

**Regular Meeting - City of Port Jervis Common Council :**

A Regular meeting of the City of Port Jervis Common Council was held in the Council Chambers at 20 Hammond Street, Port Jervis, New York on Monday April 11, 2021, at 6:30 p.m.

**Attendance-**

| <b>Regis Foster</b>      | <b>1st Ward</b>            | <b>Absent</b>  |
|--------------------------|----------------------------|----------------|
| <b>Elizabeth Miller</b>  | <b>1st Ward</b>            | <b>Present</b> |
| <b>Maria Mann</b>        | <b>2nd Ward</b>            | <b>Present</b> |
| <b>Misty Fuller</b>      | <b>2nd Ward</b>            | <b>Present</b> |
| <b>Denis Livingston</b>  | <b>3rd Ward</b>            | <b>Present</b> |
| <b>Michael Decker</b>    | <b>3rd Ward</b>            | <b>Present</b> |
| <b>Timothy Simmons</b>   | <b>4th Ward</b>            | <b>Present</b> |
| <b>Melissa Newhauser</b> | <b>4th Ward</b>            | <b>Present</b> |
| <b>Stanley Siegel</b>    | <b>Councilman-At-Large</b> | <b>Present</b> |
| <b>Kelly Decker</b>      | <b>Mayor</b>               | <b>Present</b> |

Also present :

City Clerk-Treasurer Laura Quick, Deputy Clerk-Treasurer Bobbi Jo Muller, and Counsel Stephanie Midler.

Meeting opened at 6:30 pm by Mayor Decker.

**Pledge of Allegiance-**

Kelly Decker led all present in the Pledge of Allegiance to the Flag.

**Public Hearing-** Local Law 4 of 2022 - Remove Pole building Restrictions

Motion to open public hearing by T. Simmons second by D. Livingston

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Public comment is open until next Common Council Meeting on April 25, 2022

**Executive Session-**

A motion was made by D. Livingston seconded by M. Decker to enter into executive session based on Public Officers Law Article 7 105.1h

17 Brooklyn Street, 1 Grandview Ave, Building Permit Extension Request, and Water Bill Fees.

The Council will also seek advice from legal counsel on issues regarding any other attorney client privileged matters as necessary.

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

6:57 pm A motion was made by E. Miller to return from executive session second by M. Decker

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

**Approval of Minutes-**

March 28, 2022, Motion by D. Livingston seconded by E. Miller

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

April 4, 2022, Motion by T. Simmons seconded by M. Fuller

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

**Executive Session Material-**

1 Grandview Avenue - Rescind contract dated 11/1/2021 seller to keep down payment of \$14,000 held in escrow  
 Motion T. Simmons Second D. Livingston  
 AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

1 Grandview Avenue - accept offer of \$25,000  
 Motion T. Simmons Second M. Newhauser  
 AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

**Business-****E. Miller - Police**

Motion to approve Stop DWI Contract 2022-2023 Second by M. Fuller

AYE: 8 Absent: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Motion to approve Two proposed vehicle purchases for the Police department to the lowest price possible Second by M. Fuller

AYE: 8 ASENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

The next police committee meeting April 21, 2022 at 6pm

**E. Miller - ADA -**

The next ADA meeting is June 8, 2022, at 6:30pm

**E. Miller - Finance -**

Motion for to pay the Bills Second M. Fuller

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

The next Finance meeting is on April 20, 2022 at 6pm

**M. Fuller - FEM -**

Motion to approve the a Bi-Law change for Delaware Engine Company No. 2 to move the meeting time from 7:30pm to 7:00pm Second by T. Simmons

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Motion to remove Joseph R. Mills from active membership rolls with regret Second by T. Simmons

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Motion to approve coin toss on the weekends of Memorial day, Independence day, and Labor Day Second by D. Livingston

AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

FEM will meet on met on April 18, 2022 at 6:30pm

**M. Mann - Tourism-**

City Wide Yard sale is Saturday May 7, 2022, from 9am to 4pm

The next Tourism meeting will be on April 13, 2022

**M. Mann - IDA-**

The IDA met on Wednesday March 30, 2022. SkyDyne made a presentation. The next meeting will be on April 18, 2022, at 6pm

**M. Decker -Planning -**

Next meeting is scheduled for April 19, 2022, at 7pm which will be a Public Hearing on Easter Seals Daycare

**M. Decker -Zoning -**

Zoning has not met due to lack of agenda. Next meeting May 3, 2022, at 7pm

#### D. Livingston - DPW-

- Garbage and recycling will be on its normal schedule for the week of April 11<sup>th</sup>. The week of April 18<sup>th</sup> all garbage/recycling will be on its normal Schedule. Paper pickup will be on its normal schedule. 3<sup>rd</sup> ward 4<sup>th</sup> ward papers will be done on regular Schedule days
- The 2022 Garbage schedule is available on the city website at [www.portjervisny.org](http://www.portjervisny.org) or by emailing the DPW office at [dpwclerk@portjervisny.gov](mailto:dpwclerk@portjervisny.gov).
- The leaf pile and brush pit are open
- Every Monday Leaf pickup resume until completed
- St. sweepers started and will continue for the next several weeks
- Continue with maintenance of underpass
- Started in house blacktop (Potholes and ditches)
- Next meeting is on May 2, 2022, at 6 pm

#### D. Livingston - CDA-

Next meeting is on April 27, 2022, at 7pm on Pike Street Youth Center

#### T. Simmons - Code-

The Committee met on April 6, 2022, to consider Local Law 4 - Public meeting is open until documents are received from the county. Discussed creating an Ethic Committee - invitation is extended to the public to come to the next meeting on May 4, 2022, if they are interested.

#### M. Newhauser - Recreation-

Parks update:

1. The Dog Yard is reopened. Please remember to use the dog waste bags and garbage can that are provided for you at the Dog Yard. Also, please remember to be in control of your dog while using the Dog Yard.
2. The Lights at Church St. Park basketball and tennis courts are now turned on. They will shut off at 9 pm.
3. Picnic tables and extra garbage cans have started to be put out.

Youth Center update:

1. The Recreation Room will be closed April 11-18 for Spring Break. The Youth Center Recreation Room is open Monday-Friday from 3 pm- 6 pm when school resumes on April 18.

Upcoming Special Events:

1. Spring Clean-up at Church St. Park on Saturday April 9 from 10 am- 12 pm. Volunteers are needed.
2. Easter Candy Dash for children ages 9 and under also at Church St. Park on Saturday April 16 at 11 am.
3. 28<sup>th</sup> Delaware River 5K Run at Riverside Park on Sunday May 1 at 9 am. Registration for this race is open at [www.delawareriver5krun.com](http://www.delawareriver5krun.com).

Upcoming Field Trips: All trips will be taking a **COACH BUS**.

1. Casino Trip to Mohegan Sun Pocono on Saturday May 7. \$35 per person. 21 and older only. Only 15 seats remain.
  2. Trip to Cooperstown NY and Baseball Hall of Fame on Friday July 8. \$65 per person.
  3. NY Mets baseball game on Friday August 5. \$95 per person. Only 5 seats remain.
- Please contact the Recreation office for more details on our Special Events or to reserve your seat on any of these field trips. Call us at 845-858-4045 or email us at [recreationdirector@portjervisny.gov](mailto:recreationdirector@portjervisny.gov). Don't miss out on these great events!

The next Recreation Commission meeting is schedule for this Wednesday April 20 at 7 pm at the Youth Center.

**S. Siegel - Housing-** The next Housing meeting is scheduled for April 26, 2022

**S. Siegel - Veterans-**

Motion to approve Veterans 2022 parades on 5/30, 11/11, and a Pearl harbor Day service on 12/4/2022  
Second by D. Livingston AYE: 8 NAYS:1 ABSTAIN: 0 CARRIED

Request from VFW 161 to consider eliminating standpipe bill - This request will be taken to the next Code meeting.

**Public Comment-** No public comment

**Mayor Decker-**

Request a motion for a Resolution to Support NYS continuance of Port Jervis Hotel Tax Motion S. Siegel Second T. Simmons  
AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Motion to adjourn at 7:36 pm. Motion M. Mann Second S. Siegel  
AYE: 8 ABSENT: 1 NAYS: 0 ABSTAIN: 0 CARRIED

Next Meeting is scheduled for 6:30 pm on April 25, 2022, in-person in Council Chambers City Hall 20 Hammond Street, Port Jervis, New York.

Respectfully,

Laura Quick

City Clerk Treasurer

# CITY OF PORT JERVIS

P.O. BOX 1002  
20 HAMMOND STREET  
PORT JERVIS, NEW YORK 12771

Regular Common Council Meeting Agenda  
IN-PERSON MEETING ONLY



**Monday, April 11, 2022**

**6:30 pm Regular Session: Pledge of Allegiance**

**Public Hearing: Public Hearing on Local Law 4 of 2022 Remove Pole Building Restrictions**

**Public Comment: 5-minute limit per person**

BASED ON PUBLIC OFFICERS LAW ARTICLE 7

**Executive Session:**

105.1h (x2) –Real Estate – 17 Brooklyn and 1 Grandview Ave  
105.1h (x2) – Building Permit Extension Request and Water Bill fee

**Approval of Minutes:**

March 21, 2022 – Special Common Council Meeting  
March 28, 2022 – Common Council Meeting  
April 4, 2022 – Special Common Council Meeting

**Address Executive Session Material:**

**Business:**

Foster: (POLICE/ADA) -

Proposed two vehicles for Police Department

Motion: Foster; 2<sup>nd</sup>

Miller: (FINANCE) -

TENTATIVE Resolution Community Project (Federal)

Motion: Foster; 2<sup>nd</sup>

Fuller: (FEM) -

Bills to be Paid:

Motion: Miller; 2<sup>nd</sup>

Mann: (TOURISM/IDA)

M. Decker: (PLANNING/ZONING) -

Livingston: (DPW/CDA) -

Simmons: (CODE)

Consideration LL 4 of 2022

Motion: Simmons; 2<sup>nd</sup>;

Newhauser: (RECREATION)

Siegel: (HOUSING) -

**Public Comment: 5-minute limit per person**

Decker -

Resolution to support NYS continuance of Port Jervis  
Hotel Tax

Motion:

;2<sup>nd</sup>;

**Adjournment:**

Motion:

;2<sup>nd</sup>;

CITY OF PORT JERVIS  
PUBLIC HEARING

664

Date 4/11/20 Dept \_\_\_\_\_

Jordan Vandeputte  
Name

Address or Phone Number

Laura Meyer  
Name

Address or Phone Number

4 Lincoln St Port Jervis

Name

Address or Phone Number

Name

Address or Phone Number

Name

Address or Phone Number

Name

Address or Phone Number

Name

Address or Phone Number

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Address or Phone Number

**CITY OF PORT JERVIS**

**INTRODUCTORY LOCAL LAW NO. 4 OF 2022**

**A LOCAL LAW AMENDING SECTION 535-29 OF THE CITY CODE OF THE CITY OF PORT JERVIS, NEW YORK TO PERMIT POLE BUILDINGS AND METAL-PANELED BUILDINGS IN ALL ZONING DISTRICTS WITHIN THE CITY**

Be it enacted by the Common Council of the City of Port Jervis, County of Orange, State of New York, as follows:

**Section 1.** **Statement of Intent**

This Local Law is enacted to amend Port Jervis City Code Chapter 535 in order to remove a restriction on which zoning districts permit pole buildings and metal-paneled buildings. It is the intent of the City of Port Jervis Common Council to permit pole buildings and metal-paneled buildings in all zoning districts so long as said building meets all other specifications and requirements of the City Code and obtains any and all necessary approvals or reviews.

**Section 2.** **Chapter 535, Article VIII Amended**

The City of Port Jervis Code, Section 535-29 is hereby repealed and shall be replaced with the following:

**Section 535-29 Pole buildings and metal-paneled buildings.**

Pole buildings and metal-paneled buildings shall be permitted in all zoning districts in the City so long as said building meets all other specifications and requirements of the City Code or other applicable local, state and/or federal laws, rules or regulations. An applicant for such a building shall further obtain any and all necessary approvals or reviews from or by any government agency, department or body.

**Section 3.** **Separability**

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Common Council of the City of Port Jervis hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

**Section 6.**    **Repeal**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

**Section 7.**    **Effective Date**

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.



Project:

Date:

## *Short Environmental Assessment Form*

### *Part 2 - Impact Assessment*

**Part 2 is to be completed by the Lead Agency.**

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

|   | No, or small impact may occur       | Moderate to large impact may occur |
|---|-------------------------------------|------------------------------------|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 2. Will the proposed action result in a change in the use or intensity of use of land?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 3. Will the proposed action impair the character or quality of the existing community?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?                      | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 7. Will the proposed action impact existing: <ul style="list-style-type: none"> <li>a. public / private water supplies?</li> <li>b. public / private wastewater treatment utilities?</li> </ul> | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |
| 11. Will the proposed action create a hazard to environmental resources or human health?  | <input checked="" type="checkbox"/> | <input type="checkbox"/>           |

PRINT FORM

Project:

Date:

### Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

City of Port Jervis Common Council May 9, 2022

Kelly Decker Mayor Date

Print or Type Name of Responsible Officer in Lead Agency Title of Responsible Officer

Signature of Responsible Officer in Lead Agency Signature of Preparer (if different from Responsible Officer)

**PRINT FORM**

**CITY OF PORT JERVIS**

Accounts Payable

4/11/2022

Council Meeting

|                    |                     |
|--------------------|---------------------|
| 1 General Fund     | \$289,582.56        |
| 2 Water Fund       | \$3,301.71          |
| 3 Sewer Fund       | \$805.55            |
| 4 Capital Fund     | \$1,516.06          |
| 5 Trust and Agency | \$637,247.11        |
|                    | <u>\$932,452.99</u> |
| Total              |                     |

**GENERAL, WATER & SEWER FUNDS**

|  |             |
|--|-------------|
| Legal Shred (Franklin St shredding)            | \$9,947.00  |
| City of Port Jervis (Taxes on Lien Properties) | \$95,083.10 |
| Magna 5 (SpinnerTech)                          | \$9,876.14  |
| Tyler Technologies, Inc.                       | \$83,149.00 |

**CAPITAL FUND**

|                        |          |
|------------------------|----------|
| Berthiaume's Neversink | \$807.55 |
| Home Depot             | \$708.51 |

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2022-0411-022

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PORT JERVIS**  
**Stop DWI 2022-2023**

**WHEREAS**, the City of Port Jervis Common Council is desirous of participating in an annual STOP DWI enforcement wave and

**WHEREAS**, the County of Orange makes available funding for same


**NOW, THEREFORE**, be it resolved that the Common Council of the City of Port Jervis hereby authorizes and delegates the authority to Chief of Police William J. Worden to sign and execute contracts with the County of Orange to accept grant funding and participate in STOP DWI Enforcement deployments through the STOP DWI Program and Expanded Waves administered in 2022-2023.

Motion by *Miller*

Second by: *Fuller*

|                   |                     |        |
|-------------------|---------------------|--------|
| Regis Foster      | 1st Ward            | Absent |
| Elizabeth Miller  | 1st Ward            | AYE    |
| Maria Mann        | 2nd Ward            | AYE    |
| Misty Fuller      | 2nd Ward            | AYE    |
| Denis Livingston  | 3rd Ward            | AYE    |
| Michael Decker    | 3rd Ward            | AYE    |
| Timothy Simmons   | 4th Ward            | AYE    |
| Melissa Newhauser | 4th Ward            | AYE    |
| Stanley B. Siegel | Councilman-At-Large | AYE    |

**DATED: April 11, 2022**

  
City Clerk Treasurer

(Seal)

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PORT JERVIS  
SUPPORT OF NEW YORK STATE SENATE BILL S8860 AND ASSEMBLY BILL A9892 AMENDING NEW YORK  
STATE TAX LAW ARTICLE 29, PART 1 AUTHORIZING THE CITY OF PORT JERVIS TO CONTINUE  
IMPLEMENTING A LOCAL LAW IMPOSING A TAX ON HOTEL ROOM OCCUPANCY**

**WHEREAS**, the Common Council of the City of Port Jervis is of the opinion that it would be beneficial to the economy of the City if a local tax was imposed on hotel room occupancy; and

**WHEREAS**, the Common Council enacted Local Law # 3 of 2021 imposing a local hotel room occupancy tax, which by State Law expires as of September 1, 2022; and

**WHEREAS**, it is necessary to petition the New York State Legislature for a home rule request to authorize local legislation to continue the imposition of a hotel occupancy tax within the City; and

**WHEREAS**, current New York State Senate Bill S8860 and New York State Assembly Bill A9892 have been introduced during the current legislative session which would amend the New York State Tax Law to allow the City to adopt a local law continuing the imposition of the aforesaid hotel tax; and

**WHEREAS**, it is the opinion of the Common Council, that in the interest of fiscal responsibility, it is necessary to support the passage of the pending Senate and Assembly bills and move forward with the enactment of a local law continuing the hotel tax.

**NOW, THEREFORE, IT IS HEREBY RESOLVED**, that the City of Port Jervis Common Council, in its capacity as governing body of the City of Port Jervis, does hereby support and recommend the passage of New York State Senate Bill S8860 and New York State Assembly Bill A9892 amending Chapter 21, Article 1 of the New York State Tax Law to authorize and empower the City of Port Jervis to enact a local law continuing the imposition of a tax on hotel room occupancy; and it is further

**RESOLVED**, that the City Mayor and/or the City Clerk-Treasurer, or their designees, are hereby directed to execute and deliver the appropriate Home Rule Requests to the State Senate and State Assembly and forward certified copies of this Resolution to the New York State Senate, the New York State Assembly and the Office of the Governor of the State of New York.

Motion by **Simmons** Second by: **Siegel**

|                          |                            |            |
|--------------------------|----------------------------|------------|
| <b>Regis Foster</b>      | <b>1st Ward</b>            | <b>Aye</b> |
| <b>Elizabeth Miller</b>  | <b>1st Ward</b>            | <b>Aye</b> |
| <b>Maria Mann</b>        | <b>2nd Ward</b>            | <b>Aye</b> |
| <b>Misty Fuller</b>      | <b>2nd Ward</b>            | <b>Aye</b> |
| <b>Denis Livingston</b>  | <b>3rd Ward</b>            | <b>Aye</b> |
| <b>Michael Decker</b>    | <b>3rd Ward</b>            | <b>Aye</b> |
| <b>Timothy Simmons</b>   | <b>4th Ward</b>            | <b>Aye</b> |
| <b>Melissa Newhauser</b> | <b>4th Ward</b>            | <b>Aye</b> |
| <b>Stanley B. Siegel</b> | <b>Councilman-At-Large</b> | <b>Aye</b> |

**DATED: May 9, 2022**

  
City Clerk Treasurer

**IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE**  
**HOME RULE REQUEST**  
**(Request by a Local Government for Enactment of a Special Law)**

To the Legislature:

Pursuant to Article IX of the Constitution, the City of ..... of ..... of  
Port Jervis ..... requests the enactment of Senate bill (no. S8860),  
(name) ~~Assembly~~ (strike out one)

**An act to amend chapter 368 of the laws of 2020, amending the tax law relating to allowing for the establishment of an occupancy tax in the City of Port Jervis**

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

- The local government does not have the power to enact such legislation by local law.  
 Other facts, as set forth in the following "Explanation" establish such necessity.

**EXPLANATION**

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

- The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)  
 The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

**READ BEFORE SIGNING**

- A If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.  
B If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

**CHIEF EXECUTIVE OFFICER'S SIGNATURE**

(Signed)  .....  
(chief executive officer)

**Kelly B Decker**

(Print or type name below signature)

**Mayor**

(Title of chief executive officer)

Date: May 10, 2022, 20.....

**CLERK'S CERTIFICATION**

I, Laura Quick ..... do hereby certify that I am Clerk of the .....  
(print or type name) (local legislative body)

**Common Council** ..... of the **City** .....  
(county, city, town or village)

of **Port Jervis** ..... and that on the 9<sup>th</sup> day of May .....  
(name) twocornkis

**IMPORTANT: READ INSTRUCTIONS ON REVERSE SIDE**  
**HOME RULE REQUEST**  
**(Request by a Local Government for Enactment of a Special Law)**

To the Legislature:

Pursuant to Article IX of the Constitution, the City of \_\_\_\_\_ of \_\_\_\_\_ of  
**Port Jervis** \_\_\_\_\_ requests the enactment of ~~Senate~~ **Assembly** bill (no. **A9892**),  
(name) (county, city, town or village) (strike out one)

**Extends certain provisions relating to an occupancy tax for hotels and motels in the  
City of Port Jervis**

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

The local government does not have the power to enact such legislation by local law.  
 Other facts, as set forth in the following "Explanation" establish such necessity.

**EXPLANATION**

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)

The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

**READ BEFORE SIGNING**

- A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, *both* the chief executive officer *and* the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.
- B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, *only* the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

**CHIEF EXECUTIVE OFFICER'S SIGNATURE**

(Signed) \_\_\_\_\_  
(Chief executive officer)  
**Kelly B Decker**  
(Print or type name below signature)  
**Mayor**  
(Title of chief executive officer)

Date: May 10, 2022

**CLERK'S CERTIFICATION**

I, Laura Quick \_\_\_\_\_, do hereby certify that I am Clerk of the \_\_\_\_\_  
(print or type name) (local legislative body)  
**Common Council** \_\_\_\_\_ of the City \_\_\_\_\_  
(county, city, town or village)  
of Port Jervis \_\_\_\_\_ and that on the 9<sup>th</sup> day of May \_\_\_\_\_,  
(name)