

**TOWN OF POUGHKEEPSIE
TOWN BOARD MEETING
JULY 11, 2007
TOWN HALL
7:00 P.M.
SUMMARY**

AGENDA ITEMS

RESOLUTIONS PRESENTED IN ORDER ADDRESSED BY TOWN BOARD

ALL TOWN BOARD MEMBERS PRESENT

07:11-01	PUBLIC HEARING (COUNCILMAN FINN)	Rezoning For 85 Taft Avenue MOTION TO TABLE CARRIED	7 – 0
07:11-02	PUBLIC HEARING	Adopt Local Law Entitled “Emergency Management” MOTION TO TABLE CARRIED	7 – 0
07:11-03	PUBLIC HEARING	Adjourn Public Hearings In Regard To Town Comprehensive Plan Amendments, The Zoning Law Amendments & The Subdivision Law Amendments PUBLIC HEARING ADJOURNED TO TOWN BOARD MEETING 07/25/07 CARRIED	7 – 0
07:11-04	PUBLIC HEARING (ATTORNEY MAHAR)	Application For A Variance From The Provisions Of Local Law No. 8 Of 2005 Entitled “Regulating For An Interim Period New Development & Use Of Lands & Building Pending The Revision Of The Town’s Existing Land Use, Zoning And Building Construction Local Laws” For An Application By Developer Of Rose Wood WITHDRAWN FROM AGENDA	

(OVER)

07:11-05	AUTHORIZE (RECREATION DIRECTOR MEYERING)	Hudson Valley Knights Football Cheer & Scholastics To Enter Frank Wells Site To Mow & Trim Facilities MOTION MADE TO WITHDRAW FROM AGENDA CARRIED	7 – 0
07:11-06	AUTHORIZE (COUNCILMAN FINN)	Extend Permission For Route 44 Flea Market At 900 Dutchess Turnpike CARRIED	7 – 0
07:11-07	ACCEPT (ATTORNEY MAHAR)	Sewer Lines & Pump Station Per Agreement With Three Partners Realty In 1989 CARRIED	7 – 0
07:11-08	BID AWARD (SEWER DEPARTMENT)	Sewer Department For Sodium Hypochlorite 15% For The Arlington Sewer Treatment Plant To Jones Chemicals Inc. CARRIED	7 – 0
07:11-09	BID AWARD (SEWER DEPARTMENT)	Sewer Department For Arlington Wastewater Treatment Plant Storage Building A. Storage Building General Construction Bid Award To Darlind Construction CARRIED B. Storage Building Electrical Work Withdrawal & Retention Of Bid Bond And Award Of New Electrical Contract To RLJ Electric Corporation CARRIED	7 – 0 7 – 0
07:11-10	AUTHORIZE (SUPERVISOR MYERS)	Participation In The Dutchess County Emergency Medical Services Mutual Aid Plan On Behalf Of The New Hamburg Ambulance District CARRIED	7 – 0
07:11-11	AUTHORIZE (ATTORNEY MAHAR/ ASSESSOR TABER)	Settlement Of Tax Certiorari For Spring Apartments, LLC CARRIED	7 – 0

(NEXT PAGE)

- 07:11-12 APPROVE
(CLERK
MILLER) Dutchess County Enhanced 911, Department
Of Emergency Response, Proposed Roads
And Lots In The Grand Meadows Subdivision:
1) Continuation of Ray Boulevard – Lots 5
To 11, 20 & 22
2) Proposed Jamil Court – Lots 12 to 19
3) Proposed Alia Court – Lots 1 To 4 & 21
To 24
CARRIED 7 – 0
- 07:11-13 AUTHORIZE
(ATTORNEY
MAHAR) Morris Associates To Perform An
Environmental Review Of Landfill Remediation-
Hudson River Psychiatric Property
**MOTION TO TABLE UNTIL AUGUST 08,
2007 TOWN BOARD MEETING**
CARRIED 7 – 0
- 07:11-14 AUTHORIZE
SUPERVISOR
TO SIGN
(COUNCILMAN
CIFONE) Contract With Bernie Servodio For Music
Performance At Crestwood Park On
Saturday, August 04, 2007
CARRIED 7 – 0
- 07:11-15 AUTHORIZE
SUPERVISOR
TO SIGN
(COUNCILMAN
CIFONE) Contract With Bernie Servodio For Music
Performance At Fairview Park On
Saturday, July 28, 2007
CARRIED 7 – 0
- 07:11-16 AUTHORIZE
(ZONING
ADMINISTRATOR
PIKE) Animal Control Officer – Out Of Title Pay
Rate
CARRIED 7 – 0
- 07:11-17 ACCEPT
(ATTORNEY
MAHAR) Sun-Up Enterprises Maintenance Bond For
Robin Road Improvements
**TABLED PENDING FURTHER DISCUSSION
WITH CONTRACTOR TO AUGUST 08, 2007
TOWN BOARD MEETING**
CARRIED 7 – 0

(OVER)

TOWN BOARD SUMMARY**JULY 11, 2007****PAGE 04**

- | | | | |
|-----------------|--|---|--------------|
| 07:11-18 | AUTHORIZE SUPERVISOR TO SIGN (ENGINEERING) | Central Hudson Street Lighting Authority For Diane Court
CARRIED | 7 – 0 |
| 07:11-19 | EXTEND CONGRATULATIONS (SUPERVISOR MYERS) | To Doloretta A. Neville For Her 100 th Birthday On July 22, 2007
CARRIED | 7 – 0 |
| 07:11-31 | CHANGE OF DATE (ADDED AT MEETING) | Change Of Date Of All Previously Tabled Resolutions At The July 11, 2007 Town Board Meeting From August 01, 2007 To August 08, 2007
CARRIED | 7 – 0 |
| 07:11-20 | SET DATE FOR PUBLIC HEARING (ATTORNEY MAHAR) | Creating Local Law Superceding Section 64 Of Town Law For Lease Term In Excess Of Term Of Current Town Board At August 08, 2007 Town Board Meeting
MOTION TO TABLE UNTIL AUGUST 08, 2007 TOWN BOARD MEETING
CARRIED | 7 – 0 |
| 07:11-21 | ACCEPT (COMPTROLLER EMBERGER) | Irrevocable Letter Of Credit Issued By Federal Home Loan Bank Of Boston
CARRIED | 7 – 0 |
| 07:11-22 | NOTICE OF CLAIM (CLERK MILLER) | David Dworkin V Town For Damage To Automobile Due To Pot Hole Located Near Intersection Of West Cedar & Washington
REFERRED TO LEGAL DEPARTMENT | |
| 07:11-23 | NOTICE OF CLAIM (CLERK MILLER) | Cherry M. Poliquin V Town For Water Damage To Home Due To Drainage From Water In Street
REFERRED TO LEGAL DEPARTMENT | |

(NEXT PAGE)

07:11-24 APPROVAL
OF MINUTES
(CLERK
MILLER)

2006
September: 06, 20, 27
October: 4, 11, 18, 25
November: 1, 8, 15
December: 6, 13, 20

CARRIED

7 – 0

07:11-25 APPROVAL
OF MINUTES
(CLERK
MILLER)

2007
January: 3, 10, 17, 31

CARRIED

7 – 0

07:11-26 NOTIFICATION
(CLERK
MILLER)

Liquor Licenses:

- A. Renewal For Bonefish/Northeast L.P.
D/B/A Bonefish Grill At 2185 South
Road
- B. Renewal For Sanza Pizza Inc D/B/A
Giacomo's Pizza Café At 3 Spackenkill
Road
- C. License For Sodexho Operations, LLC
At Marist College, 290 North Road
- D. Renewal For Antonella's Restaurant At
1830 South Road
- E. Renewal For Taft Avenue Lanes, Inc.
D/B/A Hoe Bowl Bowling Centers At 55
Taft Avenue
- F. Renewal For Banta Properties, Inc.
D/B/A Pizzeria Uno At 842 Main Street
(SEE 07:11 – SC 3)
- G. Renewal For Banta Properties, Inc.
D/B/A Uno Chicago Grill At 1794
South Road

(SEE 07:11 – SC 4)

NOTED BY TOWN BOARD

07:11-27 NOTIFICATION
(CLERK
MILLER)

From Dutchess County Board Of Elections:
Primary Day Will Be Held On **September 18,**
2007 & The **General Election** Will Be Held On
November 06, 2007

NOTED BY TOWN BOARD

(OVER)

- | | | |
|----------|--|---|
| 07:11-28 | NOTIFICATION
(CLERK
MILLER) | Town Of Wappinger
A. Public Hearings On July 18 & July 19,
2007 At Town Hall Regarding Their Draft
Comprehensive Plan & Draft Generic
Environmental Impact Statement (DGEIS)
B. Public Hearing On July 19, 2007 For
Adoption Of A Local Law Regarding
Amendments To Town Code Based Upon Site
Planning Roundtable Discussions
NOTED BY TOWN BOARD |
| 07:11-29 | APPROVAL
(CLERK
MILLER) | "Blast From The Past Rocking Rods" Car Show
Saturday, August 18, 2007 At 9 Mall Plaza,
Sponsored By Puppy Palace On Behalf Of
The Children's Home
CARRIED 7 - 0 |
| 07:11-30 | AUTHORIZE
(ATTORNEY
MAHAR) | Special Consent SC1, SC2, SC3, SC4, SC5,
SC6, SC7, SC8, SC9, SC10, SC11, SC12,
SC13
CARRIED 7 - 0 |
| 07:11-31 | CHANGE OF
DATE
(ADDED AT
MEETING) | Change Of Date Of All Previously Tabled
Resolutions At The July 11, 2007 Town
Board Meeting From August 01, 2007 To
August 08, 2007
(SEE PAGE 04) |

PROPOSED ITEMS FOR CONSIDERATION UPON SPECIAL CONSENT

- | | | |
|-----------|--|---|
| 07:11-SC1 | APPOINTMENT
(ZONING
ADMINSTRATOR
PIKE) | Zoning Department Of Temporary Part Time
Worker Jaclyn Langert
CARRIED 7 - 0 |
| 07:11-SC2 | AUTHORIZE
(THOMAS
MAHAR/
ASSESSOR
TABER) | Settlement Of Tax Certiorari Of Sorboro
Company Regarding Premises Known As
Westside Plaza, 1817 South Road
CARRIED 7 - 0 |

(NEXT PAGE)

07:11-SC3	AUTHORIZE WAIVER (CLERK MILLER)	Waiver Of 30 Day Review For Liquor License Renewal For Banta Properties, Inc., Pizzeria Uno At 842 Main Street CARRIED	7 – 0
07:11-SC4	AUTHORIZE WAIVER (CLERK MILLER)	Waiver Of 30 Day Review for Liquor License Renewal For Banta Properties, Inc., Uno Chicago Grill At 1794 South Road CARRIED	7 – 0
07:11-SC5	REJECT (SEWER/ ENGINEERING)	All Bids For Davis Avenue Wastewater Main Replacement Project CARRIED	7 – 0
07:11-SC6	ACKNOWLEDGE- MENT (SUPERVISOR MYERS)	License Agreement For Use Of The Hudson Heritage Property By United States Of America Army For Military Training 07/16 – 07/26 CARRIED	7 – 0
07:11-SC7	AUTHORIZE SUPERVISOR TO SIGN (SUPERVISOR MYERS)	Application For A Certified Local Government Grant From New York State Office Of Parks, Recreation & Historic Preservation For An Updated Survey Of Town's Historic Resources CARRIED	7 – 0
07:11-SC8	SET DATE FOR SPECIAL MEETING (ATTORNEY MAHAR)	July 18, 2007 At 6:00 P.M. In Town Hall To Conduct A Workshop In Regard To The Proposed Town Comprehensive Plan, Zoning Law & Subdivision Law And Review Comments From DGEIS CARRIED	7 – 0

(OVER)

07:11-SC9 SET DATE FOR SPECIAL MEETING (ATTORNEY MAHAR) July 18, 2007 At 7:00 P.M. In Town Hall To Conduct A Public Hearing In Regard To The Proposed Extension Of A Local Law Regulating For An Interim Period New Development & Use Of Lands & Building Pending The Revision Of The Town's Existing Land Use, Zoning & Building Construction Local Laws

CARRIED 6 – 1

AYE: D. SEMINARA, G. FINN, M. CIFONE, S. KRAKOWER, T. TANCREDI, P. MYERS

NAY: J. BAISLEY

ABSTAIN: -0-

ABSENT: -0-

07:11-SC10 APPOINTMENT (ATTORNEY MAHAR) Senior Account Clerk For Water & Sewer Departments

CARRIED 7 – 0

07:11-SC11 AUTHORIZE INSTALLATION (ATTORNEY MAHAR) Of Balloon In The Shape Of A 20 Foot High Birthday Cake To Celebrate The Chamber Of Commerce 100th Anniversary On The Raia Storage Building On South Road Until July 23, 2007

CARRIED 5 – 2

AYE: D. SEMINARA, G. FINN, M. CIFONE S. KRAKOWER, T. TANCREDI

NAY: J. BAISLEY, P. MYERS

ABSTAIN: -0-

ABSENT: -0-

07:11-SC12 AUTHORIZE (SUPERVISOR MYERS) Release Of Audit Report And Resolution To The Director Of Internal Audit, New York State Office Of Court Administration

CARRIED 7 – 0

07:11-SC13 RETIREMENT (POLICE CHIEF WILKINSON) Police Department Of Detective Robert McCready

ACCEPTED WITH REGRET BY TOWN BOARD

CARRIED 7 – 0

(NEXT PAGE)

EXECUTIVE SESSION

07:11-ES1

To Enter Executive Session To
Consider Following Matters:

- A.. Real Estate Matters To The Extent
That Public Disclosure Of The
Discussion Would Substantially
Affect The Value Of The Property
- B. Confidential Communication Between
Attorney And His Client, The Town Board,
Based On Attorney/Client Privilege

CARRIED

7 – 0

**TOWN BOARD ADJOURNED REGULAR TOWN BOARD MEETING AT
8:55 P.M.**

TOWN BOARD ENTERED EXECUTIVE SESSION AT 9:00 P. M.

TOWN BOARD RETURNED TO REGULAR SESSSION AT 9:25 P. M.

NO ACTION TAKEN IN EXECUTIVE SESSION

TOWN BOARD MEETING CLOSED AT 9:26 P. M.

