permit to Optionee to mine rock or minerals

7. *No Impairment by Optionee.* Optionee shall take no action during the term of the option or, if the option is exercised, during the term of the lease, that would impair the ability of Optionor to use Parcel "B" for purposes of a back-up water supply, unless and until Optionee locates for Optionor a back-up water supply, and agrees to pay to obtain such back-up supply and associated infrastructure, that Optionor accepts by resolution as a substitute for the back-up water supply on Parcel "B", or Optionor otherwise discontinues use of the back-up water supply on Parcel "B" by resolution, or Optionor consents in writing. Prior to the exercise of the Option, absent the prior written consent of Optionor, Optionee shall place no encumbrances on title to the property of Optionor.

8. *Permit Application.* Upon the execution of this option, Optionee intends to apply for a mining permit to mine rock or minerals on Parcel "A". In the event that Optionee is able to locate and secure the rights to a substitute back-up water supply satisfactory to the Optionor, or Optionor otherwise discontinues use of Parcel "B" as a back-up water supply, Optionee also intends to apply for a mining permit to mine Parcel "B". The parties agree that Optionee shall be responsible for applying for any mining permit and any other state or local permits necessary for the mining. Optionor shall have no obligation to pay for the cost of any such permit applications.

9. *Exercise of Option.* Optionee shall have the right to exercise this option at any time after the issuance by the New York State Department of Environmental Conservation (DEC) of a mining permit to Optionee to mine rock or minerals

from Parcel "A" and/or Parcel "B". Optionee shall notify Optionor of its exercise of this option in writing as set forth in paragraph "16" below.

10. *Optionee's Rights to Terminate.* It is the intention of the parties to this Agreement that Optionee be absolutely bound to fulfill the financial commitments of this Lease in the event that a mining permit is issued allowing Optionee to mine no less than 900,000 tons of rock per year for a total of 30 years, with restrictions resulting in no greater burden than is common for hard rock mines in NYSDEC Region 4. Optionee may prior to the issuance of a mining permit as described in the preceding sentence, notify Optionor in writing of its election to terminate this option. Upon the termination of this option pursuant to this paragraph, Optionee shall have no further obligation to make option payments pursuant to paragraph "4" of this Agreement. Optionor shall retain any payments made by Optionee pursuant to this Agreement, except that Optionor shall refund Optionee the pro rata portion of any option payment paid in advance for the year in which the option is terminated.

11. *Optionor's Right to Terminate.*

A. Statement of Intention. The parties recognize and agree that Optionor does not wish to bind itself to a course of conduct that would necessarily result in the mining of either Parcel "A" or Parcel "B" until Optionor has the opportunity to conduct an environmental review, which right it retains, either individually or as an involved or interested agency, pursuant to SEQRA. Therefore, the Optionor has the absolute right to terminate this Agreement as set forth in subparagraphs

"B" and "C" below at any time on or before sixty (60) days after the completion of such an environmental review.

B. Time for Exercise of Optionor's Right. No later than 60 days following DEC's issuance to Optionee of a mining permit for Parcel "A" and/or Parcel "B", Optionor shall either accept or terminate this option. In the event that Optionor elects to terminate this option, it shall notify Optionee of this termination pursuant to paragraph "16" below.

C. Content of Optionor's Notice. The notice shall state that Optionor has elected either to (i) permanently restrict the property to governmental uses, or (ii) preserve the right to sell the property to another potential purchaser. In the event that Optionor elects to permanently restrict the property to governmental purposes pursuant to Option (i) of this subparagraph, then within 30 days of such notice Optionor shall refund to Optionee any payments made to Optionor pursuant to this Agreement together with the reasonable costs to Optionee of conducting any review required under SEQRA, with interest at 6 per cent, and record a restrictive covenant prohibiting all mining and limiting the use of Parcel "A" and Parcel "B" to municipal or governmental purposes. In the event that Optionor elects to preserve the right to sell the property to another potential purchaser, then within 30 days of such notice Optionor shall refund to Optionee all payments made to Optionor pursuant to this Agreement and all reasonable costs incurred by Optionee in complying with SEQRA and obtaining a mining permit, with interest at 6 per cent, and shall pay to Optionee within 30 days of any sale of the property fifty (50) percent of the enhanced land value of the property. Enhanced land

value shall be defined as the difference between (i) the value of the raw land, (ii) the value of the land with the mining permit secured by the Optionee.

12. *Severance.* In the event that this option/lease would be invalid or subject to invalidation by reason of the inclusion of the land upon which Optionor currently maintains a back-up water supply, then at Optionee's election such land shall be severed from this agreement and the remaining terms and conditions of this agreement shall remain in full force and effect in regard to the remaining land.

13. *Broker.* The parties warrant and represent to each other that no broker brought about, or participated in, this option or transaction.

14. *Recording Option.* Optionee may record this option or a memorandum of option, and upon execution of the option, may record a memorandum of lease.

15. *Entire agreement.* This option constitutes the entire agreement between the parties. No representations, warranties, or promises pertaining to this option or any property affected by it have been made by, or shall be binding on, any of the parties, except as expressly stated in the option and the agreement. This option and the agreement may not be changed orally, but only by an agreement signed by the party against whom enforcement of any such change is sought.

16. *Notices.* Any notice or demand under this option shall be by registered or certified mail, sent as follows: to Optionor addressed to Mayor, City of Hudson, 520 Warren Street, Hudson, New York 12534, with a copy to the City Attorney; and to Optionee addressed to A. Colarusso & Son, Inc., P.O. Box 302, Hudson, New York 12534, with a copy to DeGraff, Foy, Holt-Harris, Kunz & Devine, LLP, 90 State Street, Albany, New York 12207. The parties may change the two

designated recipients of notice by serving written notice in accordance with this paragraph.

17. *Binding Effect.* This agreement shall be binding upon and inure to the benefit of the parties and their respective heirs, successors, and assigns.

18. *Headings.* Headings in this agreement are for convenience only and shall not be used to interpret or construe its provisions.

19. *Governing law.* This agreement shall be governed by and construed in accordance with the laws of the State of New York.

20. *Counterparts.* This agreement may be executed in one or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

21. *Assignment.* Absent the prior written consent of Optionor, Optionee shall have no right to assign this Agreement, or a controlling interest in Optionee to the extent that it includes any rights under this Agreement, except that nothing herein shall prevent Optionee from assigning this Agreement or a controlling interest in Optionee to any entity in which the heirs of the current owners of Optionee, Peter Colarusso and Robert Colarusso, have a controlling interest.

22. *Optionor's Further Right to Terminate.* In the event that a mining permit is issued in accordance with paragraph "10" above, and Optionor shall elect not to terminate in accordance with paragraph '11" above, then Optionee shall continue to have a right to terminate until such time as all restrictions that would prevent mining in accordance with such mining permit have been lifted, including but not

limited to any zoning restrictions, pending legal challenges, or unexpired statutes of limitation on potential legal challenges to permits or governmental actions.

CITY OF HUDSON

By:_____

A. COLARUSSO & SON, INC.

By:_____

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

On the _____ day of _____, in the year 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared ___ _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person(s) upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

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

On the _____ day of _____, in the year 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared ___ _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person(s) upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Shook, Thompson and Wurster. (Total Weighted Vote: 808)

Nays: Alderman O'Brien. (Total Weighted Vote: 55)

Absent: Alderman Nedwick. (Total Weighted Vote: 111)

On motion of Alderman Thompson, seconded by Alderman Cross, the meeting was adjourned.

Bonita J. Colwell
City Clerk

October 15, 2002

A Regular Meeting of the Common Council held Tuesday, October 15, 2002 at 7:00 P.M., at City Hall, 520 Warren Street with Chairman Peter Wurster presiding.

Alderman Meyer recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, Shook, Thompson and Wurster.
Absent: Alderman O'Brien.
Excused: President Vertetis.
(Alderman O'Brien arrived at 7:07 P.M.)

The clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Shook, seconded by Alderman Harter, the reading of the minutes of the previous meetings were ordered dispensed with, and the minutes received and placed on file. Carried.

On motion of Alderman Nedwick, seconded by Alderman Meyer, the reading of the City Treasurer's Report for the month ending July 30, 2002, was ordered dispensed with, and the report received and placed on file. Carried.

Communications.

On motion of Alderman Cross, seconded by Alderman Keith, the report of the City's weighted vote reapportionment was ordered received and referred to the Legal Committee. Carried.

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Communications.

On motion of Alderman Cross, seconded by Alderman Keith, the report of the City's weighted vote reapportionment was ordered received and referred to the Legal Committee. Carried.

On motion of Alderman Cross, seconded by Alderman Meyer, a communication from City Attorney John Connor, Jr. regarding the compatibility of holding the office of a member of the Planning Commission as well as President of the Common Council, was ordered received and placed on file. Carried.

On motion of Alderman Meyer, seconded by Alderman Nedwick, a proposed Historic Preservation Ordinance as prepared by the City Planning Commission was ordered received and referred to the Legal Committee. Carried.

Committee Reports.

On motion of Alderman Shook, seconded by Alderman Harter, the following committee reports were ordered received and placed on file:

"On the 25th day of September, 2002, a meeting of the Finance Committee was held at City Hall. In attendance Chairman Vertetis, Aldermen Cross, Donahue, Thompson, Meyer and Treasurer Walsh.

"Old Business

"In the next couple of weeks payment will be expected and the deeds for the foreclosed properties will be turned over to the new owners.

"The foreclosure process has started again to pursue payment for past due taxes for 1999 & 2000.

"The committee decided a letter of support was warranted for the proposed plans of the Hudson Business Alliance for 2003, they were referred to the Columbia-Hudson Partnership, HDC & HCDPA for assistance and funding, as these are the agencies charged with business development and promotion in the City.

"New Business

"The Hudson IDA needs $20,000 to clear the books of fees from the last three years. Resolution unanimously referred to full council.

"The Hudson IDA needs $18,000 to settle the Ogden lawsuit, an out of court settlement will be cheaper than going to trial. We are pursuing partial reimbursement from Columbia County as Mr. Ogden was employed by the County, working on the capping of the County landfill adjacent to IDA property, a County utility trailer was inadvertently placed a few feet onto IDA property. Resolution unanimously referred to full council.

"What is the progress on the establishment of a film bureau, as the City has already expended some funds for this purpose."

"The Legal Committee meeting for September was held on Wednesday, September 25th at 6:30 P.M.

"Present were Chairman Donahue, Council President Vertetis, Committee members Cross, Meyer and Thompson.

"Alderwoman Meyer requested that the committee once again discuss the problem of ongoing yard sales which are causing problems in certain city neighborhoods. She stated that any individual holding more than 2 yard sales per year have to obtain a state sales tax number and pay sales tax. The city's Legal Advisor will be asked to research how other municipalities address this situation and bring options to the committee.

"Alderman Cross raised the question of how flags on city buildings should be flown as to height and closeness to the building to prevent them from becoming a hindrance to the pedestrians walking on city sidewalks. Also merchandise being placed on city sidewalks by business owners was discussed and the opinion was that there should be at least a 3 to 4 foot path for pedestrian traffic.

"The subject of Charter Revision was brought up and the committee will request the full council to discuss dates at tonight's informal meeting to set dates for meetings to address Charter Revision.

"The meeting adjourned at 6:50 P.M. The next Legal Committee meeting will be held on Wednesday, October 30th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"The Police Committee meeting for September was held on Monday, September 30th at 7:40 P.M.

"Present were Chairman Donahue, Council President Vertetis, Committee members Shook, Chief Richardson, Comm. Graziano and Sgts. Paolino and DelVecchio. Aldermen Nedwick and O'Brien were absent.

"Chief Richardson notified the committee that the towing of abandoned vehicles from city streets and alleys is underway with the goal being to rid the city of these unsightly and dangerous blights. Alderman Shook lauded the Police Department for their efforts in addressing this problem he had brought before the Police Committee a number of months ago.

"Alderman Shook once again asked the Police Department to address the problem of speeding on State Street and was assured that this would be done.

"The ongoing problem of graffiti being sprayed on city buildings was once again discussed and Chief Richardson stated that the Juvenile Aid Officer was assigned this investigation and is following up on possible leads.

"The subject of Charter Revision was brought up and the committee will request the full council to discuss dates at tonight's informal meeting to set dates for meetings to address Charter Revision.

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"Alderman Shook once again asked the Police Department to address the problem of speeding on State Street and was assured that this would be done.

"The ongoing problem of graffiti being sprayed on city buildings was once again discussed and Chief Richardson stated that the Juvenile Aid Officer was assigned this investigation and is following up on possible leads.

"Chief Richardson was queried on whether the city is receiving any aid from the state in addressing the city's drug problem and he answered that the city has an ongoing partnership with the state in addressing and investigating drug trafficking in the City.

"Two residents who reside in the area of 3rd & Warren Street requested a police presence in the area of Prison Alley between 3rd and 2nd Street to address what they described as an ongoing problem of drug dealing and open air drinking. Sgt. Paolino stated that the area had been assigned to him in his duties as Patrol Sgt and he would address this problem immediately.

"The meeting adjourned at 8:10 P.M. The next Police Committee meeting will be held on Monday, October 28th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"A Fire Committee meeting was held on 9/30/02 at City Hall, 520 Warren Street, Hudson, New York.

"Meeting was called to order at 6:30 P.M.

"Members present: Chairman Shook, Common Council President Mike Vertetis, Alderman Donahue, Comm. Yates, Chief Colwell.

"Excused: Alderman O'Brien. Absent: Alderman Nedwick.

"Members from Washington Hose fire house were there to express their concerns about having their truck taken away and also about the new hours of operation for the firehouse itself.

"Common Council President Mike Vertetis made a motion to go into executive session, Chairman Shook seconded the motion to discuss firehouse personnel. At 6:52 committee went into executive session.

"7:25 committee came out of executive session. Meeting was adjourned at 7:30 P.M.

"Next scheduled meeting will be on October 28th at City Hall at 6:30 P.M."

Respectfully submitted

Lyle Shook, Chairman

"A Meeting of the DPW was held on 10-02-02 at City Hall 520 Warren Street, Hudson, New York.

"Meeting was called to order at 7:15 P.M.

"Members present: Chairman Shook, Supt. Butterworth, Comm. Folz, Aldermen Cross, Alderperson Harter. Excused: Alderman Wurster.

"Alderman Cross brought up concerns about trees needing to be trimmed on North 1st Street. Mr. Butterworth will look into this matter.

"Also the committee received communication from Brian Herman, who is representing Bread and Roses who will be opening a restaurant at 527 Warren Street. They are looking for an easement for a fire exit along side of building. This will be sent to Legal Advisor.

"Resolutions:
"1. Transferring funds within the DPW to different accounts.

"2. Authorizing Mayor to sign agreement with CSX for 2.6 acres of land at the end of Water Street. Cost from HDC $136,500.00.

"3. Authorizing Mayor to sign into agreement with New York State Department of Transportation for funds to purchase informational kiosks. Signage for Warren Street. Cost to city will be $2500.00.

"Meeting adjourned at 7:35 P.M. Next scheduled meeting will be held on 11-04-02 at 7:15 P.M. at City Hall."

Respectfully submitted

Lyle Shook, Chairman

"A meeting of the Youth and Aging Committee was held on October 2, 2002. In attendance was Chairman Cross, Aldermen Harter and Shook. Excused: President Vertetis and Alderman Wurster.

"Old Business:

"Roller Skating Party: A roller skating party was held on Friday, September 20th from 7 to 9 pm at the Oakdale Rink. A beautiful fall moon evening greeted about 200 skaters. Refreshments were served. We may plan another in October.

"Bed Races/Block Party: The Greater Hudson Bed Races Part II was held on Saturday, September 21st on Warren St. between 3rd and 4th St. About six teams participated with a sizeable crowd watching the return of Mattress Madness. The Fourthdown Block Party followed with music, dancing, food, and more. Special thanks to the Fourthdown Association, Cruisin 93.5 Oldies, Bill Williams, City Glass, Ed Harter, Hudson DPW and our staff.

"Fall Soccer: 265 youth are enrolled in our Fall Soccer program. All games are played on Saturdays at the Hudson Middle School and high school fields.

"Operation Pumpkin: In conjunction with the COARC Promenade Hill Center, Washington Hose Co. #3 and our department, Operation Pumpkin will be held on Saturday, October 26th, stepping off with a parade at 6 pm from the 4th St. courthouse park.

"Street Hockey: A few have responded to the ad in the paper, activities have been temporarily halted.

"Dek Hockey: Activities continue on Wednesday evenings at the rink.

"Punt/Pass/Kick: The annual Gatorade competition in conjunction with our department and Stan Martin Ford will be held on Friday, Oct. 4th, 5 pm at the Hudson Middle School. Event is for Boys and Girls, ages 8 to 15.

"New Business:

" Safe Places Final Report: Attached is the final report and budget report for the Summer in the City/Safe Places program held at the Hudson Boys and Girls Club.

"Learn to Ski Program: The Friday night Learn to Ski Program at the Catamount Ski area will begin on January 3rd with the bus leaving the Oakdale Beach House at 5 pm. The program will run for six weeks with all fees prepaid by November 8th or a late fee of $10 will be charged.

"Other:

"Charlie Butterworth, Coach of the Year.

"Park Improvement Project: With the installation of the guardrail at the picnic area, the work to the Western and Northern portions of the park project is completed. The pavilion construction is on hold until additional funds are acquired.

"Oakdale Playground: The new playground equipment has been installed and we are awaiting a meeting with health department officials to layout the safe zone permiters. The only other items to be placed are the benches, grills, picnic tables, and trash receptacles.

"Gate Installed: A new entrance gate has been installed by Roma Fence that replaced the older system. This will allow us to better secure the grounds especially vehicular traffic.

"Evening Basketball: On Thursday evenings a recreation group from COARC have been using the basketball facilities at the park.

"Youth Employment: We met with Mark Decker of the Workforce Investment program with Columbia-Greene Community College to pursue the expansion of youth employment services.

"Child Safety Tips: We have received a variety of materials regarding gangs, stalking, sexual victimization, and more. We will work with HPD to put together a program.

"Attendance Figures: Most figures for the 2002 were in line with the previous years.

"Arts Application: As we were very much impressed with the works and season ending production of the International Folkloric Theatre we have sponsored a youth grant application to the Twin Counties Cultural Fund of the Columbia County Council on the Arts. The grant if approved would allow for continued presentations and their production, *MATONDO!* to area elementary schools."

Respectfully submitted

Quintin E. Cross

Resolutions.

On motion of Alderman Cross, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, OCTOBER 15, 2002

RESOLVED, that the following be and hereby are appointed Commissioners of Deeds, in and for the City of Hudson, County of Columbia, for the years ending October 31, 2004:

Debra L. Schermerhorn 16 Reesa Road Ancram, NY (560 Warren Street)
Jean C. McCagg 1411 Route 21 "
Linda Prior 182 Main St PO Box 732 Philmont, NY (County DSS PO Box 458)
Yona J. Grant 870 Columbia Street Hudson, NY "
Mary Anne Lemmerman 518 Union Street (Cedar Pk Cem 20 Columbia Tpk)
Timothy M.J. Shook 502 Clinton Street Hudson, NY
George DeJesus 23 Columbia Street Hudson, NY
Sarah M. Haslun 102 Green Street Hudson, NY
John M. Gallo PO Box 877 Hudson, NY (427 Warren Street)

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, OCTOBER 15, 2002

WHEREAS, the City contracted with Dutch Apple Cruise for a Senior Citizen Hudson River cruise; and

WHEREAS, the City charged $8.00 per person, and received $1,056.00 through sales of admission.

NOW, THEREFORE, BE IT

RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following budget amendment:

$1,056.00 Increase Estimated Revenue
A510.

Increase Adult Recreation
A7620.46

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Harter, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, OCTOBER 15, 2002

RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following transfers for the 2002 budget accounts as follows:

GENERAL

$5,000	from:	5142.1A - Snow & Ice - Personal Services
	to:	5630.1A - Bus Operations - Personal Services
$15,000	from:	8160.1A - Waste Collection - Personal Services
	to:	5630.1A - Bus Operations - Personal Services
$1,000	from:	5630.46A - Bus Operations - Other Expenses
	to:	5630.45 - Bus Operations - Maint. Of Equipt.

$100	from:	1490.42A - Administration - Travel/Mileage
	to:	1490.2A - Administration - Equipment

WATER

$6,000	from:	1950.4F - Water - Taxes
	to:	F8330.1 - Water Purification - Personal Services

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, OCTOBER 15, 2002

WHEREAS, the City of Hudson is in the process of acquiring property on North Seventh Street in the City of Hudson for a new fire station; and,

WHEREAS, bids have been solicited from two separate architects to prepare a schematic design for the new fire station; and,

WHEREAS, Mitchell-Ross Associates Architects, P.C. has submitted the low bid in the sum of $30,000.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the contract attached hereto with Mitchell-Ross Associates Architects, P.C. to prepare a schematic design for the new fire station.
(No contract attached.)

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Harter, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, OCTOBER 15, 2002

WHEREAS, the City of Hudson is submitting a request for a grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code, for a project described as Purchase and Installation of Informational Kiosks.

WHEREAS, the City of Hudson and the State of New York are entering into an Agreement which authorizes the undertaking of the Project and payment of the Federal and State Shares for the project;

RESOLVED, that the Mayor is authorized to sign:

1.) Any and all Agreements between the City of Hudson and the State of New York for the above named project;

2.) Any and all Agreements between the City of Hudson and any third party subcontractors necessary to complete the Project, if appropriate;

3.) Any Municipality/Vendor Contract for the purchase and/or installation of vehicles and/or equipment: and

FURTHER RESOLVED, that the Common Council certifies through this Resolution that the estimated local share of Two Thousand Five Hundred ($2,500.00) described in the federal Section 5311 Project Application is committed to this Project from the General Fund.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.

Nays: None.

On motion of Alderman Donahue, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, OCTOBER 15, 2002

WHEREAS, the City of Hudson has undertaken a waterfront revitalization program to develop the City's waterfront; and

WHEREAS, 2.60 acres of land located at the end of Water Street and now owned by CSX Real Property, Inc. and designated as tax parcel 109.11-01-16.1 is vital to the development; and

WHEREAS, CSX Real Property, Inc. is willing to sell this property and the City of Hudson is willing to purchase the premises; and

WHEREAS, a contract has been prepared to sell said premises.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into the agreement attached hereto purchasing the premises for the sum of $136,500.00.

BE IT FURTHER RESOLVED, that the Hudson Development Corporation will provide the funding in the amount not to exceed $136,500.00.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.

Nays: None.

SP.#WF10761
RJT/ma

PURCHASE SALE AGREEMENT

THIS AGREEMENT, hereinafter called the "Agreement", made and entered into by and between CSX TRANSPORTATION, INC., a Virginia corporation, as Operator for New York Central Lines LLC, a Delaware Limited Liability Company and wholly-owned subsidiary of Consolidated Rail Corporation, a Pennsylvania Corporation with its registered office at Two Commerce Square, 2001 Market Street, Philadelphia, Pennsylvania, 19101-1417, whose address is c/o CSX Real Property, Inc. - J915, 301 West Bay Street, Suite 800, Jacksonville, Florida 32202-5184, hereinafter called the "Seller", and the CITY OF HUDSON, who address is 520 Warren Street, Hudson, New York 12534, hereinafter called the "Buyer", provides:

1. PURCHASE AND SALE: Buyer hereby agrees to purchase from Seller and Seller agrees to sell to Buyer, the land or property rights shown or identified on Exhibit "A", attached hereto and made a part hereof, hereinafter called the "Premises". The Premises is located at City of Hudson, County of Columbia, State of New York, and contains 2.6 acres, more or less.

2. PRICE:

2.1 The purchase price for the Premises is ONE HUNDRED AND THIRTY SIX THOUSAND FIVE HUNDRED AND NO/100 U.S. DOLLARS ($136,500.00) (hereinafter the "Purchase Price").

3. DEPOSIT:

3.1 A non-interest bearing deposit in the amount of THIRTEEN THOUSAND SIX HUNDRED FIFTY AND NO/100 U.S. DOLLARS ($13,650.00) (hereinafter the "Deposit") accompanies Buyer's execution of this Agreement. The balance of the Purchase Price shall be paid at settlement or closing of the transaction (hereinafter the "Closing"), in cash, by certified or cashier's check, or by other readily available funds acceptable to Seller.

3.2 The Deposit shall be applied to the Purchase Price at Closing. The Deposit shall be refunded to Buyer only in the event Buyer's Offer (as defined in Section 4.1) is not accepted by Seller as provided for in Section 4.1 or upon termination as provided for in Sections *5.2, 7.2, 10.4, 13.4 and/or 17 hereof.

3.3 If Buyer fails to Close pursuant to Section 9 or perform in accordance with the terms hereof, Buyer agrees and consents that the Deposit may be forfeited to and retained by Seller, at Seller's sole option.

4. OFFER, ACCEPTANCE, CONTRACT:

4.1 Until accepted by Seller, Buyer's offer to purchase the Premises (hereinafter the "Offer") as evidenced by its execution and delivery of this Agreement shall be a firm offer for a period of ONE HUNDRED AND EIGHTY (180) days from the date of this Agreement. Seller's acceptance of the Offer, to be evidenced by its execution of this Agreement, is expressly contingent upon Seller's corporate management approval(s). Failure of Seller to accept the Buyer's Offer and execute this Agreement during the period shall render the Offer null and void, and the Deposit shall be returned to Buyer.

4.2 This Agreement, when accepted by Seller, shall constitute a contract and the entire

agreement between the parties hereto, and they shall not be bound by any terms, oral or written conditions, statements or representations not contained herein or attached hereto.

4.3 Neither the Buyer's Offer nor, upon its execution by all parties, this Agreement may be changed, altered or modified except by an instrument in writing signed by Buyer and Seller.

4.4 The Buyer's Offer and this Agreement shall be executed in duplicate, each of which may be treated as an original.

5. CONTINGENCIES:

5.1 This Agreement is contingent upon the following events, if any:

State of New York Department of Transportation's release of it's preferential right pursuant to Section 18 of the Transportation Law.

5.2 The contingencies listed in Section 5.1 above must be satisfied or complied with within ONE HUNDRED AND TWENTY (120) days following Seller's acceptance of this Agreement] (the "Contingency Date"). If the contingencies listed in Section 5.1 are not satisfied or complied with by the Contingency Date, Buyer may, at Buyer's sole option, elect to terminate this Agreement by written notice to Seller given on or before the Contingency Date. If terminated, the Buyer shall be entitled to a refund of the Deposit, and Buyer shall furnish Seller with a copy of all materials and information (including but not limited to any engineering reports, studies, maps, site characterizations and/or zoning related materials) developed by Buyer during the term of this Agreement relating to the potential use or the physical condition of the Premises. If written notice to terminate is not given by Buyer to Seller on or before the Contingency Date, the option to terminate and the contingencies shall be deemed waived and Buyer and Seller will proceed to Closing in accordance with the remaining terms of this Agreement.

6. DEED:

6.1 As early as practicable after execution of this Agreement by all parties, Seller will prepare and submit to Buyer, for Buyer's comments, a form of deed in conformance with the terms of this Agreement to convey the Premises to Buyer. Buyer shall have a period of five (5) calendar days after receipt of said deed to examine same and notify Seller of any comments. If no comments are received within the five (5) day period, Buyer shall be deemed to have approved the deed in the form submitted. Seller shall have no obligation to modify the deed to conform to Buyer's comments if the deed otherwise conforms to the terms of this Agreement.

6.2 Title to the Premises shall be conveyed to:

City of Hudson
A Municipal Corporation of the State of New York

IF A CORPORATION, STATE THE DATE AND STATE OF INCORPORATION; IF A LIMITED LIABILITY COMPANY, STATE THE DATE AND STATE OF FORMATION; IF A PARTNERSHIP, STATE THE DATE AND STATE OF ITS CREATION, WHETHER IT IS A GENERAL OR LIMITED PARTNERSHIP, AND THE NAMES OF ALL GENERAL PARTNERS; IF A GOVERNMENTAL AGENCY, STATE THE CORRECT STATUTORY DESIGNATION; IF MORE THAN ONE INDIVIDUAL, STATE ANY DESIRED FORM OF CO-TENANCY: HUSBAND AND WIFE, JOINT WITH RIGHTS OF SURVIVORSHIP, COMMON, OR BY THE ENTIRETY.

6.3 The conveyance shall be by quitclaim deed conveying all of Seller's right, title and interest in the Premises, if any, but shall be expressly subject to: all existing roads, fiber optic facilities, public utilities; and other matters of record; any applicable zoning ordinances and subdivision regulations

and laws; taxes and assessments, both general and special, which become due and payable after the date of conveyance and which Buyer assumes and agrees to pay; all matters that would be revealed by a survey meeting applicable State minimum technical requirements or by an inspection of the Premises; the items or matters identified in Section 10.1 of this Agreement; and all existing encroachments, ways and servitudes, howsoever created. The provisions of this Section shall survive Closing.

6.4 The release of Seller's mortgage(s), if any, shall be included in the deed or, at Seller's option, by separate instrument.

6.5 The deed shall contain one or more restrictive covenants, reading substantially as follows, to run with title to the Premises, and to be binding upon Buyer, Buyer's heirs, legal representatives and assigns, or corporate successors and assigns, or anyone claiming title to or holding the Premises through Buyer:

(*) NO ACCESS: Grantee, by acceptance of this deed, covenants and represents that Grantee owns property adjoining the Premises and has access to the Premises through Grantee's adjoining property or through other property not owned by Grantor. Grantee, on its behalf, its heirs, personal representatives, successors and assigns, releases Grantor, its successors and assigns, from any responsibility, obligation or liability to provide access to the Premises through land now owned or subsequently acquired by Grantor. Should Grantee ever convey the Premises, or any portion thereof, to a third party, Grantee will provide access to the Premises through Grantee's adjoining property or through other property not owned by Grantor.

(*) FENCING: Grantee, by the acceptance hereof, hereby covenants and agrees with Grantor that Grantor shall not be required to erect or maintain any fences, railings or guard rails along any boundary lines between the Premises and the adjacent land(s) of Grantor or of any other company affiliated with Grantor; or be liable for or required to pay any part of the cost or expense of erecting or maintaining such fences, railings or guard rails or any part thereof; or be liable for any damage, loss or injury that may result by reason of the non-existence or the condition of any fences, railings or guard rails. Grantee assumes all liability and responsibility respecting fences, railings or guard rails, or the absence thereof.

Prior to commencement of any development or construction on the Premises, Grantee shall construct and maintain, at Grantee's sole cost and expense, an adequate and suitable fence along the * line of the Premises which adjoins Grantor's railroad track for so long as a railroad track exists on the adjoining railroad operating property. The fence shall be of a type satisfactory to Grantor and reasonably sufficient to keep persons and vehicles from trespassing on Grantor's adjoining operating property.

(*) DRAINAGE: Grantee, by acceptance of this deed, hereby covenants that it, its successors, heirs, legal representatives or assigns shall maintain the existing drainage on the Premises in such a manner as not to impair adjacent railroad operating property drainage and not to redirect or increase the quantity or velocity of surface water runoff or any streams into Grantor's drainage system or upon the railroad operating property or other lands and facilities of Grantor. If the Premises or existing drainage are modified or improved, Grantee agrees to construct and maintain, in accordance with all applicable statutes, ordinances, building and subdivision codes, covenants and restrictions, an adequate drainage system from the Premises to the nearest public or non-Grantor owned drainage or storm sewer system, in order to prevent the discharge of roof, surface, stream and other drainage waters upon railroad operating property or other adjacent lands and facilities of Grantor.

(*) Grantee acknowledges that this deed is made upon Grantee's solicitation and request, and was not in anyway initiated by Grantor. Grantor does not represent or warrant to Grantee any ownership or estate in the Premises or any specific title or interest in the Premises, which constituted a strip of Grantor's former railroad operating property; and Grantee hereby releases Grantor, its officers

and agents, from any claim or demand resulting from this deed, or from any failure of or defect in Grantee's title to the Premises.

(*) Grantee hereby agrees, as additional consideration for the conveyance of the Premises, to defend, indemnify and hold Grantor harmless from and against any and all liability, loss, cost and/or expense, including reasonable attorney fees, arising out of or in connection with any and all suits or causes of actions instituted by third parties against Grantor or Grantee as a result of the conveyance of the Premises to Grantee or as a result of the failure of title to any portion of the Premises.

7. TITLE SEARCH, INSURANCE:

7.1 Buyer has the option of arranging and paying for such examination of title or title insurance on the Premises as Buyer may desire, at Buyer's sole cost.

8. SURVEY:

8.1 Immediately upon Buyer's execution of this Agreement, Buyer shall obtain a survey of the Premises conforming to **ALTA/ACSM** standards at Buyer's expense.

8.2 Within thirty (30) days after Buyer's execution of this Agreement, Buyer shall furnish Seller with a copy of any title insurance commitment covering the Premises and three (3) copies of a metes and bounds description of the Premises, a 1.44 MB diskette in Microsoft Word or Wordperfect format of the description and three (3) prints of a survey plat acceptable to Seller and to the Recorder of Deeds for the County or City in which the Premises is located, certified to Buyer and Seller, for use by Seller in preparation of the deed and other papers. If Seller does not accept Buyer's Offer by executing this Agreement, Seller shall reimburse Buyer for the cost of the survey, and Buyer shall thereupon assign all rights therein and copies thereof to Seller.

9. CLOSING: Closing hereunder shall be held at any time within ONE HUNDRED AND TWENTY (120) days following Seller's acceptance of this Agreement *[and waiver or completion of the contingencies in Article 5] at such time and place as Seller and Buyer shall mutually agree. If Buyer and Seller do not agree upon a time and place for Closing, Seller shall designate the time and place for Closing. The time and date for Closing may be extended only by Seller in writing, time expressly being of the essence in this Agreement.

10. POSSESSION: Buyer shall obtain possession of the Premises at Closing, subject to the limitations, terms and conditions of Section 6.3 and Section 6.5 of this Agreement, and the leases, licenses, easements, occupancies or other limitations which are identified by Section 10.1, or which are discovered by Seller during the term of this Agreement (which may not necessarily be stated in the deed), unless canceled by Seller or otherwise terminated (whether by notice, expiration, nonrenewal or any other reason) prior to Closing.

10.1 Seller believes that the Premises are currently subject to the following leases, licenses, easements, occupancies and/or limitations (which may or may not be of record):

(i) Leases (None)
(ii) Licenses (None)
(iii) Easements (None)
(iv) Other Occupancies or Limitations (None)

During the term of this Agreement, Seller will research its archives for, and shall advise Buyer if Seller discovers, any additional leases, licenses, easements, occupancies and limitations affecting the Premises.

As to items discovered as a consequence of such research, Seller may elect, in its sole discretion, to either cancel or otherwise terminate such items or, pursuant to Section 10.3, to assign or if such item is applicable to an area greater than the Premises, the Buyer shall be included as party at Closing.

10.3 At Closing, Seller shall assign to Buyer, and Buyer shall assume, Seller's right, title and interest in all items identified by Section 10.1, or which are subsequently discovered by Seller, unless canceled or otherwise terminated, at or prior to Closing. However, if such item is applicable to an area greater than the Premises, the Buyer shall be included as party to a partial assignment of the item(s), which may be executed after Closing.

10.4 If, prior to Closing, all or any portion of the Premises is taken by eminent domain (or is the subject of a pending taking which has not yet been consummated), Seller shall notify Buyer of such fact promptly after obtaining knowledge thereof and either Buyer or Seller shall have the right to terminate this Agreement by giving notice to the other not later than ten (10) days after the giving of Seller's notice. If neither Seller nor Buyer elects to terminate this Agreement as aforesaid, there shall be no abatement of the Purchase Price and Seller shall assign to Buyer (without recourse) at the Closing the rights of Seller to the awards, if any, for the taking, and Buyer shall be entitled to receive and keep all awards for the taking of the Premises or such portion thereof.

11. ANNUAL TAXES; RENTS; LIENS; CHARGES:

11.1 All annual or periodic taxes or assessments on the Premises, both general and special, shall be prorated as of the Closing. Any proration shall be based on the taxes assessed against the Seller in the year of the delivery of possession to or entry by Buyer and shall allow the maximum discount permitted by law. If current taxes assessed against the Seller are not available at the time of Closing, Buyer and Seller agree to prorate taxes based upon the latest tax information available to the parties and equitably adjust the proration when taxes for the year of entry or possession become available.

11.2 Any certified governmental assessments or liens for improvements on the Premises which are due and payable at the time of Closing shall be paid in full by Seller, and any pending liens or assessments for improvements not yet due and payable at Closing shall be thereafter paid in full by Buyer.

11.3 Any rents and license fees (individually in excess of $500.00 prorated amount on annual rental) accruing to the Premises shall be prorated at Closing, with rents and fees prior to the date of Closing retained by Seller.

12. TAXES ON TRANSFER; CLOSING COSTS:

12.1 Buyer shall pay all transfer taxes, however styled or designated, all documentary stamps, recording costs or fees or any similar expense in connection with this Agreement, the conveyance of the Premises or necessary to record the deed.

12.2 Buyer shall be solely responsible for and shall pay any reassessments or taxes generated by reclassification of the Premises resulting from conveyance of the Premises.

12.3 If any state or local governmental authority requires, presently or in the future, the payment of any sales, use or similar tax upon the sale, acquisition, use or disposition of any portion of the Premises, (whether under statute, regulation or rule), Buyer assumes all responsibility for and shall pay the same, directly to said authority, and shall hold Seller harmless from such tax(es) and any interest or penalty thereon. Seller shall cooperate (at no expense to Seller) with Buyer in the prosecution of any claim for refund, rebate or abatement of said tax(es).

12.4 Seller shall pay the cost of recording any release of Seller's mortgage(s) or lien(s). In the event Buyer finances any portion of the Purchase Price (whether through third parties or from Seller),

Buyer shall pay all costs thereof, including recordation, intangible taxes, etc.

13. BUYER'S RIGHT OF ENTRY, ENVIRONMENTAL AND OTHER INSPECTIONS:

13.1 During the term of this Agreement, and prior to Closing, Buyer and/or its agents shall be permitted to have access to the Premises, subject to the rights of any tenant, licensee, utility or other third party occupying any portion of the Premises, in order to make surveys, make measurements, conduct environmental or engineering tests (including drilling and coring for preconstruction soil analysis), and to make such physical inspections and analyses thereof as Buyer shall deem necessary; PROVIDED, however, that Buyer hereby assumes all risks of such entry and agrees to defend, indemnify and save Seller harmless from and against any claim, cost or expense resulting from any damage to or destruction of any property (including the Premises or any improvements thereon) and any injury to or death of any person(s), arising from the acts or omissions of Buyer or its agents in the exercise of this right-of-entry. Buyer agrees to do no act which would encumber title to the Premises in exercising this right-of-entry. Any drilling and coring holes shall be filled upon completion of testing. All investigation-derived waste, including without limitation drilling waste, ground water and cuttings, shall be promptly handled, characterized and disposed of properly and in accordance with all local, State and Federal requirements, all at Buyer's sole cost.

13.2 Buyer acknowledges that Seller makes no guarantee, representation or warranty regarding the physical or environmental condition of the Premises, and Seller expressly disclaims any and all obligation and liability to Buyer regarding any defects which may exist with respect to the condition of the Premises.

13.3 Seller reserves the right to monitor and approve all procedures in the conduct of any environmental assessments, tests, studies, measurements or analyses performed by or for Buyer in, on, to or with respect to the Premises. Buyer shall provide in any contract or bids for site assessment or environmental inspections of the Premises a "confidentiality clause", limiting disclosure of the results and any report only to Buyer (or to Seller, upon request). Buyer shall also: notify Seller in writing no less than five (5) days prior to initiating any such environmental work; keep Seller fully apprised of the progress of, and procedures followed with respect to, all such environmental work; and fully cooperate with all reasonable requests of Seller in undertaking and carrying out such work. Buyer shall deliver to Seller, at no cost to Seller, within five (5) days after receipt, copies of all results, assessments, reports and studies, whether of an environmental nature or otherwise, resulting from any tests or inspections conducted by Buyer pursuant to Section 13.1 or otherwise in accordance with this Agreement.

13.4 If environmental contamination of the Premises is revealed by the studies and tests conducted by Buyer pursuant to Sections 13.1 and 13.3, in an amount and/or concentration beyond the minimum acceptable levels established by current applicable governmental authorities, or, if Buyer is unwilling to accept the environmental condition of the Premises as a result of such tests or assessments, Seller's and Buyer's sole and exclusive remedy shall be to terminate this Agreement and refund the Deposit to the Buyer. Under no circumstances shall Seller be required to correct, remedy or cure any condition or environmental contamination of the Premises, which Buyer's tests and studies may reveal, as a condition to Closing or other performance hereunder.

13.5 If Buyer elects not to secure environmental tests or inspections, or if Buyer does not elect to terminate after receipt of test results, Buyer shall take the Premises "as is" at Closing, and hereby assumes all risks associated with the environmental condition of the Premises, regardless of the cause or date of origin of such condition, and also hereby releases all rights or claims against Seller relating to such condition or for any costs of remediation or cure of any environmental condition. *provided, however, that nothing contained in this Section 13.5 shall prohibit Buyer from establishing a base line assessment as allowed by Michigan Law.

13.6 The provisions of this Article 13 shall survive Closing.

14. SUBDIVISION APPROVAL; ZONING:

14.1 Any subdivision approval needed to complete the transaction herein contemplated shall be obtained by Buyer at Buyer's sole risk, cost, and expense. Seller shall cooperate with Buyer in obtaining said approval, to the extent necessary or required, but Buyer shall reimburse Seller for any and all charges, costs and expenses (including portions of salaries of employees of Seller assigned to such project) which Seller may incur in such cooperation.

14.2 Seller makes no guarantee or warranty that any subdivision approval will be granted and assumes no obligation or liability for any costs or expenses if same is not approved.

14.3 Costs and expenses shall include all fees, costs and expenses, including reasonable attorneys' fees, of obtaining subdivision plats, or filing same with the applicable governmental body(ies), or recordation thereof, including attorneys' fees, and all other related and/or associated items.

14.4 Seller makes no guarantee, warranty or representation as to the permissibility of any use(s) contemplated by Buyer under existing zoning of the Premises or as to any ability to secure any rezoning for Buyer's use.

15. BROKER'S FEES: The Buyer and the Seller each represent and warrant to the other that neither has introduced into this transaction any person, firm or corporation who is entitled to compensation for services as a broker, agent or finder. The Buyer and the Seller each agree to indemnify the other against and hold the other harmless from any and all commissions, finder's fees, costs, expenses and other charges claimed by real estate brokers or sales persons by, through or under the indemnifying party. Seller shall be under no obligation to pay or be responsible for any broker's or finder's fees, commissions or charges in connection with handling this transaction, or Closing.

16. ASSIGNMENT, LIMITS, SURVIVAL:

16.1 This Agreement may not be assigned by Buyer without the prior written consent of Seller.

16.2 As limited above, this Agreement shall be binding upon the parties, their successors and assigns, or upon their heirs, legal representatives and assigns, as the case may be.

16.3 Any provision calling for obligations continuing after Closing shall survive delivery of the deed and not be deemed merged into or replaced by any deed, whether or not the deed so states.

17. DEFAULT:

17.1 In the event of a default by Buyer under this Agreement (including, but not limited to payment of the Deposit within the time specified), Seller may elect to terminate this Agreement by delivery of notice to Buyer and to retain the Deposit and any other money paid by Buyer to or for the account of Seller, as agreed-upon liquidated damages in full settlement of any and all claims arising under or in any way related to this Agreement.

17.2 In the event of a default by Seller under this Agreement, Buyer's sole and exclusive remedy shall be to terminate this Agreement by delivery of notice to Seller and to receive an immediate return of the Deposit and reimbursement for any reasonable third-party expenses incurred by Buyer pursuant to this Agreement, not to exceed $25,000, as agreed-upon liquidated damages in full settlement of any and all claims arising under or in any way related to this Agreement. Buyer irrevocably waives any and all right to pursue specific performance of this Agreement or any other legal or equitable remedy

otherwise available to Buyer.

17.3 Upon the termination of this Agreement pursuant to this Article 17, Buyer and Seller shall be relieved of all obligations under Agreement, including the duty to close, other than (a) any liability for breach of any of the provisions of Section 13 shall remain as obligations of Buyer and (b) Buyer shall furnish Seller with a copy of all materials and information (including but not limited to any engineering reports, studies, maps, site characterizations and/or zoning related materials) developed by Buyer during the term of this Agreement relating to the potential use or the physical condition of the Premises.

17.4 "Default" shall include not only the failure to make prompt payment of any sums when due under this Agreement, but also the failure to fully and timely perform any other acts required of Buyer under this Agreement.

18. NOTICES:

18.1 Notice under this Agreement shall be in writing and sent by Registered or Certified Mail, Return Receipt Requested, or by courier, express or overnight delivery.

18.2 The date such notice shall be deemed to have been given shall be the date of receipt, the first calendar day after the date sent by courier, express or overnight ("next day delivery") service, or the third calendar day after the date of the postmark on the envelope if mailed, whichever occurs first.

18.3 Notices to Seller shall be sent to:

CSX Transportation, Inc.
c/o CSX Real Property, Inc. - J915
301 West Bay Street, Suite 800
Jacksonville, FL 32202-5184
Attn: Ms. Betty D. Jones

Notices to Buyer shall be sent to:

City of Hudson
52 Warren Street
Hudson, New York 12534
Attn: Mr. Charles Butterworth

18.4 Any party hereto may change its address or designate different or other persons or entities to receive copies by notifying the other party in a manner described in this Section.

19. RULES OF CONSTRUCTION:

19.1 In this Agreement, all singular words shall connote the plural number as well as the singular and vice versa, and the masculine shall include the feminine and the neuter.

19.2 All references herein to particular articles, sections, subsections or clauses are references to articles, sections, subsections or clauses of this Agreement.

19.3 The headings contained herein are solely for convenience of reference and shall not constitute a part of this Agreement nor shall they affect its meaning, construction or effect.

19.4 Each party hereto and its counsel have had the opportunity to review and revise (or request revisions of) this Agreement, and therefore any usual rules of construction requiring that

ambiguities are to be resolved against a particular party shall not be applicable in the construction and interpretation of this Agreement or any exhibits hereto or amendments hereof.

20. TIME OF ESSENCE: Time shall be considered of the essence both to the Buyer and the Seller for all activities undertaken or required pursuant to this Agreement.

21. RADON: Radon is a naturally occurring radioactive gas that, when it has accumulated in the building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed federal and state guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your county public health unit.

22. ADDITIONAL CONSIDERATION: Prior to the conveyance of the Premises, Buyer will, at its sole cost and expense, supply material, install, construct and complete the following to be located on a parcel east of South Front Street:

1. A new trailer with a minimum size of 12'x56', able to accommodate 10 people.

2. Hook up for water and sewer and electric to new trailer.

3. Fence the entire "Y" area, not to include the roadway to access tracks on west leg of "Y".

All work to be completed shall be done in a manner satisfactory to Seller's designated representatives. Plans, drawings and specifications for the new trailer, fence, water, sewer and electric hook up shall be forwarded to Seller's Chief Engineer or Seller's designated representative for approval, prior to the commencement of the above mentioned work.

IN WITNESS WHEREOF, the Buyer has caused this Agreement to be signed the _____ day of _____, 2001, in duplicate, each of which shall be considered an original.

WITNESS(ES):

BUYER(S): CITY OF HUDSON

_____

_____
Print Name:_____
Print Title:_____

_____

_____(SEAL)
Print Name:_____
Print Title:_____

NOTICE OF SELLER'S ACCEPTANCE

Buyer's Offer to purchase the Premises is accepted by Seller this _____ day of _____, 2001.

WITNESS(ES):

CSX TRANSPORTATION, INC.

_____

By:_____

On motion of Alderman O'Brien, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, OCTOBER 15, 2002

WHEREAS, the Hudson Common Council Arts, Entertainment & Tourism Committee has been exploring the recreational, educational, and entertainment opportunities that exist in the North Bay area of the City of Hudson and has been working with the Columbia Land Conservancy to maximize these benefits from the area.

NOW, THEREFORE, BE IT

RESOLVED, that the Hudson Common Council supports the ongoing investigation of the Arts, Entertainment & Tourism Committee as to the recreational, educational, and entertainment opportunities that may exist in the North Bay area of the City.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

Prior to the introduction of Resolution No. 8, Alderman O'Brien requested an explanation of the resolution.

Mayor Scalera stated that several years ago, Mr. Jeffrey S. Ogden, an employee of Columbia County, had been working in the vicinity of property owned by the City of Hudson Industrial Development Agency. He stated that Mr. Ogden apparently slipped, and was injured. The Mayor said that an employee "could not sue his own employer, so they looked for the next person that they could sue and so they ended up suing the City of Hudson". He said the IDA "had spent approximately $15,000 - $20,000 in legal fees, thus far, defending our position on this case and if anyone was innocent of any wrongdoing, it certainly is the City of Hudson, certainly the IDA." Mayor Scalera stated that the City had no knowledge of Mr. Ogden working in the City of Hudson and had no permission to park on the IDA property. He said the costs that the City would incur to defend

the case would be more than the $18,000 being offered to settle the case. He said: "we have made a commitment, and the County, I believe, has made a commitment to help pay some of those monies". He stated "I am looking to have all of those $18,000 paid, because we have done more than our fair share defending this case and spending for an attorney for the past 4 to 5 years". Mayor Scalera said that the $18,000 settlement should be the County's responsibility. He said the County "agreed to sit down and discuss the issues".

On motion of Alderman Nedwick, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 8, OCTOBER 15, 2002

WHEREAS, the Hudson Industrial Development Agency has been named in a lawsuit brought by Jeffrey S. Ogden; and,

WHEREAS, parties have entered into a settlement; and,

WHEREAS, the sum of $18,000.00 is agreeable.

NOW, THEREFORE, BE IT

RESOLVED, that the Treasurer of the City of Hudson is hereby authorized to pay the sum of $18,000.00 to the Hudson Industrial Development Agency in full satisfaction of this litigation and to make the following budget amendment:

Increase A6460 $18,000.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.

Nays: None.

On motion of Alderman Cross, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 9, OCTOBER 15, 2002

WHEREAS, the Hudson Industrial Development Agency needs the sum of $20,000.00 to reimburse them for fees incurred in the last three years.

NOW, THEREFORE, BE IT

RESOLVED, that the Treasurer of the City of Hudson is hereby authorized to expend the sum of $20,000.00 to the Hudson IDA for fees incurred and authorized to make the following budget amendment:

Increase A6460 $20,000.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Cross, the following resolution was adopted by the following vote:

RESOLUTION NO. 10, OCTOBER 15, 2002

WHEREAS, the Hudson Business Alliance has submitted a proposed plan for 2003; and

WHEREAS, the Hudson Business Alliance has requested the support of the City of Hudson.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is directed to send a letter of support for the proposed plan of the Hudson Business Alliance for 2003.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 11, OCTOBER 15, 2002

WHEREAS, the Arts Committee of the Hudson Common Council has made application to the New York State Council of the Arts for a grant for music programs for the summer of 2003; and,

WHEREAS, such grant will promote the interest of music in the area.

NOW, THEREFORE, BE IT

RESOLVED, that the Hudson Common Council supports the grant application of the Arts Committee to the New York State Council of the Arts.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Keith, the following resolution was adopted by the following vote:

RESOLUTION NO. 12, OCTOBER 15, 2002

WHEREAS, the City of Hudson will receive additional CHIPS funding over what was budgeted for the 2002 Fiscal Year Budget; and

WHEREAS, the City of Hudson will receive Multi-Modal Funding in the 2002 Fiscal Year,

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following Budget Amendments for the fiscal year 2002.

$4,060.63 Increase Estimated revenue - A510
Increase State Aide Consolidated Highway Aid - A3501
Increase Appropriations CHIPS Program - A5112.2

$60,150.00 Increase Estimated Revenue - A510
Increase State Aid, Multi-Modal Program - A3505
Increase Appropriations, Multi-Modal Program - A5112.2

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Donahue, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 13, OCTOBER 15, 2002

WHEREAS, the City of Hudson Common Council on July 16, 2002 passed a resolution authorizing the Mayor of the City of Hudson to transfer the C.H. Evans Firehouse located at 440 Warren Street, Hudson, New York, in exchange for the ultimate acquisition of property located on 7th Street in the City of Hudson for a new firehouse; and,

WHEREAS, a contract has been entered into; and,

WHEREAS, a closing is about to take place; and,

WHEREAS, the title company for the purchase of C.H. Evans Firehouse is seeking further assurances.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to execute a deed transferring the property of C.H. Evans Firehouse at 440 Warren Street, Hudson, New York to Seymour Capital Ltd.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Keith, the following resolution was adopted by the following vote:

RESOLUTION NO. 14, OCTOBER 15, 2002

WHEREAS, Bread and Roses LLC has acquired title to property located at 537 Warren Street, Hudson, New York and wishes to establish a restaurant; and,

WHEREAS, the State Building Code requires that an emergency exit be installed and the City of Hudson Pocket Park adjoins the premises; and,

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is authorized to grant an easement to Bread and Roses, LLC, for emergency purposes only, on such terms as are favorable to the City.

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.
Nays: None.

Local Laws.

On motion of Alderman Keith, seconded by Alderman Meyer, the following proposed local law introduced by Alderman Shook, seconded by Alderman Wurster, was ordered removed from the aldermen's desks and adopted by the following vote:

PROPOSED LOCAL LAW NO. 5, 2002

A LOCAL LAW AMENDING SECTIONS 64-63.1 AND 64-91 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 64-63.1 of the Code of the City of Hudson is hereby amended as follows:

Section 64-63.1. *Absentee Landowner Registry.*

A. Every property owner who does not reside on the property shall be required to provide to the City Code Enforcement Department a name, address and phone number of a contact person who may be reached in case of emergency.

The second paragraph of Section 64-91 of the Code of the City of Hudson is hereby amended to read as follows:

A one hundred dollar ($100.00) administrative penalty shall be imposed on all properties that do not comply with the provisions of Section 64-63.1 by July 1st of each year. The Common Council, in December of each year, may add the amount of these penalties to the amount due as real property taxes against the property on the next City tax bill.

Section 3. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

On motion of Alderman Harter, seconded by Alderman Shook, the following proposed local law introduced by Alderman Cross, seconded by Alderman Donahue, was ordered removed from the aldermen's desks and adopted by the following vote:

PROPOSED LOCAL LAW NO. 6 OF 2002

A LOCAL LAW AMENDING ARTICLE IV OF CHAPTER 31 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: *Legislative Findings.*

The City of Hudson has experienced problems with dogs in the City, in general, and at the Riverfront Park in the City, in particular, including problems with dog feces in the park and that the anticipated increased use of Riverfront Park for events makes the presence of dogs there incompatible with these uses. The Common Council further finds that modification of the penalties imposed for violations of Article IV of Chapter 31 are necessary. Lastly, Section 31-16.1 requiring the muzzling of certain dogs has been superseded by State law and need be rescinded.

Section 2: *Enactment.*

A. Section 31-16(A) is hereby enacted as follows:
(ii) be present at any time at Riverfront Park.

B. Section 31-23 is hereby amended as follows:
A violation of this article shall constitute a violation as defined in the Penal Law of the State of New York and shall be punishable by a fine of not more

than One Hundred Fifty Dollars ($150.00) or less than Fifty Dollars ($50.00) for a violation.

C. Section 31-16.1 of the Hudson City Code is hereby repealed.

Section 3: If any clause, sentence, paragraph, section or part of this Local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5: This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

Bills.

On motion of Alderman Meyer, seconded by Alderman O'Brien, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	AT & T	4.84
Cellular One	54.44	City Clerk's Office	55.00
Col-Greene Humane Society	530.00	John Connor, Jr.	4,900.00
General Code Publishers	924.83	Robert Graziano	385.00
George Holsopple	8.24	Hudson Catskill Newspapers	731.49
I.C.O.B.	60.00	Johnny's Ideal Ptg	295.50
KD Office Works	72.24	Mabey's	70.00
Frank E. March, CEO	46.00	Mid Hudson Cable	69.95
Niagara Mohawk	15,532.70	NYS BOC	425.00
Pattison, Koskey Rath CPA	197.00	Rapport, Meyers etal	2,978.00
Sentry Business Products	45.50	Sofco	463.20
Verizon	607.61	Xerox	59.17

Ayes: Chairman Wurster, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook and Thompson.

Nays: None.

New Business.

Peter Marotta, thanked the Council for their support relating to the Hudson Business Alliance and the investigation of opportunities for the North Bay area.

On motion of Alderman Cross, seconded by Alderman Shook, the meeting was adjourned.

Tracy Delaney

Clerk

November 4, 2002

A Public Hearing on proposed Local Law No.5 & 6, 2002, was held on Monday, November 4, 2002 at 4:00 P.M., in the Common Council Chambers, City Hall, with Mayor Richard Scalera presiding.

The Notice of the hearing follows:

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Mayor of the City of Hudson, New York, will hold a public hearing on Monday, November 4, 2002 at 4:00 P.M., in the Common Council Chambers, City Hall, 520 Warren Street, Hudson, on the following proposed Local Law:

Local Law Introductory NO. 5 OF 2002- Absentee Landowner Registry.

Local Law Introductory No. 6, 2002- Prohibiting Dogs at Riverfront Park and repealing Section 31-16.1 regarding muzzling of certain dogs.

Complete texts of the above Local Laws are on file and may be examined at the City Clerk's Office, City Hall during regular office hours.

Mayor Richard Scalera
Hudson, NY

Publish: Oct 27 & 28, 2002

The proposed laws follow:

PROPOSED LOCAL LAW NO. 5, 2002

A LOCAL LAW AMENDING SECTIONS 64-63.1 AND 64-91 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: Section 64-63.1 of the Code of the City of Hudson is hereby amended as follows:

Section 64-63.1. *Absentee Landowner Registry.*

A. Every property owner who does not reside on the property shall be required to provide to the City Code Enforcement Department a name, address and phone number of a contact person who may be reached in case of emergency.

The second paragraph of Section 64-91 of the Code of the City of Hudson is hereby amended to read as follows:

A one hundred dollar ($100.00) administrative penalty shall be imposed on all properties that do not comply with the provisions of Section 64-63.1 by July 1st of each year. The Common Council, in December of each year, may add the amount of these penalties to the amount due as real property taxes against the property on the next City tax bill.

Section 3. If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4. All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

PROPOSED LOCAL LAW NO. 6 OF 2002

A LOCAL LAW AMENDING ARTICLE IV OF CHAPTER 31 OF THE HUDSON CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1: *Legislative Findings.*

The City of Hudson has experienced problems with dogs in the City, in general, and at the Riverfront Park in the City, in particular, including problems with dog feces in the park and that the anticipated increased use of Riverfront Park for events makes the presence of dogs there incompatible with these uses. The Common Council further finds that modification of the penalties imposed for violations of Article IV of Chapter 31 are necessary. Lastly, Section 31-16.1 requiring the muzzling of certain dogs has been superseded by State law and need be rescinded.

Section 2: *Enactment.*

A. Section 31-16(A) is hereby enacted as follows:
(ii) be present at any time at Riverfront Park.

B. Section 31-23 is hereby amended as follows:
A violation of this article shall constitute a violation as defined in the Penal Law of the State of New York and shall be punishable by a fine of not more than One Hundred Fifty Dollars ($150.00) or less than Fifty Dollars ($50.00) for a violation.

C. Section 31-16.1 of the Hudson City Code is hereby repealed.

Section 3: If any clause, sentence, paragraph, section or part of this Local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5: This Local Law shall take effect immediately upon passage and filing with the Secretary of State.

Mayor Scalera inquired if anyone present wished to be heard regarding the proposed laws.

Carole Osterink, 209 Allen Street, stated that when the proposed law regarding dogs was discussed at a meeting it was stated that dogs would be banned at the waterfront park only and it was also agreed that the signs prohibiting dogs at the city's other parks, including the pocketparks, would be removed.

Mayor Scalera stated that those signs would be removed.

There being no other persons present, Mayor Scalera declared the hearing closed at 4:05 PM

Donita Goldwell
City Clerk

November 12, 2002

A Special Meeting of the Common Council was held on Tuesday, November 12, 2002, at 6:45 P.M. at City Hall, 520 Warren Street, with President Michael Vertetis presiding.

Alderman Shook recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Shook, Thompson & Wurster.
Absent: Aldermen Keith, Nedwick & O'Brien

(Aldermen O'Brien & Nedwick arrived after Roll Call.)

The Clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Shook, seconded by Alderman Cross, the following Call of the Meeting was ordered received and placed on file:

November 5, 2002
Bonita J. Colwell
City Clerk
City Hall
Hudson, New York 12534

Dear City Clerk:

As provided by Section C16-3 of the City Charter I hereby call a special meeting of the Common Council to be held in the Common Council Chambers, City Hall, on **Tuesday, November 12, 2002 at 6:45 PM** for the purpose of receiving and considering the City of Hudson budget for the year 2003.

Very truly yours
Richard Scalera
Mayor

cc: City Treasurer
Register Star
Independent

Mayor Scalera read the following budget message:

"Good Evening,

"Mr. President and members of the Common Council.

"As required by Section C16-3 of the City Charter, I am here this evening to submit for your consideration the proposed budget for the January 1, thru December 31, 2003 fiscal year as prepared by the Board of Estimate and Apportionment.

"As Mayor, my concerns this evening almost mirror that of a year ago when I spoke out from the floor of these chambers.

"Spending is too high and revenues are far too uncertain!

"My fellow elected officials, this is a hold-your breath-budget!"

"A year ago I stated that most of the increased spending is in the form of salaried positions, all of which are subject to contractual raises that compound each year along with the increased cost of health and retirement costs. This evening my concerns are magnified by the fact that the very revenues targeted to pay for the City's ever increasing spending is even more uncertain today.

"Several attempts on the State level to provide us with assurance that the over $500,000 revenue sharing and $400,000 supplemental aid funding would be maintained have resulted in an all to repeated message. "Mayor we have absolutely no idea what will be sent down to municipalities". This is mind boggling, as well as unprecedented. Never before have I heard this degree of uncertainty. Nevertheless, unlike the State of New York, we on a local level have a mandate to present a budget in a timely fashion.

"Highlights are as follows:

"The overall budget amount is:	$7,129,325.00
"The amount to raised by taxes is:	$2,099,436.00

"The new tax rate is: $13.66/thousand

"That is an increase of $.76 per $1000.00 of assessed value or 5.9% increase.

"Despite the fact that we used $40,000.00 from our water fund balance and $50,000.00 from our sewer fund balance, the dramatic loss of revenues in both of these accounts calls for a rate increase.

"Water rates will increase $4.00 per quarter and sewer rates will increase $3.00 per quarter. Combined this will mean a $28.00 per year increase per household. It has many years since either of these accounts have been increased and despite using $90,000 surplus monies to offset the increasing costs, these rate increases are necessary.

"Other concerns are:

"A) NYMIR insurance premiums have increased by $31,000.

"B) For the first time $10,000 has been set aside for the Industrial Development Agency costs.

"C) Employee benefits (hospitalization, social security, etc.) Have increased by $153,000!

"D) While our interest bearing accounts are at an all time low.

"1) Cemetery perpetual care-down: $30,000

"2) Interest on deposits down: $12,000

"3) Water, sewer funds down: $6,000

"However, public safety will never be compromised. We have maintained staffing and funding levels in our Police Department and Fire Department.

"A) Police up $71,000

"B) Fire up $9,000

"And at the same time we have and always will be committed to our youth and youth programs.

"A) Youth Department up $6,000

"B) Boys and Girls up from $7000 to $20,000

"Meanwhile we once again budgeted $25,000 to our library with a commitment to sit down and figure where we go from this point.

"As I stated a year ago, Surplus General Funds are security blankets for hard times and are not to be used for spending sprees.

"Well hard times are here and uncertain times are here. This budget will incorporate $230,000 from the City's surplus fund balance.

"Without these monies and the uncertainty of State revenue making their way down, taxes would have jumped as high as 25-30%.

"The City of Hudson, just like every other municipality in New York State, rely enormously on revenue sharing and sales tax revenues.

"So tonight I'm asking for your patience, understanding and your help, as the economic fallout from September 11 unfolds.

"I'd like to close by thanking Board of Estimate and Apportionment members Treasurer Kevin Walsh and President Michael Vertetis for their assistance putting this budget together. I would also like to thank the Department Heads, Commissioners, particularly City Clerk Bonnie Colwell, D.P.W. Superintendent Charles Butterworth, Mayoral Aide Carmine Pierro and certainly all members of the Common Council for your assistance.

"If anyone has any questions as to this proposed budget, please call or visit my office and I will gladly meet with you.

"Thank You"

On motion of Alderman Wurster, seconded by Alderman Cross, the meeting was adjourned.

City Clerk

The proposed budget follows:

Adopted 11-26-02

SUMMARY OF BUDGET BY FUNDS FOR FISCAL YEAR 2003
CITY OF HUDSON

APPROPRIATIONS	TOTAL	GENERAL	WATER	SEWER	CEMETERY
LEGISLATIVE	59,556.00	59,556.00			
EXECUTIVE	46,400.00	46,400.00			
FINANCE	200,698.00	200,698.00			
STAFF	189,385.00	189,385.00			
SHARED SERVICES	74,550.00	74,550.00			
SPECIAL ITEMS	164,500.00	164,500.00			
PUBLIC SAFETY	1,970,072	1,970,072			
PUBLIC HEALTH	6,275.00	6,275.00			
TRANSPORTATION	1,231,826.00	1,231,826.00			
ECONOMIC DEVELOPMENT	11,000.00	11,000.00			
CULTURE & RECREATION	266,778.00	266,778.00			
HOME & COMMUNITY SERVICES	199,073.00	199,073.00			
EMPLOYEE BENEFITS	1,383,100.00	1,152,000.00	74,500.00	77,500.00	79,100.00
DEBT SERVICE	71,894.00	71,894.00			
INTERFUND TRANSFERS	45,000.00		22,500.00	22,500.00	
ECONOMIC ASST & OPPORTUNITY	0.00				
WATER	504,274.00		504,274.00		
SEWER	565,374.00			565,374.00	
CEMETERY	139,670.00				139,670.00
TOTAL APPROPRIATIONS	7,129,325.00	5,643,907.00	601,274.00	665,374.00	218,770.00
LESS ESTIMATED REVENUES	4,899,889.00	3,414,471.00	601,274.00	665,374.00	218,770.00
	2,229,436.00	2,229,436.00			
PLUS DEFERRED REVENUES	100,000.00	100,000.00			
LESS APPROPRIATED FUND BALANCE	-230,000.00	-230,000.00			
TOTAL TAX LEVY TO BE RAISED BY TAXES	2,099,436.00	2,099,436.00			

SUMMARY OF BUDGET BY FUNDS FOR FISCAL YEAR 2003
CITY OF HUDSON

REVENUES	TOTAL	GENERAL	WATER	SEWER	CEMETERY
PAYMENT IN LIEU OF TAXES	256,000.00	256,000.00			
INT & PENALTIES ON TAXES	60,000.00	60,000.00			
SALES & USE TAX	1,035,000.00	1,035,000.00			
UTILITIES & GROSS TAX	105,000.00	105,000.00			
FRANCHISES & COMMISSIONS	37,000.00	37,000.00			
TITLE SEARCH & SERVING FEES	3,000.00	3,000.00			
DEPARTMENTAL INCOME	22,000.00	22,000.00			
RAILROAD STATION PARKING	13,500.00	13,500.00			
PARKING METERS	27,000.00	27,000.00			
BUS OPERATIONS	36,241.00	36,241.00			
REFUSE COLLECTION CHARGES	114,000.00	114,000.00			
INTEREST ON DEPOSITS	18,500.00	18,500.00			
RENTAL OF REAL PROPERTY	20,000.00	20,000.00			
REGISTRAR FEES	40,000.00	40,000.00			
LICENSES & PERMITS	50,000.00	50,000.00			
PARKING TICKETS	80,000.00	80,000.00			
FINE & PENALTIES	75,000.00	75,000.00			
COURT SECURITY RENTAL	15,000.00	15,000.00			
MISCELLANEOUS	40,000.00	40,000.00			
INTERFUND SERVICES-WATER	22,500.00	22,500.00			
INTERFUND SERVICES-SEWER	22,500.00	22,500.00			
COLUMBIA COUNTY AID	32,500.00	32,500.00			
MORTGAGE TAX	60,000.00	60,000.00			
STATE AID					
REAL PROPERTY	6,000.00	6,000.00			
COURT FACILITY	6,600.00	6,600.00			
PER CAPITA	922,630.00	922,630.00			
POLICE-SCHUYLER COURT	10,000.00	10,000.00			
DIVISION OF PAROLE	0.00	0.00			
BUS OPERTATIONS	122,000.00	122,000.00			
YOUTH OPERATIONS	37,500.00	37,500.00			
HIGHWAY "CHIPS"	125,000.00	125,000.00			
WATER RENTS	599,274.00	599,274.00	599,274.00		
WATER INTEREST INCOME	2,000.00	2,000.00	2,000.00		
SEWER RENTS	660,374.00	660,374.00		660,374.00	
SEWER INTEREST INCOME	5,000.00	5,000.00		5,000.00	
CEMETERY INCOME	203,770.00	203,770.00			203,770.00
CEMETERY INTEREST INCOME	15,000.00	15,000.00			15,000.00
TOTALS	4,899,889.00	3,414,471.00	601,274.00	665,374.00	218,770.00

WATER RENTS INCLUDE $40,000.00 FROM APPRORPIATED FUND BALANCE
SEWER RENTS INCLUDE $50,000.00 FROM APPROPRIATED FUND BALANCE

City of Hudson

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ACCOUNT #	GENERAL BUDGET	CURR BUDGET
	GENERAL GOVERNMENTAL SUPPORT	
LEGISLATIVE		
1010.100-A	Common Council Personal Servi	51,156.00
1010.200-A	Common Council Equipment	500.00
1010.400-A	Common Council Material & Sup	1,400.00
1010.410-A	Common Council Printing & Adv	5,000.00
1010.460-A	Common Council Other Expense	1,500.00
1010.470-A	Common Council Weighted Vote	0.00
---->	Account Subheading Totals	59,556.00
EXECUTIVE		
1210.100-A	Mayor Personal Services	15,700.00
1210.120-A	Administrative Aide	27,200.00
1210.460-A	Mayor Other Expenses	3,000.00
1210.470-A	Mayor Advis Bd	500.00
1210.480-A	MAYOR DARE VEHICLE CONT PROG.	0.00
---->	Account Subheading Totals	46,400.00
FINANCE		
1325.100-A	Treasurer Personal Services	112,523.00
1325.200-A	Treasurer Equipment	4,000.00
1325.400-A	Treasurer Materials & Supplie	2,500.00
1325.410-A	Treasurer Printing & Advertis	5,000.00
1325.420-A	Treasurer Telephone & Travel	1,500.00
1325.440-A	Treas Consult Fees/Fed Audit	13,000.00
1325.460-A	Treasurer Other Expenses	3,400.00

1355.100-A	Assessment Personal Services	36,400.00
1355.110-A	Assessment Consultant Fees	500.00
1355.200-A	Assessment Equipment	1,000.00
1355.410-A	Assessment Printing & Adverti	1,500.00
1355.420-A	Assessment Telephone	1,500.00
1355.460-A	Assessment Other Expenses	2,775.00
1362.460-A	Tax Sale Advertising Expense	4,000.00
1362.470-A	Title Search & Serving Fees	2,000.00
1364.460-A	Exp Property Acq Taxes	9,000.00
1366.000-A	Tax Sale Certif's, Other Govt	0.00
---->	Account Subheading Totals	200,598.00

STAFF

1410.100-A	Clerk Personal Services	90,872.00
1410.110-A	Clerk Bingo Inspector Persona	1,300.00
1410.200-A	Clerk Equipment	2,500.00
1410.400-A	Clerk Materials & Supplies	1,700.00
1410.420-A	Clerk Telephone & Conference	1,700.00
1410.460-A	Clerk Other Expenses	1,350.00
1420.100-A	Law Personal Services	36,660.00
1420.460-A	Law Other Expenses	8,000.00
1450.100-A	Elections Personal Services	6,943.00
1450.200-A	Elections Equipment	500.00
1450.400-A	Elections Materials & Supplie	0.00
1450.410-A	Elections Printing & Advertis	0.00
1450.460-A	Elections Other Expenses	2,000.00
1490.100-A	Public Works Personal Service	29,710.00
1490.200-A	Public Works Equipment	500.00
1490.400-A	Public Works Materials & Supp	1,200.00
1490.410-A	Public Works Printing & Adver	500.00
1490.420-A	Public Works Travel	150.00
1490.460-A	Public Works Other Expenses	3,800.00
---->	Account Subheading Totals	189,385.00

SHARED SERVICES

1620.100-A	Buildings Personal Services	19,850.00
1620.200-A	Buildings Equipment	500.00
1620.400-A	Buildings Materials & Supplie	2,000.00
1620.420-A	Buildings Travel	100.00
1620.430-A	Buildings Maintenance & Repai	2,000.00
1620.480-A	Buildings Light, Heat & Power	11,500.00
1620.490-A	Buildings 10-12 Warren Street	10,800.00
1620.500-A	Buildings 429 Warren Street	2,400.00
1620.510-A	429 Warren St Utilities	5,800.00
1621.400-A	Police Station Materials/Supp	1,800.00
1621.430-A	Police Station Maint/Repairs	1,800.00
1621.480-A	Police Station Light, Heat, P	16,000.00
---->	Account Subheading Totals	74,550.00

SPECIAL ITEMS

1910.400-A	Unallocated Insurance	125,000.00
1920.400-A	Municipal Association Dues	3,000.00
1930.400-A	Judgements and Claims	0.00
1940.400-A	Land Purchase (Right of Way)	0.00
1950.400-A	Taxes & Assessments on Proprt	0.00
1986.400-A	Provis for Receivrs Operat Fn	0.00
1989.460-A	Miscellaneous Other Expenses	300.00
1990.400-A	Contingent Account	36,200.00
1991.400-A	FUND BALANCE DEFICIT REDUCTIO	00,000.00
---->	Account Subheading Totals	164,500.00

PUBLIC SAFETY

ADMINISTRATION

3020.100-A	Communication System Personal	11,000.00
3020.200-A	Communication System Equipmen	1,500.00
3020.400-A	Communication System Material	5,000.00
3020.460-A	Communication System Other Ex	300.00
---->	Account Subheading Totals	17,800.00

LAW ENFORCEMENT

3120.100-A	Police Personal Services	1,477,845.00
3120.200-A	Police Equipment	35,000.00
3120.250-A	Police 46A1420--K9	5,000.00
3120.400-A	Police Materials & Supplies	22,000.00
3120.410-A	Police Printing & Advertising	6,000.00
3120.420-A	Police Travel/Telephone/Telet	15,000.00
3120.450-A	Police Maintenance of Equipmn	20,000.00
3120.460-A	Police Investigative Purposes	6,500.00
3120.470-A	Police Contracts Radio Traffi	30,000.00
3120.480-A	Police Towing	1,500.00
3120.490-A	Police School & Uniform Allow	55,000.00
---->	Account Subheading Totals	1,673,845.00

TRAFFIC CONTROL

3310.000-A	Traffic Control	0.00
3320.100-A	On-Street Parking Personal Sv	5,200.00
3320.200-A	On Street Parking Equipment	3,000.00
3320.400-A	On St Parking Materials/Suppl	200.00
---->	Account Subheading Totals	8,400.00

FIRE PREVENTION AND CONTROL

3410.100-A	Fire Personal Serv Janitors	7,260.00
3410.110-A	Fire Personal Serv Fire Watch	2,000.00
3410.120-A	Fire Personal Serv Maint Repr	5,000.00
3410.200-A	Fire Equipment	45,000.00
3410.400-A	Fire Materials & Supplies	10,000.00
3410.410-A	Fire Printing & Advertising	750.00
3410.420-A	Fire Telephone & Travel	6,500.00
3410.430-A	Fire Maint Repairs Buildings	22,000.00
3410.440-A	Fire Training	6,000.00
3410.450-A	Fire Maint Equip & Radio	30,000.00
3410.460-A	Fire - Fire Police	0.00
3410.470-A	Fire Physicals & Shots	5,000.00
3410.480-A	Fire Fuel & Light	40,000.00
3410.490-A	Fire Annual Inspection	8,000.00
3410.500-A	Fire Record Keeping	1,800.00
---->	Account Subheading Totals	189,310.00

SAFETY FROM ANIMALS

3510.460-A	Control of Animals Other Expe	16,000.00
---->	Account Subheading Totals	16,000.00

OTHER PROTECTION

3610.100-A	Bd of Plumbers Personal Serv	8,697.00
3610.400-A	Bd of Plumbers Materials/Supp	50.00
3610.420-A	Bd of Plumbers Telephone/Trav	50.00
3620.100-A	Safety Inspect Personal Serv	47,720.00
3620.200-A	Safety Inspect Equipment	1,700.00
3620.400-A	Safety Inspect Materials/Supp	1,500.00
3620.420-A	Safety Inspect Travel/Telepho	2,500.00
3620.460-A	Safety Inspect Other Expenses	2,500.00
3989.460-A	Road Signs Other Expense	0.00
---->	Account Subheading Totals	64,717.00

HEALTH

PUBLIC HEALTH

4020.100-A	Registrar Vital Stats Pers Serv	5,175.00
4020.460-A	Registrar Vital Stats Other E	1,100.00
---->	Account Subheading Totals	6,275.00

TRANSPORATION

HIGHWAY

5110.100-A	Street Maint Personal Service	552,235.00
5110.200-A	Street Maint Equipment	26,000.00
5110.400-A	Street Maint Materials/Suppls	92,000.00
5110.430-A	Street Maint Building Maint	1,000.00
5110.450-A	Street Maint Equipment Maint	22,000.00
5112.200-A	CHIPS Program	125,000.00
5112.300-A	SHIPS Program	0.00
5120.000-A	Maintenance of Bridges	0.00
5132.000-A	Garage	0.00
5142.100-A	Snow Removal Personal Service	14,000.00
5142.400-A	Snow Removal Materials/Supply	30,000.00
5182.460-A	Street Lighting Other Expense	189,500.00
---->	Account Subheading Totals	1,051,735.00

PUBLIC TRANSPORATION

5630.100-A	Bus Operation Personal Servic	119,241.00
5630.400-A	Bus Operations Materials/Supp	16,000.00
5630.410-A	Bus Operations Insurance	5,000.00
5630.450-A	Bus Operations Maint of Equip	12,000.00
5630.460-A	Bus Operations Other Expenses	1,000.00
5630.800-A	Bus Operations Social Securit	8,000.00
5630.810-A	Bus Operations Worker's Comp	2,000.00
5630.820-A	Bus Operations Hospitalizatio	11,000.00
5630.830-A	Bus Operations Retirement	2,000.00
5635.000-A	Railroad Rapid Transit	0.00
5640.000-A	Railroad Station Maintenance	0.00
5650.100-A	Off-Street Park Personal Serv	3,150.00
5650.200-A	Off-Street Park Equipment	500.00
5650.400-A	Off-Street Park Materials/Sup	200.00
5680.000-A	Other Transportation	0.00
---->	Account Subheading Totals	180,091.00

ECONOMIC ASSISTANCE & OPPORTUN

ECONOMIC DEVELOPMENT

6410.460-A	Publicity Other Expenses	1,000.00
6460.000-A	Industrial Development Agency	10,000.00
---->	Account Subheading Totals	11,000.00

OTHER ECONOMIC OPPOR & DEVELOPME

6510.460-A	Veterans Services Other Expen	0.00
---->	Account Subheading Totals	0.00

CULTURE AND RECREATION

RECREATION

7110.100-A	Parks Personal Services	9,000.00
7110.200-A	Parks Equipment	500.00
7110.400-A	Parks Materials & Supplies	2,200.00
7110.460-A	Parks Other Expenses	1,700.00
7140.000-A	Playgrounds & Recreation Cntr	0.00
7145.000-A	Joint Recreation Projects	0.00
7180.000-A	Special Recreation Facilities	0.00
7270.000-A	Band Concerts	0.00
7310.100-A	Youth Programs Personal Serv	174,678.00
7310.200-A	Youth Programs Equipment	6,500.00
7310.400-A	Youth Programs Materials/Supp	9,000.00
7310.410-A	Youth Programs Printing/Adver	2,000.00
7310.420-A	Youth Programs Travel/Conf/Te	3,500.00
7310.450-A	YouthnPrograms Maint/Repair	9,500.00
7310.460-A	Youth Programs Other Expenses	7,500.00
7310.480-A	Youth Programs Light & Heat	4,700.00
7320.000-A	Joint Youth Programs	0.00
---->	Account Subheading Totals	230,778.00

CULTURE

7410.460-A	Library Other Expenses	25,000.00
7415.000-A	Joint Public Library	0.00
7450.000-A	Museum	0.00
7510.460-A	Boys Club Other Expenses	7,000.00
7550.460-A	Celebrations Other Expenses	2,000.00
7560.000-A	Other Performing Arts	1,000.00
---->	Account Subheading Totals	35,000.00

ADULT ACTIVITIES

7620.460-A	Adult Recreation Other Expens	1,000.00
7989.000-A	Other Culture & Rec (Specify)	0.00
---->	Account Subheading Totals	1,000.00

HOME AND COMMUNITY SERVICES

GENERAL ENVIRONMENT

8010.460-A	Zoning Other Expenses	1,500.00
8020.460-A	Planning Commission Other Exp	1,000.00
8025.000-A	Planning Board	0.00
8030.460-A	Planning Commission	0.00
8035.000-A	Survey Committee	0.00
8040.460-A	Human Rights Commission Other	0.00
---->	Account Subheading Totals	2,500.00

SANITATION

8160.100-A	Waste Collection Personal Ser	84,673.00
8160.400-A	Waste Collection Materials/Su	5,000.00
8160.410-A	Waste Collection Printing/Adv	500.00
8160.450-A	Waste Collection Maint Equip	3,500.00
8160.460-A	Waste Collection Other Expens	71,000.00
8160.490-A	Waste Collection Rodent Contr	900.00
8170.100-A	Street Cleaning Personal Serv	17,000.00
8170.400-A	Street Cleaning Materials/Sup	7,000.00
8170.450-A	Street Cleaning Maint of Equi	7,000.00
8175.000-A	Clearing Vacant Lots	0.00
8189.000-A	Other Sanitation	0.00
---->	Account Subheading Totals	196,573.00

EMPLOYEE BENEFITS

9010.800-A	State Retirement	56,000.00
9015.800-A	Fire & Police Retirement	0.00
9025.800-A	Local Pension Fund	0.00
9030.800-A	Social Security	230,000.00
9035.800-A	Medicare	0.00
9040.800-A	Workers Compensation	107,000.00
9045.800-A	Life Insurance	0.00
9050.800-A	Unemployment Insurance	4,000.00
9055.800-A	Disability Insurance	0.00
9060.800-A	Hospital & Medical Insurance	755,000.00
9085.800-A	Suplmntl Bnfts Disabled Firem	0.00
9089.800-A	Other Employee Benefits	0.00
---->	Account Subheading Totals	1,152,000.00

DEBT SERVICES

9710.000-A	Serial Bonds	0.00
9720.000-A	Statutory Installment Bonds	0.00
9730.600-A	Bond Anticipate Notes Princip	18,100.00
9730.610-A	BAN 429 Warren St Principal	0.00
9730.620-A	BAN City Treas Computer Prin	0.00
9730.640-A	BAN Fire Air Packs Prin	0.00
9730.650-A	Fire Emergency Veh - Principal	0.00
9730.660-A	LOAN - New Ldr Truck - Principal	13,724.00
9730.670-A	LOAN - New Ldr Truck - Interest	3,415.00
9730.680-A	SIB PRINCIPAL LADDER TRUCK	24,200.00
9730.700-A	Bond Anticipation Notes Int	960.00
9730.710-A	SIB LADDER TRUCK INTEREST	11,495.00
9730.720-A	BAN City Treas Computer Int	0.00
9730.740-A	BAN Air Packs INT	0.00
9730.750-A	Fire Emergency Vehicle - Int	0.00
	Account Subheading Totals	71,894.00
	Expense Totals	5,643,907.00

City of Hudson

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ACCOUNT #	WATER	PROP BUDGET
SPECIAL ITEMS		
1910.400-F	Unallocated Insurance	30,000.00
1950.400-F	Taxes	75,000.00
1990.400-F	Contingent Account	0.00
---->	Account Subheading Totals	105,000.00
	HOME AND COMMUNITY SERVICES	
8310.100-F	Administration Personal Servi	64,971.00
8310.200-F	Administration Equipment	500.00
8310.400-F	Administration Materials/Supp	2,400.00
8310.410-F	Administration Printing/Adver	450.00
8310.420-F	Administration Travel	300.00
8310.440-F	Administration Fed Single Aud	3,650.00
8320.100-F	Source of Supply Personal Ser	0.00
8320.400-F	Source of Supply Materials/Su	1,200.00
8320.460-F	Source of Supply Other Expens	1,500.00
8330.100-F	Purification Personal Service	144,403.00
8330.200-F	Purification Equipment	3,500.00
8330.400-F	Purification Materials/Supply	110,000.00
8330.420-F	Purification Telephone	2,400.00
8330.450-F	Purification Maint Of Equip	12,000.00
8340.100-F	Trans/Dist Personal Services	2,000.00
8340.200-F	Trans/Dist Equipment	25,000.00
8340.400-F	Trans/Dist Materials/Supplies	2,000.00
8340.470-F	Trans/Dist Interfund Services	22,500.00
---->	Account Subheading Totals	398,774.00

CITY OF HUDSON
Page 2
BUDGET PROJECTIONS JOURNAL

ACCOUNT#	WATER	PROP BUDGET
	UNDISTRIBUTED	
EMPLOYEE BENEFITS		
9010.800-F	State Retirement	5,000.00
9030.800-F	Social Security	14,000.00
9035.800-F	Medicare	0.00
9040.800-F	Workers Compensation	9,500.00
9045.800-F	Life Insurance	0.00
9050.800-F	Unemployment Insurance	0.00
9055.800-F	Disability Insurance	0.00
9060.800-F	Hospital & Medical Insurance	46,000.00
---->	Account Subheading Totals	74,500.00
DEBT SERVICES		
9710.600-F	Serial Bonds Principal	0.00
9710.700-F	Serial Bonds Interest	0.00
9720.000-F	Statutory Installment Bonds	0.00
9730.600-F	Bond Anticipate Notes Princip	15,750.00
9730.700-F	Bond Anticipate Notes Interes	7,250.00
9740.000-F	Capital Notes	0.00
9750.000-F	Budget Notes	0.00
9770.000-F	Revenue Anticipation Notes	0.00
9780.000-F	Debt Paymts to Public Authort	0.00
9785.000-F	Installment Purchase Debt	0.00
---->	Account Subheading Totals	23,000.00
INTERFUND TRANSFERS		
9901.900-F	Transfers to Other Funds	0.00
9950.900-F	Transfr to Capital Project Fn	0.00
---->	Account Subheading Totals	0.00
	Expense Totals	601,274.00

City of Hudson

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ACCOUNT #	SEWER	PROP BUDGET
SPECIAL ITEMS		
1910.400-G	Unallocated Insurance	30,000.00
1990.400-G	Contingent Account	2,000.00
---->	Account Subheading Totals	32,000.00

HOME AND COMMUNITY SERVICES

SANITATION		
8110.100-G	Administration Personal Servi	21,384.00
8110.200-G	Administration Equipment	500.00
8110.400-G	Administration Materials/Supp	2,500.00
8110.410-G	Administration Printing/Adver	750.00
8110.440-G	Administration Fed Single Aud	3,650.00
8120.100-G	Sanitary Sewers Personal Serv	2,000.00
8120.400-G	Sanitary Sewers Materials/Sup	16,000.00
8120.470-G	Sanitary Sewer Interfund Serv	22,500.00
8130.100-G	Treat/Disp Personal Services	197,038.00
8130.200-G	Treat/Disp Equipment	25,000.00
8130.400-G	Treat/Disp Materials/Supplies	138,000.00
8130.420-G	Treat/Disp Telephone & Travel	900.00
8130.450-G	Treat/Disp Maint of Equip	30,000.00
8130.480-G	Treat/Disp Light, Heat, Power	85,000.00
---->	Account Subheading Totals	545,222.00

CITY OF HUDSON
PAGE 2

ACCOUNT #	SEWER	PROP BUDGET
	UNDISTRIBUTED	
EMPLOYEE BENEFITS		
9010.800-G	State Retirement	5,000.00
9030.800-G	Social Security	11,000.00
9040.800-G	Workers Compensation	9,500.00
9060.800-G	Hospital & Medical Insurance	52,000.00
---->	Account Subheading Totals	77,500.00
DEBT SERVICES		
9710.600-G	Serial Bonds Principal	8,854.00
9710.700-G	Serial Bonds Interest	1,798.00
9720.000-G	Statutory Installment Bonds	0.00
9730.000-G	Bond Anticipation Notes	0.00
9740.000-G	Capital Notes	0.00
9750.000-G	Budget Notes	0.00
9770.000-G	Revenue Anticipation Notes	0.00
9780.000-G	Debt Pymts to Public Authrtie	0.00
9785.000-G	Installment Purchase Debt	0.00
---->	Account Subheading Totals	10,652.00
INTERFUND TRANSFERS		
9901.900-G	Transfers to Other Funds	0.00
9950.900-G	Transfer to Capital Projct Fn	0.00
---->	Account Subheading Totals	0.00
	Expense Totals	665,374.00

City of Hudson

ACCOUNT #	CEMETERY	PROP BUDGET
	HOME AND COMMUNITY SERVICES	
SPECIAL SERVICES		
8810.100-C	Cemetery Personal Services	112,070.00
8810.200-C	Cemetery Equipment	3,000.00
8810.400-C	Cemetery Materials & Supplies	8,000.00
8810.410-C	Cemetery Printing/Advertising	700.00
8810.420-C	Cemetery Office & Telephone	900.00
8810.450-C	Cemetery Maint Bldg/Grds/Equi	8,500.00
8810.460-C	Cemetery Other Expenses	500.00
8810.480-C	Cemetery Light,Heat,Power	6,000.00
---->	Account Subheading Totals	139,670.00
	UNDISTRIBUTED	
EMPLOYEE BENEFITS		
9010.800-C	State Retirement	2,500.00
9030.800-C	Social Security	8,600.00
9040.800-C	Workers Compensation	5,500.00
9050.800-C	Unemployment Insurance	500.00
9060.800-C	Hospitilazation	62,000.00
---->	Account Subheading Totals	79,100.00
	Expense Totals	218,770.00

November 19, 2002

A Public Hearing on the proposed City of Hudson Budget for the period January 1, 2003 through December 31, 2003, was held on Tuesday, November 19, 2002 at 6:30 P.M. in the Common Council Chambers, City Hall, 520 Warren Street, with Mayor Richard Scalera presiding.

The Mayor announced that the Notice of the Public Hearing was published in the City's official newspaper, the Hudson Register Star, on November 12 and 13, 2002.

Members of the Council present, were: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, O'Brien, Shook, Thompson and Wurster.

The Mayor inquired if anyone present wished to be heard with regard to the proposed budget.

Ellen Thurston, 335 Allen Street, stated that in the proposed budget there was a $20,000 line item for the Hudson Boys and Girls Club and $25,000 for the Hudson Area Library. She stated there should be a process in place by which non-profits may approach the city and request funding.

Mayor Scalera stated there was only $7,000 budgeted for the Boys and Girls Club and that the $13,000 was earmarked in the contingency fund for that organization. He stated to receive the additional $13,000 representatives from the Club would have to appear before the Council and explain why they need the funding and give an overview of their programs. Regarding the Library, he stated that $25,000 was budgeted on the condition that Library officials meet with the City in the near future to go over plans for future funding. He stated that the Library funding was not an automatic each year.

Alderman Meyer inquired about a new computer system for the City Treasurer's Office.

City Treasurer Kevin Walsh stated there was no funding in the proposed budget for a new system. He stated there was not enough information at the present time on what would be needed. He stated they were looking at hiring a consultant to review the needs of the entire city and that the costs would be high

for the consultant work, computer software and equipment. He stated the City would probably take out loans for such a large project and that would be reflected in the City's future debt service.

Frank March, Code Enforcement Officer, stated he had submitted a budget of $73,755. and that he had not received notice about what was approved in his budget.

Mayor Scalera stated a concern in the Code Enforcement Office was the fact there were 3 individuals working part-time. He stated the Board of Estimate and Apportionment had decided that there would be one full-time officer with a relief worker. He stated there would also be a part-time worker under the grant program previously awarded to the city. The Mayor stated that the overall Code Enforcement Budget would be $55,920, the starting salary of the full-time officer would be $32,000-$34,000 and approximately $20,000 had been put in a benefit package.

Mr. March said: "with all due respect I don't think it's going to fly". He stated even with the present three workers in the department they were having a tough time keeping up with the daily routine. He said he wanted it on the record that having a full-time officer and possibly a relief person to fill in for vacation, sick leave, was "not going to work". He stated Carl Davino paid through the grant, was presently attending classes and would not be certified until next July, he then asked what would happen if the grant money ran out in the interim. He stated that in the proposed budget the third person in the department would be dropped and that would mean that the present part-time, already certified officer, George Holsopple would not be in the picture.

Mayor Scalera said it was not determined who would be the personnel. He then stated that the same amount of hours would be covered with the full-time officer, chosen through civil service, the officer under the grant and a relief worker.

Alderman O'Brien asked the Code Enforcement Officer how many hours his department would need to be staffed.

Mr. March stated at least sixty hours a week.

Alderman O'Brien referred to possible efficiencies in the office created by the elimination of coordinating work between three part-time workers .

Police Chief Ellis Richardson asked if the Department Heads had received notification on what was in the proposed budget.

Mr. March stated he had not received the proposed Budget.

Mayor Scalera stated the proposed budget was presented to the council last week and asked if they, the department heads, had inquired about their budgets.

In response to a question from Assessor Kim Singletary, Mayor Scalera stated that the Assessor's budget was $43,175.00. He stated any reduction in her requests were set aside in the contingency budget.

Chief Richardson, Assessor Singletary and also Code Enforcement Officer March again stated that they had not received the proposed budget figures and stated they had not received a memo regarding the public hearing until just a day or two before the hearing.

Alderman Meyer asked about the amount set in the budget for Legal expenses noting that the account was overspent last year.

Mayor Scalera stated the Board had decided that they would determine how those expenses were incurred and then try to recoup that money from revenues that may be received from those particular areas. He stated an example of the Legal Advisor working on the Colarusso Project deal and that the legal expenses incurred could be paid by the revenues to be received from that project.

Alderman O'Brien asked the Mayor if he anticipated any borrowing to make up for any shortfalls in the revenues.

Mayor Scalera stated the city would not know that until the Governor presented the new state budget in mid January. He said at that time, cities would be notified about revenue sharing and also any supplemental aid.

President Vertetis in response to another question by Alderman O'Brien stated if the revenue sharing and aid figures were lowered, the city had enough cash flow for the next fiscal year, however, he said financial decisions would have to be made in order to save for the following years.

Alderman Meyer asked why there were no funds earmarked for the Fire Police in the budget.

Mayor Scalera stated those funds were incorporated in the overall fire department budget which covers all the fire companies and the fire police.

Alderman O'Brien asked how the sales tax figures were projected.

Mayor Scalera the revenue figure used was based on the amount received this year.

City Treasurer Walsh noted the sales tax revenue for the present year was up over the previous year and the amount reflected in the budget was conservative.

There being no further comments the Mayor declared the hearing closed at 7:00 PM

City Clerk

NOVEMBER 19, 2002

A Regular Meeting of the Common Council was held on Tuesday, November 19, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Cross recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Absent: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Wurster, the City Treasurer's Reports for the months ending August 31 and September 30, 2002 were ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Meyer, seconded by Alderman Keith, the following Committee reports were ordered received and placed on record:

"The Legal Committee meeting for October was held on Wednesday, October 30th at 6:30 P.M. Present were Chairman Donahue, Council President Vertetis, Committee members Cross, Meyer and Thompson, City Attorney Connor.

NOVEMBER 19, 2002

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Alderman Cross recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Absent: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Wurster, the City Treasurer's Reports for the months ending August 31 and September 30, 2002 were ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Meyer, seconded by Alderman Keith, the following Committee reports were ordered received and placed on record:

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Alderman Cross recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Absent: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Wurster, the City Treasurer's Reports for the months ending August 31 and September 30, 2002 were ordered received and placed on file. Carried.

Committee Reports.

On motion of Alderman Meyer, seconded by Alderman Keith, the following Committee reports were ordered received and placed on record:

"The Legal Committee meeting for October was held on Wednesday, October 30th at 6:30 P.M. Present were Chairman Donahue, Council President Vertetis, Committee members Cross, Meyer and Thompson, City Attorney Connor.

"Resolutions will be sent from the Legal Committee to the full Council regarding Weighted Vote Reapportionment in the city's voting districts and a proposed City of Hudson Historic Preservation Ordinance. These topics were discussed at length with the committee members being in full support of both propositions.

"Local Laws regulating yard and garage sales and regulating the obstruction of sidewalks by business owners in the city were returned to the City Attorney for adjustments and will be reintroduced for discussion at the November Legal Committee meeting.

"The meeting adjourned at 7:30 P.M. The next Legal Committee meeting will be held on Wednesday November 27th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue
Legal Committee Chairman

"The Police Committee meeting for October took place on Monday October 28th. Present were Chairman Donahue, Council President Vertetis, Alderman Shook, Chief Richardson, Comm. Graziano and Officer Pierro.

"Comm. Graziano requested the committee to draft a resolution that would allow the Police Department to auction off three vehicles no longer in use. The committee voted to draw up the resolution and present it to the council for a vote.

"Chief Richardson informed the committee that the drive to remove abandoned vehicles from the city's streets and alleys by informing the owners of said vehicles that they remove these vehicles or have them towed away by the city has been very successful.

"A lengthy discussion on the Neighborhood Watch Program was held with the main topic being cooperation between the Neighborhood Watch members and the Police Department.

"In answer to a question Chief Richardson stated that the video surveillance cameras will be installed in the near future. A lower Warren Street resident whose property fronts Prison Alley offered to pay to have a camera installed on his property to address what he described as an ongoing problem of drug dealing, alcohol consumption and loitering in that alley at the rear of his property.

"The meeting adjourned at 8:15 P.M. The next Police Committee meeting will be held on Monday November 25th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue
Police Comm. Chairman

"A meeting of the Fire Committee was held on 10-28-02 at City Hall at 520 Warren Street, Hudson, New York.

"Meeting was called to order at 6:30 P.M. Members present: Chairman Shook, Aldermen Donahue and Cross, Common Council President Mike Vertetis, Commissioner Yates and Chief Colwell. Absent: Aldermen O'Brien and Nedwick.

"Commissioner Yates updated committee on the progress of the new firehouse. Stated that the process was real slow and that he would keep the committee informed.

"Old Business:

"Resolution was introduced for the closing of Washington Hose Fire House #3. Common Council President Vertetis made the motion and Alderman Donahue seconded. Committee were all in agreement.

"Meeting adjourned at 6:45 P.M. Next Fire Committee meeting will be held on 11-25-02 at 6:30 P.M. at City Hall 520 Warren Street."

Respectfully submitted

Lyle Shook
Fire Committee Chairman

"A meeting of the DPW was held on 11-04-02 at City Hall at 520 Warren Street, Hudson New York.

"Meeting was called to order at 7:15 P.M.

"Members present: Chairman Shook, Common Council President Vertetis, Alderpersons Harter, Wurster, and Cross and also Commissioner Folz. Absent: Supt. Butterworth.

"No business was discussed at this time.

"Meeting was adjourned at 7:25 P.M. Next DPW meeting will be held on 12-02-02 at 7:15 P.M. at City Hall, 520 Warren Street."

Respectfully submitted

Lyle Shook
DPW Committee Chairman

"On November 4, 2002 at 6:34 P.M. a meeting of the Youth and Aging Committee was held. In attendance was Chairman Cross, Aldermen Shook, Harter, Wurster and President Vertetis.

"Under old business Director Tracy discussed the Fall Soccer Program which has ended with approximately 265 youth enrolled.

"Operation Pumpkin the annual Halloween Gala with 150 youngster participants.

"The Learn-to-Ski Program with registration still underway and the Oakdale Playground which is nearly completed other than the pea stone.

"Under new business the 32nd Annual Turkey Trot Races will be honoring Sean French.

"The Youth Basketball League, Youth Advisory Board and Indoor Soccer were also discussed."

Respectfully submitted

Quintin E. Cross
Chairman

"On the 30th day of October, 2002 a meeting of the Finance Committee was held at City Hall. In attendance, Chairman Vertetis, Aldermen Cross, Donahue, Thompson and Meyer.

"Old Business:

"New Business:

"1. Working on the budget for 2003.

"2. 3 individuals have not closed on their proposals for foreclosed properties, set a deadline of November 16th to do so or we will consider alternative proposals.

"3. Expect a lawsuit by the end of the week by 20 or 30 individuals with regards to how assessments are arrived at and how adjustments are made.

"4. Increase in alderman's salary several possibilities discussed.

"5. Went into executive session to discuss a possible land purchase."

"An Arts, Entertainment, & Tourism Committee was held on October 24, 2002. Those in attendance were: Chairman Meyer, Aldermen Nedwick, and O'Brien, and Executive Director HDC, HCDP Peter Markou. Excused: Alderman Cross. Absent: Alderman Keith.

"1. Call to Order at 7:05 P.M.

"2. Introductions - Peter Markou was welcomed and introduced to members of the committee.

"3. Ongoing Business

"A. Northbay exploration - The Committee has received a resolution of support from the full Council re our Northbay exploration. Rob O'Brien and members of the public also reenforced their support of the ongoing development of recreation, education, and entertainment opportunities of the area. Letters inviting collaboration will be sent to the Columbia Land Conservancy, the Hudson River Greenway, the Hudson Schools, the Fireman's Home, Town of Greenport and Columbia County.

"B. Jazz Fest 2003 - the concept and the dates seemed to have jelled with the various partners. The summer festival still seeks a formal name now that it is expanded to a week long series of events beginning with Music at the Catskill Point August 14, followed by classical music events based at the Pleshakov Music Center Fri and Sat. Various workshops and master classes will occur during the week leading to the focus on Jazz the following week end of August 22, 23, 24. The partners are now working on details of administration and funding.

"C. Mass Gathering Permit - the Local Law relating to Mass Gatherings states that the Council will determine the permit fee. The committee decided to keep the permit free as it recently has been.

"D. Partners in Tourism Committee - report from Ellen Thurston. The PIT committee discussed the recent Ernst & Young economic study which stated that tourism contributed about 4% of the local economy and found it "flawed". County Tourism has produced a new wall calendar and a shopping guide. Ellen is working on a method to share her master calendar of planned events. Winter Walk is once again slated for the first Saturday in December, which this year is

December 7th from 5-8 PM. Several members mentioned looking forward to this event and wishing the hours were longer. It was pointed out that many of the special Warren St exhibits do last longer.

"E. Hudson Business Alliance - Peter Marotta announced that the Alliance is sponsoring a workshop related to the development of bus tours on Nov 7th at 6 PM at the Pleshakov Music Center. Any interested person is invited.

"4. New Business

"A. Web linkage - It was suggested that various sites related to tourism be linked with the City web page. It was suggested that the committee research a policy related to such linkages with NYCOM, the Digital Towpath, other municipalities, or any other resource that might be useful.

"B. Quality Communities 2002 - Judy Meyer and Peter Marotta attended this year and reported the main benefit was meeting various people from various NY State Departments with whom we could develop productive working relationships in the future.

"Next meeting November 21st 7 PM due to the Thanksgiving Holiday. Adjournment 8:10 PM."

Judy Meyer

President Vertetis inquired if there was anyone present who wished to be heard with regard to receiving a notice to remove abandoned, discarded or unlicensed vehicles from their property in accordance with Section 113.4 of the city code.

There being no persons present who wished to be heard concerning abandoned vehicle notices the President closed that portion of the meeting.

Resolutions.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, NOVEMBER 19, 2002

RESOLVED, that the following be and hereby are appointed Commissioners of Deeds in and for the City of Hudson, County of Columbia, for the years ending November 30, 2004:

Dawn Gardella 3551 Cty Rte 7 Hillsdale, NY 12529 (DSS 25 Railroad Ave)
Ann Kenneally 15 S. Front 11F Hudson, NY 12534 "
Donna L. Curtsinger 189 Klein Rd Ancram, NY "
Michelle A. Kocan 18 Rte 25 Hudson, NY (610 State Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, NOVEMBER 19, 2002

RESOLVED, that the City Treasurer be and is hereby authorized to make the following transfers:

$27,500.00	A960	Appropriations		
		A3120.25	K-9	$ 3,000.00
		A3120.45	Maint. Equip.	3,000.00
		A3120.46	Investigative	1,500.00
		A3120.47	Contracts	15,000.00
		A3120.49	Clothing etc.	5,000.00
				$27,500.00

A960	Appropriations		
	A3120.2	Equipment	$21,500.00
	A3120.42	Telephones	3,000.00
	A3120.48	Towing	3,000.00
			$27,500.00

Transfers are being made to cover unanticipated expenses in some accounts.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 3, NOVEMBER 19, 2002

WHEREAS, the Fire Commissioner and the Fire Chiefs of the City of Hudson has recommended to closure of Washington Hose Company #3 as a fire engine company in the City of Hudson; and,

WHEREAS, the Fire Commissioner has completed an analysis of the potential impacts resulting from the closure of this firehouse; and,

WHEREAS, the Fire Committee of this Common Council has reviewed the recommendations of the Fire Commissioner and the Fire Chiefs and has authorized the preparation of this resolution and recommends its adoption; and,

WHEREAS, this Common Council has found and determined that the proposed action of closure of Washington Hose Company #3 will not result in any adverse effects.

NOW, THEREFORE, BE IT

RESOLVED, that Washington Hose Company #3 shall be closed effective _____; and it is further,

RESOLVED, that the active firefighters of Washington Hose Company #3 shall be accepted within another fire company of the City of Hudson or assigned to such fire company by the Fire Commissioner; and it is further,

RESOLVED, that other members of the Washington Hose Company #3 shall be maintained on the Washington Hose inactive roster as volunteer firefighters for the City of Hudson, which roster shall continue until the death of all volunteer firefighters listed on the inactive roster at which time the Washington Hose Company #3 roster shall be closed.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Nedwick, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, NOVEMBER 19, 2002

WHEREAS, the City of Hudson is in the process of obtaining a vacant lot located at 326-328 Warren Street in the City of Hudson from THC Enterprises, Inc. for $20,000.00; and,

WHEREAS, as part of the aforesaid purchase agreement, THC Enterprises, Inc. shall retain an easement over a portion of the property. Said easement has been surveyed by Land Surveyor Robert J. Ihlenburg; and,

WHEREAS, the aforesaid easement has been surveyed and the location of the easement agreeable to the City.

NOW, THEREFORE, BE IT

RESOLVED, that the City of Hudson hereby grants an easement to THC Enterprises, Inc., its successors and assigns over property located at 326-328 Warren Street, Hudson, NY, as shown on map prepared by Land Surveyor Robert J. Ihlenburg.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, NOVEMBER 19, 2002

WHEREAS, the term of David Ryder as a member of the Board of Assessment Review expired on September 30, 2002:

NOW, THEREFORE, BE IT RESOLVED, that David Ryder is reappointed as a member of the Board of Assessment Review for a term ending September 30, 2007.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Cross, seconded by Alderman Donahue, the following resolution was adopted by the following vote:

RESOLUTION NO. 6, NOVEMBER 19, 2002

WHEREAS, at the end of the 2001 Budget year account 8020.47 the special escrow account set up from funds received from St. Lawrence Cement had a balance of $15,637.60 which were not encumbered to the 2002 Budget Year;

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer is hereby authorized and directed to make the following 2002 Budget Amendment to cover the 2002 expenses incurred by the City Planning Commission with regard to the St. Lawrence Cement Project.

Increase	A8020.47	$15,637.60

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Donahue, seconded by Alderman O'Brien, the following resolution was adopted by the following vote:

RESOLUTION NO. 7, NOVEMBER 19, 2002

RESOLUTION AUTHORIZING THE SALE OF HUDSON POLICE DEPARTMENT VEHICLES

WHEREAS, the City of Hudson Police Department has in its possession several police vehicles that are no longer used by the Police Department; and,

WHEREAS, it is in the best interest of the City to have these vehicles sold at public auction.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Hudson Police Department is hereby directed to publish a notice of sale of the following vehicles:

1. 1993 Ford Crown Victoria, vin. No. 2FACP71W8PX167583, four-door sedan, color gold;
2. 1977 Ford Suburban, vin No. E37AHZ724056, color white;
3. 1992 Ford Crown Victoria, vin. No. 2FACP72W8NX221881

in accordance with the rules and procedures of the City of Hudson, and that the vehicles be sold at public auction to the highest bidder.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman O'Brien, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 8, NOVEMBER 19, 2002

WHEREAS, Local Law Number 5 of 1980 provided at Section 12 thereof for the collection of past due amounts billed for the operation of sewerage services within the City of Hudson, and

WHEREAS, Section 118-5 of the Code of the City of Hudson provides for the collection of water rents and arrears, and

WHEREAS, such past due amounts for water rents in arrears and sewer rents in arrears are to be applied to the real property tax roll for collection with the taxes for the City of Hudson in January of the next succeeding year,

NOW, THEREFORE, BE IT

RESOLVED, that the amounts as listed on the schedule on file in the water and sewer department office shall be listed as separate items on the real property tax bill to be distributed in January of 2003 and to be assessed and collected with such taxes, and it is further

RESOLVED, that such amounts when collected shall be distributed to the appropriate water and sewer accounts by the City Treasurer of the City of Hudson.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Meyer, seconded by Alderman Wurster, the following bills were audited and ordered paid by the following vote:

AAA Pest Control	80.00	AT & T	12.41
Edward R. Bratton	510.42	C.W. Bostwick Inc.	30,626.25
Business Automation Svcs	960.00	Cellular One	196.56
Chazen Environmental Svc	62.50	City Clerk's Office	40.00

Col-Greene Humane Society	1,200.00	John Connor Jr.	2,484.25
Tracy Delaney	29.20	Federal Express	15.59
Patrick M. Grattan	3,349.83	Robert Graziano	385.00
Hill Donnelly Corp	95.40	Hudson Catskill Newspapers	29.70
The Independent	68.60	Johnny's Ideal Ptg	258.25
KD Office Works	205.90	Mabey's	70.00
Mid Hudson Cable	69.95	NY Planning Federation	125.00
NYS Assessor's Assoc	80.00	Niagara Mohawk Power	2,389.61
Lee Papayanopoulos	1,500.00	Pattison, Koskey,Rath CPA	900.00
Premium Maint Service	780.00	R PC Works	244.78
Safeguard Business Sys.	252.00	Sentry Business Products	165.45
Staples Credit Plan	325.92	Xerox	59.17
Election Inspectors	3,816.76	Alice Turco	11.90
McNamee Lochner etal	2,823.16	Frank E. March, CEO	81.60

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

President Vertetis recognized the many years that Alderman Keith had served on the Council. (The alderman was elected for a one year term due to a tie vote in the 2001 election year.)

Alderman Nedwick stated he was in favor of the administration's work at 326-328 Warren Street. He stated that parcel of land would open many opportunities for the City of Hudson.

On motion of Alderman Cross, seconded by Alderman Nedwick, the meeting adjourned.

City Clerk

NOVEMBER 26, 2002

A Special Meeting of the Common Council was held on Tuesday, November 26, 2002 at 6:30 PM, in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Thompson recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call there were present: President Vertetis, Aldermen Donahue, Harter, Meyer, Nedwick, Shook, Thompson and Wurster.
Excused: Alderman Keith.
Absent: Aldermen Cross and O'Brien.

The Clerk announced there was a quorum present for the meeting as required by Section C12-13 of the City Charter.

On motion of Alderman Nedwick, seconded by Alderman Wurster, the following Call of the Meeting was ordered received and placed on file:

November 15,2002

Bonita J. Colwell
City Clerk
City Hall
Hudson,NY
Dear City Clerk:
As provided by Section C16-3 of the City Charter, I hereby Call a Special Meeting of the Common Council to be held on Tuesday, **November 26,2002** at 6:30 P.M. in the Common Council Chambers, City Hall.
The purpose of the meeting is to act on a resolution with regard to the proposed city budget for the fiscal year January 1, 2003 through December 31, 2003.

Very truly yours
Richard Scalera
Mayor

cc: City Treasurer
Register Star
The Independent

On motion of Alderman Shook, seconded by Alderman Nedwick, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, NOVEMBER 26, 2002

RESOLVED, that the items set forth in the attached statement in the aggregate to the sum of $7,129,325.00 be and hereby are adopted, and the same shall compose the January 1 - December 31, 2003 budget, and the amount of $2,099,436.00. shall be raised by the next annual tax levy in the City of Hudson for the purpose expressed pursuant to the provisions of the City Charter.

Ayes: President Vertetis, Aldermen Donahue, Harter, Meyer, Nedwick, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Meyer, the meeting was **adjourned.**

City Clerk

December 17, 2002

A Regular Meeting of the Common Council was held on Tuesday, December 17, 2002 at 7:00 P.M., in the Common Council Chambers, City Hall with President Michael Vertetis presiding.

Alderman Cross recited the prayer and led those present in the Pledge of Allegiance to the Flag.

Upon roll call, there were present: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Excused: Alderman Keith.

On motion of Alderman Wurster, seconded by Alderman Shook, the reading of the minutes of the previous meetings were ordered dispensed with and placed on file. Carried.

On motion of Alderman Shook, seconded by Alderman Meyer, the City Treasurer's Report for the month ending October 31, 2002 was ordered received and placed on file. Carried.

Communications.

On motion of Alderman Wurster, seconded by Alderman Cross, a communication from the Columbia County Board of Elections certifying to the November 2002 election results was ordered received and placed on file. Carried.

President Vertetis requested the aldermen present to sign the certificate of election of Staley Keith as Fourth Ward Alderman for the term, January 1, 2003 through December 31, 2003 and Barry Sack as City Judge for the term January 1, 2003 and ending December 31, 2008 as required by the City Charter.

On motion of Alderman Meyer, seconded by Alderman Cross, received 2001 year end audit report from Pattison, Koskey and Rath for review. Carried.

Committee Reports.

On motion of Alderman Shook, seconded by Alderman Wurster, the following Committee reports were ordered received and placed on record:

"The Police Committee meeting for November took place on Monday, November 25th at 7:15 P.M. Present were Chairman Donahue, Council President Vertetis, Committee member Shook, Chief Richardson and Comm. Graziano.

"Supervisor Cross addressed the committee and requested a more intense police presence in the 2nd Ward following another shooting incident in the area of Bliss Towers.

"Chief Richardson informed the committee that contracts for surveillance cameras to be installed in areas of the city were sent to the City Attorney.

"A number of residents who reside in the area of the Savoia Bar and Grill addressed the committee, Chief Richardson and Comm. Graziano and asked for assistance to curb what they described as an ongoing problem of late night and early morning noise and loud music emanating from that establishment plus the most serious problem they stated was the unruly behavior of the patrons leaving the bar at closing time on Friday and Saturday nights. That behavior included yelling, vulgar language and fighting for periods ranging from a half hour or longer. Chief Richardson stated that a number of citations have been written up against the Savoia and sent to the ABC board and in his opinion it was up to that board to take the appropriate actions to address the situation such as suspending the business license for a period of time until the problem was resolved.

"The meeting adjourned at 8:30 P.M. The next Police Committee meeting will be held on Monday, December 30th at 7:15 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Police Committee Chairman

"The Legal Committee meeting for November was held on Wednesday, November 27th at 6:30 P.M.

"Present were Chairman Donahue, Council President Vertetis, and Committee members Cross, Meyer and Thompson.

"Council President Vertetis outlined to the committee and an overflow crowd in attendance a prospective term Sheet Host Community Agreement between the City and St. Lawrence Cement. This agreement is almost identical to one passed by the Common Council in November 2001 during the past administration after a number of months of meetings and discussions. That agreement would be in place at the present time if the Planning Commission had approved the agreement. The Planning Commission did not approve the agreement because of their concerns with one clause in the original agreement that being a vested rights clause that would have prevented the city making any changes in the agreement once it was signed. The present agreement allows the City to opt out of the agreement if St. Lawrence violates any terms set down in the agreement such as noise, pollution or any other terms in the agreement. This agreement would not go into affect until St. Lawrence receives all of its permits, the plant is built and production begins.

"This agreement will also give the city an additional $75,000 per year for 20 years over and above the $125,000 per year agreed to in the original agreement for as long as the plant is in operation.

"Local Laws Regulating Garage and Yard Sales in the City and obstruction of sidewalks in the city were tabled and will be discussed at December's meeting.

"The meeting adjourned at 7:25 P.M. The next Legal Committee meeting will be held on Wednesday, December 18th at 6:30 P.M."

Respectfully submitted

Robert J. Donahue, Sr.
Legal Committee Chairman

"A Meeting of the DPW was held on 12-02-02 at 520 Warren Street Hudson, New York at 7:15 P.M.

"Members present: Chairman Shook, Common Council President Vertetis, Alderpersons Harter, Cross, Wurster and Commissioner Folz.

"Topics Discussed:

"Commissioner Folz and Alderman Cross suggested that the 7th Street Park be given a face lift. Discussions about moving the monument that is there down to the Courthouse Park. Some members where in disagreement with doing that. Commissioner Folz is going to come up with some figures on what the face lift would cost. Peter Marotta is going to check with some of the business owners in the 7th Street area to see what there suggestions might be. And also trying to get some other organizations involved with the project, such as Historic Hudson, and also the Hudson Gardening group.

"Meeting was adjourned at 7:35 P.M. Next scheduled meeting will be held on 1-06-03, at 7:15 P.M. at City Hall, Hudson, New York."

Respectfully submitted

Lyle Shook
DPW Committee Chairman

"A Fire Committee Meeting was held at City Hall, 520 Warren Street, Warren Street, on 11-25-02.

"Meeting was called to order at 6:30 P.M. Members Present: Chairman Shook, Alderman Donahue, Common Council President Vertetis, and Commissioner Yates. Excused: Alderman Nedwick. Absent: Alderman O'Brien.

"Commissioner Yates introduced to the committee, the next Fire Chief Tim Hutchings and also the new 1st Asst. Chief Dan Hickey and 2nd Asst. Chief Paul Beaumont.

"307 Warren Street was brought up and discussed about a gas leak that had occurred there. Everything will be taken care of for safety, before the building can be used again.

"Resolutions that came out of committee:

"1. Transferring of funds within the fire budget accounts.
"2. Also the appointment of the new Fire Chief Tim Hutchings.

"Meeting was adjourned at 6:45 P.M.

"Next scheduled meeting will be held on 12-30-02 at City Hall 520 Warren Street at 6:30 P.M."

Respectfully submitted

Lyle Shook
Fire Committee Chairman

"An Arts, Entertainment, & Tourism Committee meeting was held on November 21, 2002.

"Present were: Chairman Judy Meyer, Aldermen Nedwick, O'Brien, and Cross. Absent was Alderman Keith. Also in attendance were Peter Markou, and several members of the public.

"1. Call to order at 7:05PM

"2. Ongoing Business

"A. Web site links - Bonnie Colwell and Judy Meyer supplied examples and of web site link policies from NYCOM and from other municipalities. A wide ranging discussion led to no immediate conclusions. This discussion will be continued at a future meeting.

"B. Jazz Fest 2003 - The Fest has evolved into a 10 day Hudson River Regional Festival which includes the original Jazz Fest 2003.Planning and fund raising is ongoing with many regional partners. Primary

responsibility in Hudson is being carried by Peter Markou and Peter Marotta.

"C. North Bay Project - Chris Nedwick requested another walk of the North Bay path and it was agreed to find a date in January after the first freeze and after the hunting season.

"D. Special Events application - After using the new application for Winter Walk, Ellen Thurston reported that she felt it needed further refinement and lacked space for a name for an event and other items. The application will be reviewed with Bonnie Colwell after several users have reported their experience.

"3. New Business - None

"The December meeting will be canceled due to competition with other meetings and holiday events. The next meeting will be held in January 2003.

"Adjournment 7:45PM"

Judy Meyer

"On the 27th day of November 2002, a meeting of the Finance Committee was held at City Hall. In attendance committee members, Chairman Vertetis, Aldermen Cross, Donahue, Thompson and Meyer. Also in attendance Alderman O'Brien and Shook.

"Old Business:

"1. Meet with Auditor today, final audit should be out before next finance committee meeting, there were no real surprises.

"2. Final notice was issued to the successful bidder for 112 Warren St. We must receive full payment or we offer property to the next highest bidder.

"3. The Committee and Treasurer did a great job disposing of the foreclosed properties. We will tweak the system a little the next time around i.e. signed contract with time frame and conditions after successful bidders have been announced."

President Michael Vertetis
Chairman

"A Meeting of the Youth & Aging Committee was held on December 2, 2002.

"In attendance were Chairman Cross, Aldermen Shook, Harter and Wurster and President Vertetis.

"The Committee discussed the shortages in the Youth Dept Accounts.

"Motions were made to go into executive session to discuss personnel issues.

"Following the executive session the committee decided that a special meeting of the committee would be held to review the accounts with the Youth Department, Commissioner and Staff.

"The meeting adjourned at 7:15 PM."

Alderman Quintin Cross

Resolutions.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 1, DECEMBER 17, 2002

Resolved, that the following be and hereby are appointed Commissioners of Deeds in and for the City of Hudson, County of Columbia, for the years ending December 31, 2004:

Tracy Sue Delaney, PO Box 843 Philmont, NY 12565 (520 Warren Street)
James M. Delaney Sr., 208 Harry Howard Ave Hudson (Code Enf. 429 Warren St)
Rodney Waithe, 5 Franklin St Hudson, NY (Hudson PD 427 Warren St)
Judith A. Bender, 650 White Birch Rd Germantown, NY (610 State St)
Michael Benvenuto, PO Box 933 Hudson, NY "
Joan Yannacone, 56 Fitting Rd Hudson, NY "
Loretta Kosnick, 350 Old Saw Mill Rd Germantown, NY "
Robert W. Schmitt, Fog Hill Austerlitz, NY
Kozimierz (Kozmo) Jakiela, PO Box 1123 Hudson, NY "
Ralph Graziano, PO Box 218 Ghent, NY
Daniel Eric Kibler, 208 Joslen Blvd Hudson, NY "
Giovanna Koskowski, 15 Knickerbocker Ave Hudson, NY "
Kimberly A Farina, 508 Washington St (427 Warren Street)

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Wurster, seconded by Alderman Meyer, the following resolution was adopted by the following vote:

RESOLUTION NO. 2, DECEMBER 17, 2002

RESOLVED, that the City Treasurer be and hereby is authorized and directed to make the following transfers for the 2002 budget accounts as follows:

GENERAL

$2,000	From:	5110.1 A - Street Maint. - Personal Services
	To:	1490.1 A - Administration Office - Personal Services
$500	From:	5110.1 A - Street Maint. - Personal Services
	To:	1490.46 A - Administration Office - Other Expenses
$2,400	From:	5110.1 A - Street Maint. - Personal Services
	To:	1620.1 A - Shared Services Buildings - Personal Svcs.

$500	From:	1620.49A - Shared Services 10-12 Warren Street
	To:	1620.48 A - Shared Services - Police Power
$200	From:	1620.49 A - Shared Services 10-12 Warren Street
	To:	1620.51 A - Shared Services - 429 Warren St. Utilities
$1,000	From:	1620.49 A - Shared Services 10-12 Warren Street
	To:	1621.4 A - Shared Services - City Hall Materials & Supplies
$200	From:	3020.4 A - City Electrician - Materials & Supplies
	To:	3610.1A - Board of Plumbers - Personal Services
$5,000	From:	5110.1 A - Street Maint. - Personal Services
	To:	5630.1A - Personal Services
$4,000	From:	5142.4 A - Bus - Personal Services
	To:	5630.1 A - Bus - Personal Services
$200	From:	5630.4 A - Bus - Materials & Supplies
	To:	5630.46 A - Bus - Other Expenses
$500	From:	7110.2A - Parks - Equipment
	To:	7110.46 A - Parks - Other
$500	From:	5630.4 A - Bus - Materials & Supplies
	To:	7110.46 A - Parks - Other
$2000	From:	8170.4 A - Street Cleaning - Materials & Supplies
	To:	8170.1 A - Street Cleaning - Personal Services

WATER

$4,000	From:	1950.4 F - Water - Taxes
	To:	8330.1F - Purification - Personal Services
$4,000	From:	1950.4 F - Water - Taxes
	To:	8330.4 F - Water - Materials & Supplies

$1500	From:	1950.4 F - Water - Taxes
	To:	9030.8 F - Water - State Retirement

SEWER

$2000	From:	8120.1G - Sanitary Sewer - Personal Services
	To:	8110.1G - Administration - Personal Services
$400	From:	8120.4 G - Sanitary Sewer - Materials & Supplies
	To:	8110.1G - Administration - Personal Services

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

On motion of Alderman Shook, seconded by Alderman Donahue , the following resolution was adopted by the following vote:

RESOLUTION NO. 3, DECEMBER 17, 2002

RESOLVED, that the City Treasurer is hereby authorized to make the following transfers within the Fire Department Accounts:

$12,410. 71

A960 Appropriations (FROM)		
A3410.1	Janitors	$ 322.93
A3410.44	Training	$1,500.00
A3410.47	Physicals	$5,500.00
A3410.48	Fuel & Light	$5,087.78
		$12,410.71
A960 Appropriations (TO)		
A3410.12	Repairman	$ 655.00
A3410.42	Telephone	1,139.06
A3410.45	Maint. Equipment	$10,379.20
A3410.46	Fire Police	237.45
		$12,410.71

Approved by Board of Estimate & Apportionment

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson, and Wurster.
Nays: None.

On motion of Alderman Shook, seconded by Alderman Wurster, the following resolution was adopted by the following vote:

RESOLUTION NO. 4, DECEMBER 17, 2002

WHEREAS, The City of Hudson, herein called the "municipality" after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, namely, replacing the City's existing ejector sewage pump station with a new above-ground pump station, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project, and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract herewith;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of Hudson is the representative to act in behalf of the City of Hudson in all matters related to state assistance under ECL Article 56, Title 3. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the City of Hudson's governing body in all matters related to the project and to State assistance; and it is further

RESOLVED, that the City of Hudson agrees that it will fund its portion of the cost of the project, and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation; and it is further

RESOLVED, that one (1) certified copy of this Resolution be prepared and sent to Albany Office of the New York State Department of Environmental Conservation together with the Application for State Assistance Payments; and it is further

RESOLVED, that this Resolution shall take effect immediately.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson, and Wurster.
Nays: None.

On motion of Alderman O'Brien and seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 5, DECEMBER 17, 2002

RESOLVED, that the Common Council hereby confirms Timothy Hutchings to be the Fire Chief of the City of Hudson commencing January 1, 2003 through December 31, 2004.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nays: None.

On motion of Alderman Wurster, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 6
Dated: December 17, 2002

WHEREAS, the City of Hudson has received proposals from interested dog control officers and/or kennels to provide services to the City of Hudson under Section 31-16 of the City Code and the provisions of Article 7 of the Agriculture and Markets Law of the State of New York for the period January 1, 2003 through December 31, 2003; and

WHEREAS, Columbia-Greene Humane Society has submitted a separate proposal to provide kennel services to the City of Hudson and Robert and JoAnn Graziano have proposed to provide dog control officer services to the City of Hudson;

NOW, THEREFORE, be it

RESOLVED, that the Mayor is authorized and directed to enter into appropriate agreements with Columbia-Greene Humane Society for a fee of $305.00 per dog reduced to $75.00 if dog is redeemed with 24 hours, and Robert and JoAnn Graziano for the annual fee of $4,860.00. Payable in equal monthly installments of $405.00.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.
Nay: None.

On motion of Alderman Donahue, seconded by Alderman Shook, the following resolution was adopted by the following vote:

RESOLUTION NO. 7

A RESOLUTION AUTHORIZING THE RENTAL OF WASHINGTON HOSE NO. 3 TO BENEVOLENT AND PROTECTIVE ORDER OF ELKS, HUDSON LODGE NO. 787

Dated: December 17, 2002

WHEREAS, the Benevolent and Protective Order of Elks, Hudson Lodge No. 787 has, over the years, served the needs of the youth of the City of Hudson through their numerous charitable organizations; and,

WHEREAS, the Hudson Lodge No. 787 Benevolent and Protective Order of Elks is in the process of selling their building located at 601 Union Street in Hudson, New York, and in need of temporary headquarters while they purchase a new lodge, and,

WHEREAS, they have requested the City of Hudson permission to rent one of the City's firehouses while their new lodge is being built.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor of the City of Hudson is hereby authorized to enter into a six-month rental agreement with Benevolent and Protective Order of Elks, Hudson Lodge No. 787 for a six-month lease of Washington Hose No. 3 at fair market value with month-to-month extensions thereafter, said leasehold to begin from the date of sale of the Elks' current lodge.

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Keith, Meyer, Nedwick, O'Brien, Shook, Thompson, and Wurster.
Nays: None.

Prior to the vote on Resolution No. 7, Alderman O'Brien inquired if a rental fee for Washington Hose had been set.

President Vertetis stated it was to be negotiated.

Alderman Harter said: "how we can agree to it if we don't know what the rent is going to be".

Alderman O'Brien stated that Mayor would negotiate a fair rental.

Mayor Scalera stated that the resolution stated the council's willingness to rent the premises to the Hudson Elks and enable him, as Mayor, to enter into negotiations for the rental price. He stated he would welcome members of the council to join him on the negotiations.

Alderman Wurster stated that since it was the Elks Club, who sponsor Little League, Flag Day and other community events, and not an individual or a business entity, he did not see any problem with entering into a lease agreement with that organization.

President Vertetis stated that an important issue was that the parcel of land for the Little League behind the Elks Club was not part of the sale and that the Elks would hold onto that land as long as there was a league. He also stated that fair market value could be defined as "what they can afford and what we can live with".

Alderman O'Brien stated the resolution indicated that the Elks Club would be granted month to month extensions, after the six month lease, and asked if the Elks had given any indication on how long they wanted to lease the firehouse.

Mayor Scalera stated the time needed was based on Elks finding a new location. He stated that after the six month lease was up the City could continue to lease to them on a month to month basis. The City could also ask them to vacate the premises within a reasonable amount of time. He stated they would pay all operating and maintenance costs for the building.

Local Laws.

On motion of Alderman Wurster, seconded by Alderman Shook, the following proposed local law, introduced by Alderman Meyer and seconded by Alderman Wurster, was ordered placed on the aldermen's desks as required by the Municipal Home Rule Law:

PROPOSED LOCAL LAWS INTRODUCTORY NO. 7, 2002
A LOCAL LAW AMENDING THE BOUNDARIES
OF WARDS IN THE CITY OF HUDSON
AND VOTING PROCEDURE OF THE COMMON COUNCIL

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Hudson City Charter Section 1-4, Ward Boundaries, is hereby amended as follows:

Section 1-4 Ward Boundaries

The City shall be divided into five (5) wards, bounded and described respectively as follows:

FIRST WARD:
All that part of the City lying southerly of the Center line of Warren Street and westerly of the center line of 7th Street, the ward described as follows: Beginning at a point in the Hudson River where a projection of the center line of Warren Street intersects, thence easterly on the center line of Warren Street to 7th Street, thence southerly on the center line of 7th Street to the intersection of the center line of Union Street, westerly on Union Street to the Center line of Fifth Street, thence in a southerly direction on Fifth Street to the center line of E. Allen Street thence in a westerly direction on E. Allen Street to the Center line of E. Court Street, thence running in a southerly direction and extending to the Southern boundary of the City, thence easterly and northerly along the city boundary to the point of beginning.

SECOND WARD:
All that part of the city lying northerly of the Center line of Warren Street and westerly of the center line of Third Street and within projections of those lines extended to the Northerly and westerly bounds of the City.

THIRD WARD:
All that part of the City within the lines beginning at a point of the southerly bounds of the City where a projection of the center line of E. Court Street intersects, thence running northerly on E. Court Street to the Center line of E. Allen Street thence easterly to the center line of S. Fifth Street running in a northerly direction to the center line of Union Street continuing in a easterly direction on Union Street to the center line of 7th Street, thence northerly on 7th Street to the Center line of State Street and in a easterly direction on State Street to the Center line of Green Street, and in a easterly direction on Green Street to the Center line of Frederick Street, then heading southerly to the center line of Columbia Street and easterly on Columbia Street to the center line of Fairview Avenue, thence along the center line of Fairview Ave to the Center line of Green Street(ext), thence along Green Street easterly to the center line of Aitken Ave. Northerly to the Center line of Storm Avenue thence easterly direction to the center line of Union Turnpike continuing southwesterly on Union Tnpk. to the Center line of Paul Avenue running southerly to the center line of Columbia Tnpke easterly to the boundary of the City, thence continuing along the boundary of the City to the point of beginning.

FOURTH WARD:
All that part of the City lying within lines beginning at a point in the northeasterly bounds of the City where a projection of the Center line of Third Street intersects the northerly bounds of the City, running southwesterly along the said projection of the center line of Third Street to the Center line of Warren Street, easterly to the Center line of Seventh Street, thence northerly along center line of 7th Street to the center line of Columbia Street, westerly to the Center line of Sixth Street to the Center line of Clinton Street, thence west on Clinton Street to the Center line of Fifth Street thence south on Fifth Street to the center line of Washington Street, thence in a westerly direction to the Center line of Harry Howard Avenue and continuing to the northern boundary of the City.

FIFTH WARD:
All that part of the City lying on the east side of Harry Howard Ave, beginning at a point of the Northern Boundary of the City where it intersects with the Center line of Harry Howard Ave, thence south on Harry Howard Avenue to the Center line of Washington Street, thence easterly to the center line of Fifth Street, continuing in a northerly direction to the Center line of Clinton Street, thence in a easterly direction to the center line of Sixth Street and Southerly to the center line of Columbia Street, easterly to the Center line of 7th Street, thence northerly to the Center line of State Street, thence easterly on State Street to the Center line of Green Street, continuing in a easterly direction to the center line of Frederick Street, thence South to the Center line of Columbia Street, running in a easterly direction to the center line of Fairview Avenue, thence north on Fairview Avenue to the Center line of Green Street, and easterly to the Center line of Aitken Avenue, thence north on Aitken Avenue to the Center line of Storm Avenue, and easterly to the city limit and of Union Tnpke, thence along the City boundaries to the point of beginning. All as more fully shown on the map attached hereto.

Section 2. Hudson City Charter Section 12-13, Majority Vote Necessary; Manner of Voting, is hereby amended as follows:

Section C12-13, Majority Vote Necessary; Manner of Voting.

(1) A. No motion or resolution, or other action of the Common Council, shall pass, unless with the assent of those members entitled to cast a majority vote as required in Subsection C (3) of this section. The ayes and nays shall be called and recorded on all motions and resolutions authorizing the expenditure or collection of money, or the making of local improvements or repairs, or on any vote whenever demanded by a member of the Common Council, and on the adoption, amendment or repeal of any local law or ordinance.

(b) The Common Council shall continue to consist of eleven (11) members. Each of said eleven (11) members shall be entitled to cast at each special and regular meeting of the Common Council one vote.
Simple majority decisions shall require six (6) votes for passage. Two-thirds majority decisions shall require eight (8) votes and three-fourths majority on decisions shall require nine (9) votes.

(2) Quorum.

(A) The attendance of six (6) members of the Common Council shall be required to constitute a quorum at a general or special meeting which calls for the adoption of any resolution, ordinance, local law, motion or proposal which requires a simple majority vote of the Common Council under applicable provisions of law.

(b) The attendance of eight (8) members of the Common Council shall be required to constitute a quorum at a general or special meeting which calls for the adoption of any resolution, ordinance, local law, motion or proposal which requires a two-thirds vote of the Common Council under applicable provisions of law.

© The attendance of nine (9) members of the Common Council entitled to cast a simple majority by the members assembled, provided a quorum is present, as required by Subsection C(2) of this section, shall be required for the adoption of any resolution or proposal which requires a simple majority vote under applicable provisions of law.

(4) Notwithstanding any other provisions of this Local Law, every member of the Common Council serving on a committee of such Council shall be entitled to cast one (1) vote as a member of said committee.

Section 3: If any clause, sentence, paragraph, section or part of this Local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 4: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5: This Local Law shall take effect upon approval at a public referendum held at a special election on or about March , 2003, by the voters of the City of Hudson, and subsequent filing with the Secretary of State.

On motion of Alderman Shook, seconded by Alderman Meyer, the following proposed local law, introduced by Alderman Shook and seconded by Alderman Donahue, was ordered placed on the aldermen's desks as required by the Municipal Home Rule Law.

PROPOSED LOCAL LAW INTRODUCTORY NO. 8 OF 2002

A LOCAL LAW AMENDING THE TERM OF OFFICE OF THE MAYOR AND COMMON COUNCIL PRESIDENT

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Hudson City Charter Section 4-3 Terms of Elective Officers, is hereby amended as follows:

Section C.-3 Terms of Elective Officers.

A. All of the officers whose election is provided for by this Charter, except such as shall be appointed to fill vacancies in office, shall take office of the first day of January following their elections, and shall hold office for the following terms respectively:

(1) The Mayor for a term of four (4) years:
(2) The President of the Common Council for a term of four (4) years:

Section 1: Hudson City Charter Section 2-5, Salaries of City Officers, is hereby amended as follows:

Section C.-5 Salaries of City Officers.

The officers of the City shall receive such salaries as are set forth in the annual budget of the City of Hudson. The Mayor shall be a full-time position with a minimum salary no less than the greater of $60,000.00 with 1% annual cost of living increases thereafter or 20% more than the higher of the salaries of the City Clerk or City Treasurer. The Common Council shall have the power by resolution to increase the salary or compensation of any City officer at any time for services to be thereafter rendered, and such increase may be made after salary and compensation shall have been fixed and provided for in the budget of the City for the fiscal year, provided that appropriations are available for the payment thereof.

Section 2: If any clause, sentence, paragraph, section or part of this Local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect January 1, 2004 upon approval at a public referendum held at a special election on or about March 2003, by the voters of the City of Hudson, and subsequent filing with the Secretary of State.

On motion of Alderman Wurster, seconded by Alderman Cross, the following proposed local law, introduced by Alderman Wurster and seconded by Alderman Meyer, was ordered placed on the aldermen's desks as required by the Municipal Home Rule Law:

PROPOSED LOCAL LAW INTRODUCTORY NO. 9 OF 2002

A LOCAL LAW AMENDING THE TERM OF OFFICE OF CITY TREASURER

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Hudson City Charter Section 4-3, Terms of Elective Officers, is hereby amended as follows:

Section C.-3 Terms of Elective Officers.

A. All of the officers whose election is provided for by this Charter, except such as shall be appointed to fill vacancies in office, shall take office on the first day of January following their elections, and shall hold office for the following terms respectively:

(4) The City Treasurer for a term of four (4) years;

Section 2: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 3: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Local Law shall take effect January 1, 2004 upon approval at a public referendum held at a special election on or about March , 2003, by the voters of the City of Hudson, and subsequent filing with the Secretary of State.

On motion of Alderman Nedwick, seconded by Alderman Wurster, the following proposed local law, introduced by Alderman Wurster and seconded by Alderman Shook, was ordered placed on the aldermen's desks as required by the Municipal Home Rule Law.

PROPOSED LOCAL LAW INTRODUCTORY NO. 10

A LOCAL LAW AMENDING THE NUMBER OF SUPERVISORS REPRESENTING THE CITY OF HUDSON AND THEIR TERM IN OFFICE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF HUDSON AS FOLLOWS:

Section 1. Hudson City Charter Section 2-1, City Officers, is hereby amended as follows:

Charter Section 2-1, City Officers

The officers of the City shall be a mayor, **a Supervisor,** a President of the Common Council, a City Judge, a City Treasurer, one (1) Assessor, a Commissioner of Public Works, a Commissioner of Police, a Commissioner of Fire, a Commissioner of Cemeteries, a Commissioner of Youth, a Commissioner of Purchases, a Commissioner of Grants, a Commissioner of the Aging, a Planning Commission of (7) members, such members of the Board of Plumbers as are now or hereafter shall be provided by law, local law or ordinance, a City Clerk, a Superintendent of Public Works, a Superintendent of Cemeteries, a Plumbing Inspector, such number of policemen as the Commissioner of Police shall appoint, not to exceed twenty-three (23), a Chief of the Fire Department, two (2) Assistant Chiefs of the Fire Department, a Director of Youth, a Bingo Inspector, special policemen and, in the discretion of the Mayor, a City Marshall and such legal counsel as the Mayor may deem necessary or expedient for the preservation of the rights or the protection of the interests of the City;

Charter Section C.-2 is hereby amended to read as follows:

There shall be in each ward two **Aldermen,** and in each election district such Inspectors of Election and other election officers as are or shall be provided by law.

Section 2. Hudson City Charter Section 4-4, Terms of Elective Officers, is hereby amended as follows:

Section C.-3 Terms of Elective Officers.

A. All of the officers whose election is provided for by this Charter, except such as shall be appointed to fill vacancies in office, shall take office on the first day of January following their elections, and shall hold office for the following terms respectively:

(5) Supervisor representing the City for a term of four (4) years;

Section 4: All Local Law or parts of Local Laws inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5: This Local Law shall take effect upon approval at a public referendum held at a special election on or about March , 2003, by the voters of the City of Hudson, and subsequent filing with the Secretary of State.

On motion of Alderman Cross, seconded by Alderman O'Brien, the following bills were audited and paid by the following vote:

Frank E. March CEO	$20.66	George Holsopple	$18.55
AAA Pest Control	80.00	A T & T	5.21
City Clerk's Office	58.02	City Locksmith	40.00
Columbia County Asses Assoc	25.00	Col. Gr. Humane Soc.	75.00
John Connor Jr.	2900.00	Federal Express Corp.	15.70
Fleet Business Services	89.00	General Code Publishers	652.95
Robert Graziano	385.00	Hudson Boys,Girls Club	5,000.00
Hudson Catskill Newspapers	42.94	The Independent	68.60
Johnny's Ideal Printing	1,621.00	K.D. Office Works	1,365.67
Mabey's	410.00	Mid Hudson Cable	69.95
NY State Assessor's Assoc	80.00	Niagara Mohawk	3,187.84

Northern Publishing Inc.	254.00	Pattison, Koskey, Rath,	14,848.00
Pro Printers	8.17	Ermelinda Ramirez	15.00
Rapport Meyers Whitbeck etal	280.50	S&F Telecom	75.00
Sentry Business Products	52.45	Xerox	59.17

Ayes: President Vertetis, Aldermen Cross, Donahue, Harter, Meyer, Nedwick, O'Brien, Shook, Thompson and Wurster.

Nays: None.

New Business.

In response to a question from a member in the audience, President Vertetis stated there was nothing new to report about a proposed term sheet with St. Lawrence Cement Company.

On motion of Alderman Cross, seconded by Alderman Nedwick, the meeting adjourned.

Patricia Colwell
City Clerk

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

A.J. COLARUSSO & SON

COMMENTS

Date	Page #	Resolution #
08/20/2002	0195	198

Comments regarding lease of land

RESOLUTIONS

Date	Page #	Resolution #
09/20/2002	0290	3

Granting option to Colarusso & Sons Inc. to lease 339 acres of land on Newman Road in Greenport

ABANDONED VEHICLES

POLICE DEPARTMENT

Date	Page #	Resolution #
11/19/2002	0372	

Hearing abandoned vehicles - no one present

ABSENTEE LANDLORD REGISTRY

LOCAL LAWS

Date	Page #	Resolution #
09/17/2002	0275	L.L. NO. 5

Absentee Landlord Registry

10/15/2002	0332	L.L. NO. 5

Absentee Landlord Registry

11/04/2002	0336	L.L. NO. 5

Absentee Landlord registry

ADMINISTRATIVE AIDE

RESOLUTIONS

Date	Page #	Resolution #
01/15/2002	0011	4

Creating the position of Administrative Aide to the Mayor

ANIMALKIND, INC.

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0050	6

Authorizing agreement for the spaying and neutering of cats

APPOINTMENTS

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0095	1

Appointing members to serve on the Hudson Development Corporation Board of Directors

11/19/2002	0376	5

Re-appointing David Ryder to Board of Assessment Review

ASSESSOR'S OFFICE

RESOLUTIONS

Date	Page #	Resolution #
02/19/2002	0028	8

REMOVED FROM AGENDA - authorizing salary increase for city assessor

02/19/2002	0029	8

hiring of a part-time qualified person to assist in the assessor's office

04/16/2002	0072	4

Approving stipulation agreement with Amerada Hess Corp regarding 2001 assessment

BANKING HOUSES

RESOLUTIONS

Date	Page #	Resolution #
04/16/2002	0071	3

Accepting proposal of Fleet Bank to act as City Depository

BOUNDARIES OF WARDS

LOCAL LAWS

Date	Page #	Resolution #
12/17/2002	0396	L.L. NO. 7

Amending Ward Boundaries and Voting Procedures

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

BUILDING PERMIT FEES

LOCAL LAWS

Date	Page #	Resolution #
07/16/2002	0161	L.L. NO. 3
Setting minimum fees for Building Permits		
08/20/2002	0185	L.L. NO. 3
Setting minimum fees for Building Permits		
09/05/2002	0202	L.L. NO. 3
Setting a minimum fee for building permits		

CENSUS

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0102	2
Setting City of Hudson's population by Ward		

CITY BUDGET

Date	Page #	Resolution #
11/12/2002	0345	
City Budget for year 2003		

CITY TREASURER'S OFFICE

RESOLUTIONS

Date	Page #	Resolution #
04/16/2002	0071	3
Accepting proposal of Fleet Bank to act as City Depository		

CITY-OWNED PROPERTY

LOCAL LAWS

Date	Page #	Resolution #
03/19/2002	0058	L.L. NO. 2
Regarding sale of city real estate		
04/16/2002	0075	L.L. NO. 2
Regarding sale of city real estate		
05/01/2002	0092	L.L. NO. 2
Regarding sale or lease of city-owned property		

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0104	4
Authorizing the display of sculpture on city owned land		
07/16/2002	0150	2
Authorizing the Mayor to purchase 326-328 Warren Street		
07/16/2002	0151	3
Authorizing the Mayor to sign a contract for exchange of properties		
08/20/2002	0182	2
Authorizing temporary easement at 319 Warren Street for construction of handicap ramp		
10/15/2002	0330	13
Authorizing the Mayor to execute a deed transferrng the property of C.H. Evans Firehouse to Seymour Capital Ltd		
10/15/2002	0331	14
Authorizing the Mayor to grant an easement to Bread and Roses LLC, for emergency purposes only		
12/17/2002	0394	7
Authorizing the rental of Washington Hose Firehouse to Hudson Lodge of Elks		

CLEAN WATER/CLEAN AIR BOND ACT

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0104	5
Authorizing Brown Field Application for 119 North Second Street formerly occupied by Foster Refrigeration		

CODE ENFORCEMENT'S OFFICE

COMMENTS

Date	Page #	Resolution #
08/20/2002	0195	
Comments regarding anticipated budget shortages		

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0049	5
Authorizing the Mayor to sign a ten month lease agreement for copier machine		

CODE ENFORCEMENT'S OFFICE

RESOLUTIONS

Date	Page #	Resolution #
09/17/2002	0252	8

Authorizing transfers to Code Enforcement Dept Accounts

COLUMBIA-GREENE HUMANE SOCIETY

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0103	3

Authorizing an amended agreement with the Humane Society

12/17/2002	0393	6

Authorizing contract with Humane Society for shelter services

COMMITTEE REPORTS

ARTS, ENTERTAINMENT & TOURISM COMMITTEE

Date	Page #	Resolution #
02/19/2002	0022	

Discussed Digital Towpath, upcoming events, Partners in Tourism, Comprehensive Plan, and Business Community Workshops

03/19/2002	0041	

Discussed Digital Towpath, upcoming events, Partnership in Tourism, Comprehensive Plan, Business Community Workshops, waterfront music festival, Register Star's Guide to Hudson and Korean War monument

05/21/2002	0101	

Discussed Digital Towpath, upcoming events, Partners in Tourism, Comprehensive Plan, Business Community Workshops, 2003 Waterfront Jazz Fest and NYCOM Main Street

07/16/2002	0145	

Discussed upcoming events and Special Events Code

11/19/2002	0371	

Discussed North Bay exploration, Jazz Fest 2003, Mass Gathering Permits, Partners in Tourism Committee, Hudson Business Alliance, Web linkage and Quality Communities 2002 seminar

COMMITTEE REPORTS

ARTS, ENTERTAINMENT & TOURISM COMMITTEE

Date	Page #	Resolution #
12/17/2002	0386	

Discussed web site links, Jazz Fest 2003, North Bay Project, and Special events application.

FINANCE COMMITTEE

Date	Page #	Resolution #
01/15/2002	0007	

Discussed sales tax agreement, 2000 city audit, foreclosure process, and Mayor's Assistant

02/19/2002	0018	

Discussed sales tax agreement, funds expended by IDA and salary and operations in Assessor's Office

03/19/2002	0037	

Discussed sales tax agreement, 2000 city audit, boys & girls club agreement, foreclosures and IDA monies spent on legal fees

03/19/2002	0037	

Discussed sales tax agreement, audit, agreement with boys club, foreclosures and resolution pertaining to IDA legal fees

04/16/2002	0066	

Discussed HDC by-law changes, designating bank and Amerada Hess's assessment

04/16/2002	0066	

Discussed IDA expenses, City computer system and refinancing fire truck

05/21/2002	0097	

Discussed computer upgrade for Code Enforcement Office

06/18/2002	0113	

Discussed asset inventory, grievance day results, and financing of water treatment plant.

07/16/2002	0144	

Discussed building permit fees and purchase of 326-328 Warren Street

08/20/2002	0178	

Discussed shortages in Code Enforcement Accounts, Coastal

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

COMMITTEE REPORTS

FINANCE COMMITTEE

Date	Page #	Resolution #
	Resources Grant, Hudson Business Alliance, Emergency Medical Service Funds and foreclosed properties	
09/17/2002	0212	
	Discussed Code Enforcement budget, Hudson Business Alliance, reassessments and budget amendments	
10/15/2002	0304	
	Discussed foreclosed property, Hudson Business Alliance, and IDA	
11/19/2002	0370	
	Discussed budget for 2003, foreclosed properties, assessment lawsuit, and an increase in aldermen's salary	
12/17/2002	0387	
	Discussed final audit, and tax foreclosed properties	

FIRE COMMITTEE

Date	Page #	Resolution #
02/19/2002	0020	
	Discussed locked key boxes, and junior firemen to fire school.	
03/19/2002	0040	
	Discussed Locked Key Box Local law	
04/16/2002	0068	
	Discussed locked key boxes and a fire-damaged house	
05/21/2002	0099	
	Discussed firehouse consolidation	
06/18/2002	0114	
	Discussed firehouse consolidation and computer program	
07/16/2002	0146	
	Discussed firehouse consolidation and Washington Hose 200th anniversary	
08/20/2002	0180	
	Discussed alarms to Bliss Towers, and fire mechanics salary.	
09/17/2002	0213	
	Discussed transferring of funds and contract with architect to design the new firehouse	
10/15/2002	0307	
	Discussed Washington Hose Co. #3	

COMMITTEE REPORTS

FIRE COMMITTEE

Date	Page #	Resolution #
11/19/2002	0368	
	Discussed new firehouse and closing of Washington Hose	
12/17/2002	0385	
	Discussed introduction of new chiefs, and 307 Warren Street gas leak	

LEGAL COMMITTEE

Date	Page #	Resolution #
02/19/2002	0018	
	Discussed Council being Lead Agency in developing Comprehensive Plan	
02/19/2002	0018	
	Discussed Hudson Film Commission and website, sub-committee for property foreclosures and Code Enforcement Officer addressing the committee	
03/19/2002	0038	
	Discussed NYS Traffic Violation Code, foreclosures on tax delinquent properties, referendum to create a Hudson Area Library district, sales tax agreement, and local law pertaining to the sale of city owned property	
04/16/2002	0065	
	Discussed weighted vote and tax delinquent properties	
05/21/2002	0097	
	Discussed census, building permit fees, Transfer of Easement, code book updating and guideline for Code Enforcement Officers	
06/18/2002	0113	
	Discussed code update, building permit fees, foreclosed properties and personnel	
07/16/2002	0144	
	Discussed foreclosed properties	
08/20/2002	0177	
	Discussed Property Manager Registry, Local law prohibiting bicycles, scooters and skateboards on sidewalks on Warren Street, and banning dogs from parks	

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

COMMITTEE REPORTS

FINANCE COMMITTEE

Date	Page #	Resolution #

Resources Grant, Hudson Business Alliance, Emergency Medical Service Funds and foreclosed properties

09/17/2002 0212
Discussed Code Enforcement budget, Hudson Business Alliance, reassessments and budget amendments

10/15/2002 0304
Discussed foreclosed property, Hudson Business Alliance, and IDA

11/19/2002 0370
Discussed budget for 2003, foreclosed properties, assessment lawsuit, and an increase in aldermen's salary

12/17/2002 0387
Discussed final audit, and tax foreclosed properties

FIRE COMMITTEE

Date	Page #	Resolution #

02/19/2002 0020
Discussed locked key boxes, and junior firemen to fire school.

03/19/2002 0040
Discussed Locked Key Box Local law

04/16/2002 0068
Discussed locked key boxes and a fire-damaged house

05/21/2002 0099
Discussed firehouse consolidation

06/18/2002 0114
Discussed firehouse consolidation and computer program

07/16/2002 0146
Discussed firehouse consolidation and Washington Hose 200th anniversary

08/20/2002 0180
Discussed alarms to Bliss Towers, and fire mechanics salary.

09/17/2002 0213
Discussed transferring of funds and contract with architect to design the new firehouse

10/15/2002 0307
Discussed Washington Hose Co. #3

COMMITTEE REPORTS

FIRE COMMITTEE

Date	Page #	Resolution #

11/19/2002 0368
Discussed new firehouse and closing of Washington Hose

12/17/2002 0385
Discussed introduction of new chiefs, and 307 Warren Street gas leak

LEGAL COMMITTEE

Date	Page #	Resolution #

02/19/2002 0018
Discussed Council being Lead Agency in developing Comprehensive Plan

02/19/2002 0018
Discussed Hudson Film Commission and website, sub-committee for property foreclosures and Code Enforcement Officer addressing the committee

03/19/2002 0038
Discussed NYS Traffic Violation Code, foreclosures on tax delinquent properties, referendum to create a Hudson Area Library district, sales tax agreement, and local law pertaining to the sale of city owned property

04/16/2002 0065
Discussed weighted vote and tax delinquent properties

05/21/2002 0097
Discussed census, building permit fees, Transfer of Easement, code book updating and guideline for Code Enforcement Officers

06/18/2002 0113
Discussed code update, building permit fees, foreclosed properties and personnel

07/16/2002 0144
Discussed foreclosed properties

08/20/2002 0177
Discussed Property Manager Registry, Local law prohibiting bicycles, scooters and skateboards on sidewalks on Warren Street, and banning dogs from parks

COMMITTEE REPORTS

LEGAL COMMITTEE

Date	Page #	Resolution #
09/17/2002	0212	

Discussed banning dogs at city parks, flea markets and yard sales, and property managers law

10/15/2002 0305

Discussed ongoing yard sales, city sidewalks, and Charter Revision

11/19/2002 0366

Discussed Weighted Vote Reapportionment , proposed Historic Preservation Ordinance, regulating yard sales and obstruction of sidewalks by business owners

12/17/2002 0384

Discussed Host Agreement with St. Lawrence Cement and Local Laws regulating Garage and Yard sales

POLICE COMMITTEE

Date	Page #	Resolution #
02/19/2002	0019	

Discussed security at Bliss Towers, and Traffic Enforcement Grant

03/19/2002 0039

Discussed NYS Traffic Violation Code, speeding problems, Children at Play signs and civilian complaint.

04/16/2002 0068

Discussed bike patrol, survellience cameras, and Neighborhood Watch groups

05/21/2002 0100

Discussed Cops In School Grant, surveillance camera system, bike patrol and Neighborhood Watch Program

06/18/2002 0115

Discussed grants, selling of surplus vehicle, and abandoned vehicles.

07/16/2002 0147

Discussed grants, surveillance camera system, bike patrol and award ceremony

08/20/2002 0176

Discussed Block Grant, abandoned vehicles, graffiti and local law prohibiting bicycles, scooters and skateboards on sidewalks on Warren Street.

COMMITTEE REPORTS

POLICE COMMITTEE

Date	Page #	Resolution #
09/17/2002	0214	

Discussed conditions at Police Station, recent shootings at Bliss Towers, bike patrol and surveillance cameras

10/15/2002 0306

Discussed abandoned vehicles, speeding on State Street, graffiti on city buildings, and drug trafficking.

11/19/2002 0367

Discussed Action of surplus vehicles, abandoned vehicles, Neighborhood Watch, and video surveillance cameras.

12/17/2002 0383

Discussed police presence near Bliss Towers, surveillance cameras, and problems associated with Savoia Bar

PUBLIC WORKS COMMITTEE

Date	Page #	Resolution #
02/19/2002	0021	

Discussed preliminary design for water plant, pick up truck for youth dept, sewer overflow study, parking permits for train station and agreements for public transportation

03/19/2002 0043

Discussed water treatment plant design, Children at Play signs, new trolley bus and Hudson Power Boat Association

04/16/2002 0067

Discussed plans for new water treatment plant

05/21/2002 0098

Discussed water treatment plant, Brownfield grant for Foster's Building and art exhibit displayed

06/18/2002 0118

Discussed water treatment plant, and rock quarry

07/16/2002 0145

Discussed water filtration plant and weeds growing in alleys

08/20/2002 0179

Discussed water filtration plant,

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

COMMITTEE REPORTS

LEGAL COMMITTEE

Date	Page #	Resolution #
09/17/2002	0212	

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10/15/2002 0305

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POLICE COMMITTEE

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02/19/2002	0019	

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05/21/2002 0100

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06/18/2002 0115

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07/16/2002 0147

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08/20/2002 0176

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COMMITTEE REPORTS

POLICE COMMITTEE

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PUBLIC WORKS COMMITTEE

Date	Page #	Resolution #
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04/16/2002 0067

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05/21/2002 0098

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06/18/2002 0118

Discussed water treatment plant, and rock quarry

07/16/2002 0145

Discussed water filtration plant and weeds growing in alleys

08/20/2002 0179

Discussed water filtration plant,

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE

Date	Page #	Resolution #

wheelchair easement and grant for waterfront park

09/17/2002 0215
Discussed water filtration plant, Lockwood Bros. agreement, Brownfield Grant and agreement with CSX

10/15/2002 0308
Discussed tree trimming, fire exit at 527 Warren Street, transfer of funds, agreement with CSX for land at the end of Water Street and agreement with NYS Dept of Transportation to purchase informational kiosks

12/17/2002 0385
Discussed 7th Street Park

YOUTH & AGING COMMITTEE

Date	Page #	Resolution #
02/19/2002	0021	

Discussed youth programs, acct clerk position, vehicle, Hudson Boys & Girls Club, pop warner and senior boat ride

03/19/2002 0040
Discussed senior citizen cruise, beach house, fishing derby, Youth Advisory Board, and Boys & Girls Club agreement.

04/16/2002 0067
Discussed Oakdale Park project, youth programs and Hudson Little League funding.

05/21/2002 0098
Discussed cruise for seniors and report from Youth Department

06/18/2002 0116
Discussed Oakdale Park Project, Summer Programs, Skating Party, and Recreation Training Workshop.

07/16/2002 0147
Discussed Dutch Apple Cruise, Oakdale Park Project, summer programs, and activities

09/17/2002 0216
Discussed senior citizen cruise, oakdale park project, summer programs and upcoming events

COMMITTEE REPORTS

YOUTH & AGING COMMITTEE

Date	Page #	Resolution #
09/17/2002	0218	

Discussed end of summer reports and upcoming events

10/15/2002 0309
Discussed upcoming events and programs and park improvement project

11/19/2002 0369
Discussed youth programs and events, Learn to Ski Program and 32nd Annual Turkey Trot Race

12/17/2002 0388
Discussed shortages in Youth Department

COMMUNICATIONS

CITY AUDIT

Date	Page #	Resolution #
05/21/2002	0096	

The 2000 audit report as prepared by the firm of Pattison, Koskey and Rath and the Corrective Action Plan submitted by the Mayor

COLUMBIA CO. BOARD OF ELECTIONS

Date	Page #	Resolution #
12/17/2002	0382	

Communication from County Board of Elections regarding 2002 election results

COLUMBIA COUNTY JAIL

Date	Page #	Resolution #
06/18/2002	0112	

Asbestos Survey Reports for Columbia County Jail

COMPREHENSIVE PLAN

Date	Page #	Resolution #
02/19/2002	0017	

Communication from Committee submitting the Final Draft to be considered by the Council

CONNOR, JOHN JR.; LEGAL ADVISOR

Date	Page #	Resolution #
10/15/2002	0304	

Communication regarding the compatiability of holding the office of a member of the Planning Commission and President of the Common Council

COONEY, PERRY; 321 WARREN STREET

Date	Page #	Resolution #
05/21/2002	0096	

Regarding the installation of handicap ramp at 319 Warren Street

FALUN DAFA MOVEMENT

Date	Page #	Resolution #
04/16/2002	0064	

Thank you from representatives of the Falun Dafa Movement for March 2002 Proclamation

HISTORIC PRESERVATION

Date	Page #	Resolution #
10/15/2002	0304	

Received a proposed Historic Preservation Ordinance as prepared by the City Planning Commission

HUDSON POWER BOAT ASSOCIATION

Date	Page #	Resolution #
02/19/2002	0017	

Communication requesting renewal of Ferry Slip lease

HUDSON WATERFRONT FESTIVAL COMMITTEE

Date	Page #	Resolution #
05/21/2002	0096	

Received a communication regarding the July 5, 2002 event

KEELER'S CRAIGSIDE FARM

Date	Page #	Resolution #
09/17/2002	0211	

Communication requesting the City to review and consider potential environmental impacts of the proposed Colarusso Quarry Project

MEYERS CONTRACTING, INC.

Date	Page #	Resolution #
07/16/2002	0143	

stating there was a parking/traffic problem on upper Union Street

PLANNING COMMISSION

Date	Page #	Resolution #
10/15/2002	0304	

City Attorney John Connor, Jr. regarding the compatiability of holding the office of a member of the Planning Commission and President of Common Council

Date	Page #	Resolution #
10/15/2002	0304	

received a proposed Historic Preservation Ordinance as prepared by the City Planning Commission

PUBLIC WORKS DEPARTMENT

Date	Page #	Resolution #
06/18/2002	0112	

EAF Materials for the new Water Treatment Plant Facility

WEIGHTED VOTE

Date	Page #	Resolution #
10/15/2002	0303	

Received a report on the City's Weighted Vote reapportionment

COMPREHENSIVE PLAN

COMMITTEE REPORTS

Date	Page #	Resolution #
02/19/2002	0018	

Legal Committee discussed Council being Lead Agency in developing Comprehensive Plan

COMMUNICATIONS

Date	Page #	Resolution #
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Communication from committee submitting Final Draft to be considered by Council

CONNOR, JOHN JR.; LEGAL ADVISOR

Date	Page #	Resolution #
10/15/2002	0304	

Communication regarding the compatiability of holding the office of a member of the Planning Commission and President of the Common Council

COONEY, PERRY; 321 WARREN STREET

Date	Page #	Resolution #
05/21/2002	0096	

Regarding the installation of handicap ramp at 319 Warren Street

FALUN DAFA MOVEMENT

Date	Page #	Resolution #
04/16/2002	0064	

Thank you from representatives of the Falun Dafa Movement for March 2002 Proclamation

HISTORIC PRESERVATION

Date	Page #	Resolution #
10/15/2002	0304	

Received a proposed Historic Preservation Ordinance as prepared by the City Planning Commission

HUDSON POWER BOAT ASSOCIATION

Date	Page #	Resolution #
02/19/2002	0017	

Communication requesting renewal of Ferry Slip lease

HUDSON WATERFRONT FESTIVAL COMMITTEE

Date	Page #	Resolution #
05/21/2002	0096	

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COMMUNICATIONS

Date	Page #	Resolution #
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Communication from committee submitting Final Draft to be considered by Council

PUBLIC HEARING

Date	Page #	Resolution #
04/17/2002	0083	

Hearing held regarding proposed comprehensive plan

RESOLUTIONS

Date	Page #	Resolution #
01/15/2002	0010	3

Declaring the Common Council as Lead Agency in the SEQRA process with regard to the City's proposed new Comprehensive Plan

04/17/2002	0087	1

Authorizing the issuance of Negative Declaration, as required by SEQRA

04/17/2002	0088	2

Adopting the City of Hudson Comprehensive Plan

CONNOR, JOHN JR.; CITY ATTORNEY

COMMUNICATIONS

Date	Page #	Resolution #
10/15/2002	0304	

Regarding the compatiability of holding the office of a member of the Planning Commission and President of the Common Council

CROSS, QUINTIN; ALDERMAN

COMMENTS

Date	Page #	Resolution #
02/19/2002	0027	

comments regarding Assessor's Office

DEFERRED COMPENSATION

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0052	9

To amend and restate the Deferred Compensation Plan for city employees

DOGS

LOCAL LAWS

Date	Page #	Resolution #
09/17/2002	0276	L.L. NO. 6

Prohibiting dogs at Riverfront Park and repealing Section regarding muzzling of certain dogs

10/15/2002	0333	L.L. NO. 6

Prohibiting dogs at Riverfront and repealing Section regarding muzzling of certain dogs

11/04/2002	0337	L.L. NO. 6

Prohibiting Dogs at Riverfront Park and repealing section regarding muzzling of certain dogs

DOMINION TELECOM, INC.

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0106	6

Authorizing an assignment agreement with Dominion Telecom Inc. consenting to the assignment of the easement of Telergy Inc. to Dominion

DONAHUE, ROBERT J. SR., ALDERMAN

COMMENTS

Date	Page #	Resolution #
01/15/2002	0012	

Read a statement regarding administrative aide position

02/19/2002	0028	

comments regarding assessor's office

02/19/2002	0035	

comments regarding party status with St. Lawrence Cement

05/21/2002	0109	

Comments regarding recent increases in assessments

EASEMENTS

RESOLUTIONS

Date	Page #	Resolution #
08/20/2002	0182	2
Authorizing temporary easement at 319 Warren Street for construction of handicap ramp		
10/15/2002	0331	14
Authorizing the Mayor to grant an easement to Bread and Roses LLC, for emergency purposes only		
11/19/2002	0375	4
Authorizing easement with THC Enterprises Inc over property located at 326-328 Warren Street		

FAIRWEATHER, PETER; SARATOGA ASSOC.

COMPREHENSIVE PLAN

Date	Page #	Resolution #
04/17/2002	0084	
Comments regarding proposed Comprehensive Plan		

FALUN DAFA MOVEMENT

PROCLAMATION

Date	Page #	Resolution #
03/19/2002	0037	
Authorizing the President of Common Council to sign a proclamation honoring and commending the movement		

FIRE DEPARTMENT

COMMITTEE REPORTS

Date	Page #	Resolution #
02/19/2002	0020	
Discussed lock key boxes and junior firemen attending fire school		
03/19/2002	0040	
Discussed locked key box local law		
04/16/2002	0068	
Discussed locked key boxes and fire-damaged house		
05/21/2002	0099	
Discussed firehouse consolidation		
06/18/2002	0114	
Discussed firehouse consolidation and computer program		
07/16/2002	0146	
Discussed firehouse consolidation and Washington Hose 200th anniversary		
08/20/2002	0180	
Discussed alarms to Bliss Towers, and fire mechanics salary		
09/17/2002	0213	
Discussed transferring of funds and contract with architect to design new firehouse		
10/15/2002	0307	
Discussed Washington Hose Co. #3		
11/19/2002	0368	
Discussed new firehouse and closing of Washington Hose		
12/17/2002	0385	
Discussed introduction of new chiefs and gas leak at 307 Warren Street		

FIRE DEPARTMENT

COMMITTEE REPORTS

Date	Page #	Resolution #

LOCAL LAWS

Date	Page #	Resolution #
02/19/2002	0033	L.L. NO. 1
Authorizing a voluntary lock box program for residences and business to be used by emergency personnel		
03/19/2002	0057	L.L. NO. 1
Authorizng a voluntary lock box program for property owners for access by Fire Dept officials in an emergency		
04/02/2002	0062	L.L. NO. 1
Hearing held regarding L.L. No. 1 - establishing a voluntary lock box program		

RESOLUTIONS

Date	Page #	Resolution #
02/19/2002	0025	4
Authorizing junior firefighters to attend training classes and approving reimbursement of expenses		
02/19/2002	0032	12
Authorizing transfers within and to Fire Dept Accounts for 2001		
07/16/2002	0151	3
Authorizing the Mayor to sign a		

FIRE DEPARTMENT

RESOLUTIONS

Date	Page #	Resolution #
	contract for exchange of properties	
08/20/2002	0183	3
	Increasing salary of mechanic	
09/17/2002	0219	1
	Authorizing transfers within Fire Dept Accounts	
09/17/2002	0220	3
	Authorizing the City Treasurer to increase estimated revenue and open a Hudson Firehouse Consolidation Capital Project Account	
10/15/2002	0314	4
	Authorizing contract with Mitchell-Ross Associates Architects to prepare design for new fire station	
10/15/2002	0330	13
	Authorizing the Mayor to execute a deed transferring the property of C.H. Evans firehouse to Seymour Capital Ltd	
11/19/2002	0374	3
	Authorizing the closing of Washington Hose Company No. 3	
12/17/2002	0391	3
	Authorizing transfers within Fire Department Accounts	
12/17/2002	0393	5
	Confirming Timothy Hutchings as Hudson Fire Chief effective January 1, 2003	
12/17/2002	0394	7
	Authorizing the rental of Washington Hose Firehouse to Hudson Lodge of Elks	

FOSTER REFRIGERATION

RESOLUTIONS

Date	Page #	Resolution #
07/16/2002	0151	3
	Authorizing the Mayor to sign a contract for exchange of properties	

FOSTER REFRIGERATION - FORMER

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0104	5
	Authorizing Brown Field Application for 119 North Second Street formerly occupied by Foster Refrigeration	

HARTER, KATHY; ALDERMAN

COMMENTS

Date	Page #	Resolution #
01/15/2002	0013	
	comments regarding administrative aide position	

HOUSING RESOURCES OF COLUMBIA COUNTY

RESOLUTIONS

Date	Page #	Resolution #
08/20/2002	0183	4
	Authorizing Mayor to file a funding request for the 2002 Technical Assistance Grant Community Development Strategic Plan Grant Application	
09/17/2002	0253	9
	Authorizing Housing Resources of Columbia County to expand targeted area of the Housing Rehabilitation Program	

HUDSON AREA LIBRARY

RESOLUTIONS

Date	Page #	Resolution #
09/17/2002	0274	13
	Supporting the enactment of the Hudson Library Taxing District	

HUDSON BOYS & GIRLS CLUB

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0050	7
	Authorizing a one year agreement with the Hudson Boys & Girls Club	

HUDSON BUSINESS ALLIANCE

RESOLUTIONS

Date	Page #	Resolution #
10/15/2002	0328	10

Authorizing Mayor to send a letter of support for the proposed Plan of the Hudson Business Alliance

HUDSON DEVELOPMENT CORPORATION

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0054	11

Recommending the HDC adopt proposed amendments with regard to election of its Board of Directors

04/16/2002	0074	6

Regarding modified amendments to HDC by-laws

05/21/2002	0095	1

Appointing members to serve on the Hudson Development Corporation Board of Directors

HUDSON FILM COMMISSION

COMMITTEE REPORTS

Date	Page #	Resolution #
02/19/2002	0018	

Discussion held at Legal Committee meeting regarding commission and functions

HUDSON POWER BOAT ASSOCIATION

COMMUNICATIONS

Date	Page #	Resolution #
02/19/2002	0017	

Communication requesting renewal of Ferry Slip lease

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0048	4

Authorizing lease agreement

INDUSTRIAL DEVELOPMENT AGENCY

RESOLUTIONS

Date	Page #	Resolution #
01/15/2002	0009	2

Appointing members of the IDA

03/19/2002	0051	8

Waiving pilot monies due to City used by Hudson IDA for Legal expenses incurred

04/16/2002	0073	5

Authorizing 2002 Budget Amendment appropriating funds for IDA expenses

09/20/2002	0286	1

Waiving past due pilot funds from L&B Corp under certain circumstances

10/15/2002	0327	8

Authorizing sum of $18,000 to Hudson IDA for settlement of Ogden view suit

10/15/2002	0328	9

Authorizing the Treasurer to expend $20,000 to the Hudson IDA for fees the agency has incurred over the last three years

KEITH, ALAN M. SR., ALDERMAN

COMMENTS

Date	Page #	Resolution #
01/15/2002	0012	

comments regarding administrative aide position

04/16/2002	0080	

comments regarding proposed project involving Foster Refrigeration and C.H. Evans firehouse

08/20/2002	0200	

Comments regarding lease of lands to A. Colarusso

L&B MFG CO.

RESOLUTIONS

Date	Page #	Resolution #
09/20/2002	0286	1

Waiving past due pilot funds from L&B Corp under certain circumstances

LOCAL LAWS

ABSENTEE LANDLORD REGISTRY

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09/17/2002	0275	L.L. NO. 5
Absentee Landlord Registry		
10/15/2002	0332	L.L. NO. 5
Absentee Landlord Registry		
11/04/2002	0336	L.L. NO. 5
Absentee Landlord Registry		

BOUNDARIES OF WARDS

Date	Page #	Resolution #
12/17/2002	0396	L.L. NO. 7
Amending ward boundaries and voting procedures		

BUILDING PERMIT FEES

Date	Page #	Resolution #
07/16/2002	0161	L.L. NO. 3
Setting minimum fees for Building Permits		
08/20/2002	0185	L.L. NO. 3
Setting minimum fees for Building Permits		
09/05/2002	0202	
Setting a minimum fee for building permits		

CITY-OWNED PROPERTY

Date	Page #	Resolution #
03/19/2002	0058	L.L. NO. 2
Regarding sale of city real estate		
04/16/2002	0075	L.L. NO. 2
Regarding sale of city real estate		
05/01/2002	0092	L.L. NO. 2
regarding sale or lease of city-owned property		

DOGS

Date	Page #	Resolution #
09/17/2002	0276	L.L. NO. 6
Prohibiting dogs at Riverfront Park and repealing section regarding muzzling of certain dogs		
10/15/2002	0333	L.L. NO. 6
Prohibiting dogs at Riverfront Park and repealing section regarding muzzling of certain dogs		
11/04/2002	0337	L.L. NO. 6
Prohibiting dogs at Riverfront Park		

LOCAL LAWS

DOGS

Date	Page #	Resolution #
and repealing section regarding muzzling of certain dogs		
02/19/2002	0032	L.L. NO. 1
Authorizing a voluntary lock box program for residences and business to be used by emergency personnel		
03/19/2002	0057	L.L. NO. 1
Authorizing a voluntary lock box program for property owners for access by Fire Dept officials in an emergency		
04/02/2002	0062	L.L. NO. 1
Hearing held regarding L.L. No. 1 - establishing a voluntary lock box program		

MASS GATHERING PERMITS

Date	Page #	Resolution #
07/16/2002	0162	L.L. NO. 4
Mass Gathering Permits		
08/20/2002	0186	L.L. NO. 4
Mass Gathering Permits		
09/05/2002	0203	L.L. NO. 4
Mass Gathering Permits		

TERMS OF OFFICE

Date	Page #	Resolution #
12/17/2002	0400	L.L. NO. 8
Amending term of office of Mayor and Council President and setting salary for full-time Mayor		
12/17/2002	0402	L.L. NO. 9
Amending term of office of City Treasurer		
12/17/2002	0403	L.L. NO.10
Amending number of supervisors and term of office		

MARCH, FRANK; CODE ENFORCEMENT

COMMENTS

Date	Page #	Resolution #
08/20/2002	0195	
Comments regarding anticipated budget shortages		
11/19/2002	0363	
Comments regarding City Budget for 2003		

MASS GATHERING PERMITS

LOCAL LAWS

Date	Page #	Resolution #
07/16/2002	0162	L.L. NO. 4
Mass Gathering Permits		
08/20/2002	0186	L.L. NO. 4
Mass Gathering Permits		
09/05/2002	0203	L.L. NO. 4
Mass Gathering Permits		

MAYOR'S OFFICE

RESOLUTIONS

Date	Page #	Resolution #
01/15/2002	0011	4
Creating the position of Administrative Aide to the Mayor		

MEYER, JUDY; 1ST WARD ALDERMAN

COMMENTS

Date	Page #	Resolution #
01/15/2002	0013	
comments regarding administrative aide position		
03/19/2002	0056	
Comments regarding resolution amending HDC by-laws		
09/17/2002	0281	
Comments regarding Colarusso lease of lands		

NEDWICK, CHRISTOPHER; ALDERMAN

COMMENTS

Date	Page #	Resolution #
01/15/2002	0014	
comments regarding administrative aide position		
02/19/2002	0036	
comments regarding party status with St. Lawrence Cement		
03/19/2002	0054	
comments regarding resolution amending HDC by-laws		
08/20/2002	0198	
Comments regarding lease of land to A. Colarusso		
09/17/2002	0282	
Comments regarding tax foreclosed properties		

NORTH BAY AREA

RESOLUTIONS

Date	Page #	Resolution #
10/15/2002	0326	7
Resolution in support of Arts, Entertainment & Tourism committee further investigating opportunities for the North Bay area		

O'BRIEN, ROBERT; ALDERMAN

COMMENTS

Date	Page #	Resolution #
02/19/2002	0029	
comments regarding assessor's office		
02/19/2002	0035	
comments regarding party status with St. Lawrence Cement		
03/19/2002	0045	
Comments regarding proposed project involving Foster Refrigeration and C.H. Evans Hook & Ladder firehouse		
03/19/2002	0055	
Comments regarding resolution amending HDC by-laws		
04/16/2002	0078	
comments regarding incompatibility of holding two offices		

O'BRIEN, ROBERT; ALDERMAN

COMMENTS

Date	Page #	Resolution #
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08/20/2002	0198	
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09/17/2002	0283	
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ORGANIZATION MEETING

JANUARY 7, 2002

Date	Page #	Resolution #
01/07/2002	0001	
Organization Meeting held January 7, 2002		

PATTISON, KOSKEY AND RATH, PC

CITY AUDIT

Date	Page #	Resolution #
05/21/2002	0096	
Received the 2000 audit report		
12/17/2002	0382	
Received 2001 year end audit report from Pattison, Koskey & Rath, PC for review		

PIERRO, CARMINE; MAYOR'S AIDE

COMMENTS

Date	Page #	Resolution #
03/19/2002	0044	
comments regarding proposed project involving the Foster Refrigeration building and the C.H. Evans Hook & Ladder firehouse		
05/21/2002	0107	
Comments regarding recent increases in assessments		

PLANNING COMMISSION

RESOLUTIONS

Date	Page #	Resolution #
03/19/2002	0046	
Authorizing 2002 Budget Amendment appropriating monies to Planning Commission escrow account for Nextel Project		
11/19/2002	0376	6
Authorizing 2002 Budget Amendment to appropriate balance of funds received from St. Lawrence Cement		

POLICE DEPARTMENT

ABANDONED VEHICLES

Date	Page #	Resolution #
11/19/2002	0372	
Hearing for abandoned vehicles - no one present		

COMMITTEE REPORTS

Date	Page #	Resolution #
02/19/2002	0019	
Discussed security at Bliss Towers and Traffic Enforcement Grant		
03/19/2002	0039	
Discussed NYS Traffic Violation Code, speeding problems, Children at Play signs and a civilian complaint		
04/16/2002	0068	
Discussed bike patrol, surveillience cameras and Neighborhood Watch groups		
05/21/2002	0100	
Discussed Cops In School grant, surveillance camera system, bike patrol and Neighborhood Watch		
06/18/2002	0115	
Discussed grants, selling surplus vehicle and abandoned vehicles		
07/16/2002	0147	
Discussed grants, surveillance camera system, bike patrol and award ceremony		
08/20/2002	0176	
Discussed Block grant, abandoned vehicles, graffiti and Local Law prohibiting bicycles, scooters and skateboards on sidewalks on Warren Street		

O'BRIEN, ROBERT; ALDERMAN

COMMENTS

Date	Page #	Resolution #
05/21/2002	0110	
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08/20/2002	0198	
Comments regarding lease of land to A. Colarusso		
09/17/2002	0283	
Comments regarding Colarusso lease of lands		

ORGANIZATION MEETING

JANUARY 7, 2002

Date	Page #	Resolution #
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PATTISON, KOSKEY AND RATH, PC

CITY AUDIT

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PIERRO, CARMINE; MAYOR'S AIDE

COMMENTS

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05/21/2002	0107	
Comments regarding recent increases in assessments		

PLANNING COMMISSION

RESOLUTIONS

Date	Page #	Resolution #
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POLICE DEPARTMENT

ABANDONED VEHICLES

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COMMITTEE REPORTS

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04/16/2002	0068	
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05/21/2002	0100	
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06/18/2002	0115	
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07/16/2002	0147	
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08/20/2002	0176	
Discussed Block grant, abandoned vehicles, graffiti and Local Law prohibiting bicycles, scooters and skateboards on sidewalks on Warren Street		

CITY OF HUDSON

MINUTES INDEX

01/01/2002 thru 12/31/2002

POLICE DEPARTMENT

COMMITTEE REPORTS

Date	Page #	Resolution #
09/17/2002	0214	
Discussed conditions at Police Station, recent shootings at Bliss Towers, bike patrol and surveillance cameras		
10/15/2002	0307	
Discussed abandoned vehicles, speeding on State Street, graffiti on city buildings, and drug trafficking		
11/19/2002	0367	
Discussed auction of surplus vehicles, abandoned vehicles, Neighborhood Watch, and video surveillance cameras.		
12/17/2002	0383	
Discussed police presence near Bliss Towers, surveillance cameras and ongoing problems with Savoia Bar		

RESOLUTIONS

Date	Page #	Resolution #
02/19/2002	0024	3
Authorizing various transfers within 2001 Police Dept Accounts		
06/18/2002	0119	1
Authorizing sale of 1998 Ford used by Hudson Police Department		
11/19/2002	0373	2
Authorizing transfer within Police Department		
11/19/2002	0377	7
Authorizing sale of surplus police dept vehicles		

PROPERTY

RESOLUTIONS

Date	Page #	Resolution #
06/18/2002	0120	3
Authorizing the Mayor to sign Contract of Sale for the purchase of property on South Front Street		
09/17/2002	0254	10
Conveying tax foreclosure property at 511 Union Street		

PROPERTY

RESOLUTIONS

Date	Page #	Resolution #
09/17/2002	0255	11
Conveying tax foreclosed property at 255-257 Columbia Street		
09/17/2002	0263	12
Conveying 6 tax foreclosed parcels to bidders		
09/20/2002	0287	2
Transferring tax foreclosure properties to Housing Resources of Columbia County		

PUBLIC COMMENT

BRUCE, CLAUDIA; 307 STATE STREET

Date	Page #	Resolution #
09/17/2002	0281	
Comments regarding tax foreclosed properties		

CLARK, CAROLE, 517 WARREN STREET

Date	Page #	Resolution #
09/17/2002	0280	
comments regarding Colarusso lease of lands		

DEPEW, NED; THIRD WARD

Date	Page #	Resolution #
04/16/2002	0078	
comments regarding incompatibility of holding two offices		
04/16/2002	0080	
comments regarding HDC by-law amendments		
08/20/2002	0200	
Comments regarding lease of lands to A. Colarusso		

DOYLE, PATRICK; 110 S. FRONT STREET

Date	Page #	Resolution #
09/17/2002	0279	
Comments regarding Colarusso lease of land		

FLYNN, JOHN

Date	Page #	Resolution #
08/20/2002	0199	

Comments regarding lease of lands to A. Colarusso

GOODWIN, DANIEL; WARREN STREET

Date	Page #	Resolution #
04/16/2002	0078	

comments regarding incompatibility of holding offices

04/17/2002	0084	

comments regarding proposed comprehensive plan

HACK, MARY; 17 UNION STREET

Date	Page #	Resolution #
08/20/2002	0199	

Comments regarding lease of lands to A. Colarusso

HARREL, JACK; EAST ALLEN STREET

Date	Page #	Resolution #
04/16/2002	0079	

comments regarding proposed project involving Foster Refrigeration building and C.H. Evans building

08/20/2002	0199	

Comments regarding lease of land to A. Colarusso

09/17/2002	0280	

Comments regarding Colarusso lease of land

JAMES DINARDI, FOSTER REFRIGERATION

Date	Page #	Resolution #
03/19/2002	0043	

Discussion held regarding proposed project involving the Foster Refrigeration Building and C.H. Evans Hook & Ladder building

L&B MFG CO.

Date	Page #	Resolution #
09/20/2002	0285	

Mark Winthrop spoke regarding L&B 's Bankruptcy

MUSSMAN, LINDA

Date	Page #	Resolution #
08/20/2002	0201	

Comments regarding lease of lands to A. Colarusso

09/17/2002	0281	

Comments regarding tax foreclosed properties

OSTERICK, CAROLE, 209 ALLEN STREET

Date	Page #	Resolution #
05/01/2002	0091	

comments regarding L.L. No. 2 - sale or lease of city-owned real estate

PRATT, SAM; 32 WARREN STREET

Date	Page #	Resolution #
03/19/2002	0044	

Comments regarding the proposed project involving Foster Refrigeration building and C.H. Evans Hook & Ladder firehouse

THURSTON, ELLEN; 335 ALLEN STREET

Date	Page #	Resolution #
04/17/2002	0085	

comments regarding proposed comprehensive plan

05/01/2002	0091	

comments regarding L.L. No. 2 - sale or lease of city-owned property

WALKER, KEVIN; N 5TH STREET

Date	Page #	Resolution #
04/17/2002	0085	

member of Core Committee -comments regarding proposed Comprehensive Plan

PUBLIC HEARING

APRIL 17, 2002

Date	Page #	Resolution #
04/17/2002	0083	

Hearing held on the proposed Comprehensive Plan for the City of Hudson

APRIL 4, 2002

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Public hearing on city budget for year 2003

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Public Hearing held on Local Law Nos. 5 and 6, 2002

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03/19/2002 0043

Discussed water treatment plant design, Children at Play signs, new trolley and Hudson Power Boat Association

04/16/2002 0067

Discussed preliminary plans for the new water treatment plant

05/21/2002 0098

Discussed water treatment plant, Brownsfield grant for Foster Building and art exhibit displayed

06/18/2002 0118

Discussed water treatment plant and rock quarry

07/16/2002 0145

Discussed water filtration plant and weeds growing in alleys

08/20/2002 0179

Discussed water filtration plant, wheelchair easement and grant for waterfront park

09/17/2002 0215

Discussed water filtration plant, Lockwood Bros agreement, Brownfield Grant and agreement with CSX

10/15/2002 0308

Discussed tree trimming, fire exit at 527 Warren Street, transfer of funds, agreement with CSX for land at the end of Water Street and agreement with NYS Dept of Transportation for funds to purchase information kiosks

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Discussed 7th Street Park

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Authorizing the Mayor to sign a continuing agreement with the State of NY providing for annual grant applications for operating assistance for the city's bus system

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10/15/2002	0329	12
Authorizing the City Treasurer to make Budget Amendment receipting funds to be received for CHIPS program and also Multi-Modal Program		
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Amending term of office of City Treasurer

12/17/2002	0403	L.L. NO.10

Amending number of supervisors and term of office

TRANSFER OF MONIES

RESOLUTIONS

Date	Page #	Resolution #
10/15/2002	0312	2

Authorizing budget amendment for expenses incurred for September 2002 Senior Cruise

11/19/2002	0376	6

Authorizing 2002 Budget Amendment to

TRANSFER OF MONIES

RESOLUTIONS

Date	Page #	Resolution #
appropriate balance of funds received from St. Lawrence Cement		
02/19/2002	0028	
comments regarding Assessor's Office		
02/19/2002	0035	
comments regarding party status in reference St. Lawrence Cement		
03/19/2002	0054	
Comments regarding resolution amending HDC by-laws		
04/16/2002	0078	
comments regarding incompatibility of holding two offices		
04/16/2002	0079	
comments regarding proposed project involving Foster Refrigeration building and C.H. Evans firehouse		
05/01/2002	0091	
comments regarding L.L. No. 2 - sale or lease of city-owned real estate		
08/20/2002	0197	
Comments regarding lease of land to A. Colarusso		
09/17/2002	0278	
Comments regarding L&B Mfg Co.		

WARD BOUNDARIES

RESOLUTIONS

Date	Page #	Resolution #
05/21/2002	0102	2
Setting City of Hudson's population by Ward		

WATERFRONT REVITALIZATION

RESOLUTIONS

Date	Page #	Resolution #
06/18/2002	0120	3
Authorizing the Mayor to sign Contract of Sale for the purchase of property on South Front Street		
07/16/2002	0161	4
Authorizing the Mayor to file an application for funds to the NYS Coastal Resources Program		
08/12/2002	0174	1
Authorizing the Mayor to enter into an agreement with the State of New York for a waterfront park and commercial redevelopment grant		
09/17/2002	0221	4
Authorizing contract of sale with Lockwood Bros Inc. for purchase of South Front Street property		
10/15/2002	0316	6
Authorizing the purchase of property on Water Street from CSX		

WEIGHTED VOTE

COMMUNICATIONS

Date	Page #	Resolution #
10/15/2002	0303	
Received report on the City Weighted Vote Reapportionment		

WURSTER, PETER; ALDERMAN

COMMENTS

Date	Page #	Resolution #
03/19/2002	0045	
Discussed proposed project involving Foster Refrigeration building and C.H. Evans Hook & Ladder firehouse		

YOUTH DEPARTMENT

COMMITTEE REPORTS

Date	Page #	Resolution #
02/19/2002	0021	
Discussed youth programs, account clerk position, new vehicle, Boys & Girls Club, and pop warner		
03/19/2002	0040	
Discussed senior citizen cruise, Oakdale Park Project, Account Clerks position, fishing derby, Youth Advisory and Boys & Girls Club agreement		
04/16/2002	0067	
Discussed Oakdale Park project, youth programs and Hudson Little League funding.		
05/21/2002	0098	
Discussed senior cruise and report from Youth Department		
06/18/2002	0116	
Discussed Oakdale Park Project, Summer Programs, Skating Party and Recreation Training Workshop		
07/16/2002	0147	
Discussed Oakdale Park Project, summer programs and activities		
09/17/2002	0217	
Discussed Oakdale Park Project, summer programs and upcoming events		
09/17/2002	0218	
Discussed end of summer reports and upcoming events		
10/15/2002	0309	
Discussed upcoming events and programs and Park Improvement Project		
11/19/2002	0369	
Discussed Youth programs and events, Learn to Ski Program and 32nd Annual Turkey Trot Race		
12/17/2002	0388	
Discussed shortages in Youth Department Accounts		

RESOLUTIONS

Date	Page #	Resolution #
02/19/2002	0030	9
Authorizing various transfers within and to 2001 Youth Dept Accounts		