

**COMMITTEE OF THE WHOLE MEETING**  
**FEBRUARY 20, 2008**  
**OPENED AT AROUND 8:30 P.M.**  
**SUMMARY**

**AGENDA ITEMS PRESENTED IN ORDER ADDRESSED BY THE TOWN BOARD**

REGARDING 02:13-COW 1, BECAUSE OF A TECHNICAL GLITCH USING THE LAPTOP, SUPERVISOR MYERS SUGGESTED THAT 02:13-COW 2 BE ADDRESSED FIRST.

**THE TOWN BOARD AGREED.**

**02:13-COW2**

**DISCUSSION**

Article IX - Signs

(ATTORNEY MAHAR)

TODD BAYRIGHT AND TODD

LANTHIER, MEMBERS OF THE SIGN COMMITTEE, ADDRESSED THE TOWN BOARD AND STATED THAT THE SIGN COMMITTEE WAS AT THE MEETING TO ANSWER QUESTIONS FROM THE BOARD MEMBERS. SUSAN PIKE, ZONING ADMINISTRATOR, ALSO ANSWERED QUESTIONS FROM THE BOARD AND EXPLAINED VARIOUS ACTIONS OF THE ZONING BOARD. IMPORTANT POINTS DISCUSSED:

- LICENSED SIGN ERECTORS MUST PROVIDE CERTIFICATES OF LIABILITY INSURANCE AND WORKER'S COMPENSATION TO DO JOBS
- NEW ORDINANCE ALLOWS FOR ONE 50 SQUARE FOOT SIGN PER LOT, NOT BUSINESS. 50 SQUARE FOOT SIGN WOULD HAVE A NUMBER OF BUSINESSES DISPLAYED ON IT. COUNCILMAN SEMINARA WAS CONCERNED ABOUT THE INCREASE IN SIGNS.
- IF BUSINESS CLOSES, OWNER IS RESPONSIBLE FOR REMOVAL OF SIGN WITHIN 30 DAYS. OTHERWISE, THE OWNER IS FINED AND ZONING ADMINISTRATOR PIKE CITED THE ZONING FINES.
- REVOLVING MESSAGE SIGNS AND SCROLLING SIGNS ARE NOT ALLOWED IN TOWN. REGAL CINEMA WAS CITED LAST WEEK FOR VIOLATION
- COUNCILMAN KRAKOWER WAS CONCERNED THAT A LARGE, BRIGHT SIGN, SUCH AS THE RAI A SELF STORAGE SIGN ON ROUTE 9, COULD BE DISPLAYED IN A BUSINESS/NEIGHBORHOOD AREA TO THE DETRIMENT OF THE RESIDENTS. (A SIGN MAY REMAIN LIT AS LONG AS A BUSINESS IS OPEN). LATER, THE LARGE BED, BATH AND BEYOND SIGN WAS ALSO DISCUSSED FOR THE SIZE OF THE SIGN. SIGN COMMITTEE WILL INVESTIGATE.

- COUNCILMAN SEMINARA QUESTIONED THE LEGALITY OF INTERMITTENT SIGNS DISPLAYING TIME AND TEMPERATURE. NEWLY ADOPTED ORDINANCE MAKES EXCEPTION FOR THIS TYPE OF SIGN BY ALLOWING BANKS TO DISPLAY THIS TYPE OF SIGN. SIGN COMMITTEE WITH INVESTIGATE.
- COUNCILMAN KRAKOWER SUPPORTED THE PROHIBITING OF POLITICAL SIGNS ON PUBLIC RIGHT-OF-WAYS. IN THE NEWLY ORDINANCE, POLITICAL SIGNS CAN ONLY BE ON PRIVATE PROPERTY.
- COUNCILMAN SEMINARA SUGGESTED AN INCREASE IN THE NUMBER OF POLITICAL SIGNS ALLOWED ON PRIVATE PROPERTY. HE ALSO ASKED ABOUT HOME BASED BUSINESS SIGNS AND ILLUMINATED SIGNS ON PRIVATE PROPERTY. THE COMMITTEE WILL DISCUSS THESE ISSUES.
- COUNCILMAN KRAKOWER DISCUSSED BANNING FREE STANDING ADVERTISING SIGNS ON MOVING VEHICLES, NOT PAINTED ON VEHICLE OR PERMANENTLY ATTACHED. PARKED VEHICLES WITH A FREE STANDING SIGN ARE PROHIBITED. SIGN COMMITTEE WILL CHECK WITH TOWN POLICE ON VEHICLE AND TRAFFIC LAW.
- COUNCILMAN TANCREDI QUESTIONED NON-RESIDENTIAL DECORATING SIGNS THAT WERE EXEMPT FROM ORDINANCE. HE ALSO QUESTIONED WHETHER SIGNS COULD BE DISPLAYED ON ROADS WHILE WORK WAS BEING DONE ON BUSINESS BUILDING. (THE ANSWER WAS "YES".) NO SIGNS ARE ALLOWED TO BE PLACED ON ROOFS.
- COUNCILMAN KRAKOWER ASKED ZONING ADMINISTRATOR PIKE TO EXPLAIN THE STANDARDS FOR OBTAINING A SIGN VARIANCE. ADMINISTRATOR PIKE EXPLAINED THAT THERE WERE TWO VARIANCES; AREA AND USE. IF BUSINESS CREATES ITS OWN HARDSHIP, THEN USE VARIANCE WOULD BE DENIED. STANDARDS GOVERNING AN AREA VARIANCE ARE: IF THE ADVANTAGE TO THE APPLICANT OUTWEIGHTS THE DETRIMENT TO THE COMMUNITY OR IF AN UNDESIREABLE CHANGE WOULD BE PRODUCED IN THE NEIGHBORHOOD.
- JOSEPHINE DAYGER, GENERAL MANAGER OF THE POUGHKEEPSIE PLAZA AND MEMBER OF SIGN COMMITTEE, STATED THAT THE TOWN NEEDED TO GO ON FROM HERE AND THE NEW ORDINANCE SHOULD BE REEVALUATED.

**TOWN BOARD THANKED THE SIGN COMMITTEE FOR ALL THEIR HARD WORK AND DEDICATION.**

**(NEXT PAGE)**

02:13-COW1

DISCUSSION  
(COUNCILMAN

Various Recreation Issues  
RECREATION

DIRECTOR,

TANCREDI)

THOMAS MEYERING,

PRESENTED THE VARIOUS ISSUES, ANSWERED QUESTIONS FROM THE BOARD AND THE AUDIENCE AND HEARD THE COMMENTS FROM THE AUDIENCE.

**A. Use Of Town Property/  
Concession Stands**

DIRECTOR MEYERING WOULD LIKE TO RENEW THE AGREEMENT WITH CRESTWOOD PARK AND START AGREEMENTS WITH RED OAK MILLS, GREENVALE AND FAIRVIEW. A TWO YEAR RENEWABLE AGREEMENT WITH SPORTS GROUPS WOULD BE: (MAIN POINTS)

- SPORTS GROUPS WILL BUILD AND MAINTAIN BUILDING AT NO EXPENSE TO THE TOWN
- PROVIDE FINANCIAL STATEMENT
- MAKE A \$100/YEAR PAYMENT
- PROVIDE INSURANCE, INDEMNIFYING TOWN
- SECURE ANY PERMITS FOR BUILDINGS AND USE

THE TOWN WOULD GRANT A "REVOCABLE LICENSE" FOR BUILDING:

- NOT AN EXCLUSIVE USE OF PARK LAND
- ALL PARK USE TO BE SCHEDULED BY RECREATION DEPARTMENT

**B. Little League Smoking  
Policy ##MOST  
CONTROVERSIAL ISSUE##  
VICKI LUCARINI, RN,**

BSN, AND PROJECT MANAGER FOR SMOKE FREE DUTCHESS, ALSO SPOKE ABOUT THE HAZARDS OF SECOND HAND SMOKE AS IT RELATED TO THE LITTLE LEAGUE SMOKING POLICY.

CITIZEN REQUEST TO BAN ALL SMOKING THE TOWN PARKS ISSUES:

- HEALTH RISK OUTSIDE – MINIMAL
- EXAMPLE TO KIDS DURING YOUTH SPORTS
- NO NYS HEALTH DEPARTMENT REQUIREMENT
- IS A TOWN LAW REALLY NEEDED?
- ENFORCEMENT

(OVER)

**C. Frank Wells Property**

IDENTIFIED AS SITE FOR POTENTIAL PARK

- 1) MORRIS ASSOCIATES DEVELOPED PLAN FOR SITE COSTING \$1,950,000.00 WHICH BOARD AND DIRECTOR MEYERING STATED WAS TOO HIGH A COST TO PAY FOR A NEW PARK
- 2) LIMITATIONS
  - A) PARTIALLY WITHIN 100 YEAR FLOODPLAIN
  - B) WETLAND AREAS
  - C) WELL PROTECTION ZONE
  - D) ARCHEOLOGICAL SITE
  - E) OTHER USES

**D. Program Proposals**

- 1) PRECHOOL AGED
  - A) DISCOVER THE TOWN
  - B) INTRODUCTION TO SPORTS
- 2) ELEMENTARY SCHOOL AGED
  - A) MULTI SPORT CAMP
  - B) BEGINNER FIELD HOCKEY CAMP
  - C) BEGINNER FOOTBALL CAMP
- 3) ADULT
  - A) COED KICKBALL
  - B) WIFFLEBALL
  - C) FLAG FOOTBALL

**D. Erosion Issues At  
Greenvale Park, Rochdale  
Park & Stanley Still Park**

- 1) GREENVALE PARK
  - COCONUT FIBER/COCONUT LOG
  - TREES AND SHRUBS
- 2) ROCHDALE PARK
  - TREE AND SHRUB PLANTING
  - REMOVE STRAINER
  - REROUTE TRAIL
- 3) STANLEY STILL PARK
  - TREE PLANTING
- 4) EROSION SOLUTIONS
  - PLANTING SOURCES
  - VOLUNTEERS

**TOWN BOARD THANKED MR.  
MEYERING FOR HIS  
PRESENTATION**

**(NEXT PAGE)**

02:13-COW3	DISCUSSION (COUNCILMAN BAISLEY)	Conservation Advisory Commission / Tree Ordinance LUCILLE MUROVICH, MEMBER
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THE CONSERVATION ADVISORY COMMISSION, SUGGESTED THAT THIS AGENDA ITEM BE ADDRESSED AT THE COMMITTEE OF THE WHOLE MEETING ON MARCH 12, 2008 DUE TO THE LATENESS OF THE HOUR.

**TOWN BOARD AGREED TO SUGGESTION**

02:13-COW4	PRESENTATION (COUNCILMAN BAISLEY)	Finance Committee JAMES WOJTOWICZ, TOWN COMPTROLLER, GAVE A
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PRESENTATION ON VARIOUS FINANCIAL SUBJECTS.

- 1) THE TOWN'S MOODY'S RATING = Aaa (LAST RATED ON 01/31/2008) THE HIGHEST RATING = AAA (WESTCHESTER).. THE HIGHER THE RATING, THE BETTER INTEREST RATE THE TOWN GETS.
- 2) TOWN REVENUE ANALYSIS: 63% OF REVENUE SOURCE IS REAL PROPERTY TAXES; 11% IS STATE AID-MORTGAGE TAX/AIM (\$2,415,263.76 IN 2007) & 10% IS SALES TAX (\$2,283,248.08 IN 2007). THE OTHER 16% COMES FROM 5 OTHER SOURCES.
- 3) FUND BALANCE (SURPLUS MONIES FROM PREVIOUS YEAR) IS \$2,400,000.00 8.6% OF APPROPRIATIONS
- 4) OUTSTANDING DEBT AS OF 01/31/2008 IS \$38,125,000.00 WITH DEBT CONTINUING TO FALL OFF BECAUSE:
  - IN 2008 TOWN WILL BE MAKING FINAL PAYMENTS ON TWO BOND ISSUES THAT DATE BACK TO THE 1970'S
  - IN 2009 THE TOWN WILL BE MAKING A FINAL PAYMENT ON A BOND ISSUE THAT DATES BACK TO 1969.
  - INTEREST RATES ARE CURRENTLY FAVORABLE AS TOWN CONTINUE ON WITH ROAD IMPROVEMENT PROJECT & FINALIZE SEWER PLANT UPGRADE PROJECT

**COMMITTEE REPORTS**  
**2008**

1. FINANCE \***Baisley**, Krakower, Mahar,  
Tancredi
- COUNCILMAN BAISLEY: NO REPORT**

(OVER)

2. FIRE ADVISORY \***Baisley**, Cifone, Splain  
Fire Officials (Arlington, New  
Hamburg, Fairview)  
**COUNCILMAN BAISLEY: THE COMMITTEE MET AND IS WORKING ON A COUPLE OF ISSUES THAT WILL BE ADDRESSED WHEN WE MEET AGAIN.**
  
3. GOVERNMENT OPERATIONS Cifone, \***Conte**, Krakower, Mahar  
**COUNCILMAN CONTE: LAST WEDNESDAY, DURING THE SNOW/RAIN STORM, I GOT A CALL THAT AT THE TOWN COURT BUILDING THERE WERE A LOT OF LEAKS IN DIFFERENT AREAS. THE NEXT DAY RON CORRADO AND TOM MEYERING MADE A NUMBER OF PATCHES IN THE COURT BUILDING ROOF. THE COMMITTEE WILL KEEP AN EYE ON THE SITUATION.**  
  
**TOM MAHAR, JR., TOWN ATTORNEY: A REPORT WAS MADE IN 2006 THAT INCLUDED THIS SITUATION.**
  
4. LAND USE & PLANNING Conte, Hagstrom, \***Seminara**  
(Including Cell Tower & Comp. Plan) Tancredi  
**COUNCILMAN SEMINARA: NO REPORT**
  
5. PERSONNEL Baisley, \***Cifone**, Conte, Mahar,  
**COUNCILMAN CIFONE: NO REPORT:**
6. RECREATION Baisley, Cifone, Mahar,  
Pfeifer, \***Tancredi**  
**COUNCILMAN TANCREDI: NO REPORT**
  
7. SENIOR CITIZENS Conte, Hagstrom, \***Krakower**,  
Tancredi  
**COUNCILMAN KRAKOWER: NO REPORT**
  
8. TECHNOLOGY & EQUIPMENT Cifone, Hagstrom, \***Krakower**,  
Seminara  
**COUNCILMAN KRAKOWER: NO REPORT**
  
9. WATER, SEWER, HIGHWAY Baisley, Krakower, Mahar,  
(INFRASTRUCTURE) \***Seminara**  
**COUNCILMAN SEMINARA: WE HAD TO CANCEL THE LAST MEETING, THEREFORE, I HAVE NO REPORT.**

**NO EXECUTIVE SESSION**

**TOWN BOARD MEETING CLOSED AT 10:18 P.M.**