

**TOWN OF POUGHKEEPSIE
TOWN BOARD MEETING
APRIL 02, 2008
6:00 P. M.
TOWN HALL
SUMMARY**

**EXECUTIVE SESSION
6:00 P. M.**

COUNCILMAN CONTE AND COUNCILMAN KRAKOWER ABSENT

04:02-ES1. RESOLUTION To Enter Executive Session To Consider Following Matters:
A.. Litigation
B. Confidential Communication Between Attorney And His Client, The Town Board, Based On Attorney/Client Privilege

**ALL ATTORNEYS PRESENT WERE INVITED INTO EXECUTIVE SESSION
TOWN BOARD ADJOURNED TOWN BOARD MEETING AT 6:05 P. M.
TOWN BOARD ENTERED EXECUTIVE SESSION AT 6:06 P. M.
TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 6:59 P. M.
NO ACTION TAKEN FROM EXECUTIVE SESSION**

**TOWN BOARD MEETING
7:00 P.M.**

ALL TOWN BOARD MEMBERS PRESENT

AGENDA

RESOLUTIONS PRESENTED IN ORDER ADDRESSED BY TOWN BOARD

04:02-01 PUBLIC HEARING Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Section 210 – 76, Entitled "Incentives"
(COUNCILMAN SEMINARA)
**PUBLIC HEARING CLOSED
TABLED UNTIL APRIL 09, 2008
SPECIAL TOWN BOARD MEETING
CARRIED 7 – 0**

(OVER)

04:02-02 PUBLIC HEARING (COUNCILMAN BAISLEY) Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Article V, Section 210 – 23 E
**PUBLIC HEARING CLOSED
TABLED UNTIL APRIL 09, 2008
SPECIAL TOWN BOARD MEETING
CARRIED 7 – 0**

04:02-22 ADDRESS Resolution 04:02-14 After Public Hearings 04:02-01 & 04:02-02
CARRIED 7 – 0

04:02-14 ACCEPT (POLICE CAPTAIN THOMAS MAURO) Police Department Of Retirement Of Canine Officer Hudson & Transfer Of Ownership Of Canine Officer Hudson To Detective Joseph Chorba
**THE RETIREMENT OF CANINE OFFICER HUDSON WAS ACCEPTED WITH REGRET. HE BARKED HIS APPROVAL OF RETIREMENT TO THE TOWN BOARD AND WILL ENJOY RETIREMENT WITH DETECTIVE CHORBA.
CARRIED 7 – 0**

04:02-03 ADOPTION (ATTORNEY MAHAR) Of Open Space Resolution For Gift Parcel Of Harold & Carole Buchner - Spackenkill Road
CARRIED 7 – 0

04:02-04 DISCUSSION (ATTORNEY MAHAR) Agreement Between Town & Poughkeepsie Business Park To Wit:
1. Declaration & Agreement Of Sanitary Sewer Line, Storm Sewer Line, Rear Utility & Drainage Easement
2. Water Service Agreement
3. Greenway Trail Easement Agreement
4. Stormwater Control Facilities Inspection & Maintenance Easement & Agreement
DEPUTY TOWN ATTORNEY DAVID HAGSTROM STATED THAT HE WOULD NOT RECOMMEND THAT THE TOWN ACCEPT SOME PARTS OF (1), SPECIFICALLY THE MECHANIC'S LIEN AND MAINTAINANCE OF INSURANCE BY THE TOWN. HE THEN

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GAVE HIS PROFESSIONAL OPINION ON ITEMS 2 – 4 AS TO WHETHER THE TOWN SHOULD ACCEPT THEM. RICK MITCHELL, ATTORNEY, REPRESENTING THE OWNERS, DISCUSSED THE ABOVE ISSUES WITH THE TOWN BOARD AND MR. HAGSTROM.

		BOARD REFERRED THE AGREEMENT TO THE APRIL 09, 2008 SPECIAL TOWN BOARD MEETING CARRIED	7 – 0
04:02-05	AUTHORIZE (ATTORNEY MAHAR)	Special Town Board Meeting For April 09, 2008 To Consider Authorizing Supervisor To Sign Agreements Between Town & Poughkeepsie Business Park AMENDED CARRIED	7 – 0
		MAIN RESOLUTION CARRIED	7 – 0
04:02-06	AMEND (ATTORNEY MAHAR)	Resolution 03:19 - #3 Of 2008 CARRIED	7 – 0
04:02-07	WAIVE (ZONING ADMINISTRATOR PIKE)	Noise Ordinance Provisions For A Wedding Reception On 08/09/08 At Vassar Alumni House MOTION DEFEATED	0 – 7
04:02-08	APPROVE (CLERK MILLER)	Naming of Town Roads For 911 Purposes Only, For Tamarack Heights Subdivision: Heights Drive, Conifer Court & Balmoral Court CARRIED	7 – 0
04:02-09	AUTHORIZE (SOFTWARE SUPPORT ANALYST FINK)	Sale Or Donation Of Surplus Computers From Town Legal Department AMENDED CARRIED	7 – 0
		MAIN RESOLUTION CARRIED	7 – 0

(OVER)

- 04:02-10 RESIGNATION (MANAGING OPERATOR CACCHIO) Water Department Of Brian Kennedy
ACCEPTED WITH REGRET
CARRIED 7 – 0
- 04:02-11 ACCEPT (PLANNER WOJTOWICZ) Certificates Of Participation For Annual NY Planning Federation Conference For Carl Whitehead & Edwin LaPerche
BOARD CONGRATULATED MR. WHITEHEAD AND MR. LA PERCHE ON THEIR DEDICATION TO FURTHER EDUCATION FOR THEIR TERMS ON THE PLANNING BOARD.
CARRIED 7 – 0
- 04:02-12 APPOINTMENT (ASSESSOR TABER) Board Of Assessment Review Of Paul Feeney
TABLED UNTIL MR. FEENEY IS INTERVIEWED BY THE GOVERNMENT OPERATIONS COMMITTEE
CARRIED 7 – 0
- 04:02-13 APPOINTMENT (ASSESSOR TABER) Board Of Assessment Review Of Arnold Schwartz As Non-Voting Member
TABLED UNTIL MR. SCHWARTZ IS INTERVIEWED BY THE GOVERNMENT OPERATIONS COMMITTEE
CARRIED 7 – 0
- 04:02-14 ACCEPT (POLICE CAPTAIN THOMAS MAURO) Police Department Of Retirement Of Canine Officer Hudson & Transfer Of Ownership Of Canine Officer Hudson To Detective Joseph Chorba
(SEE PAGE ONE)
- 04:02-15 AMEND (ATTORNEY MAHAR) Resolution 03:19 - # SC3 Of 2008 For Contract With TECH II For Phone Maintenance Services At Town Hall With Amendment To Provide For A Monthly Protective Maintenance Program
CARRIED 7 – 0

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04:02-16	CONGRATULATIONS (SUPERVISOR MYERS)	From Town To Edward Wilson, Who Will Be 100 Years Of Age On April 21, 2008 TOWN BOARD APPROVED WITH GOOD WISHES & CONGRATULATIONS TO MR. WILSON. CARRIED	7 – 0
04:02-17	AUTHORIZE SUPERVISOR TO SIGN (SUPERVISOR MYERS)	2008 Stop DWI Program Contract CARRIED	7 – 0
04:02-18	ACCEPT (SUPERVISOR MYERS)	Grant From Selective Traffic Enforcement Program CARRIED	7 – 0
04:02-19	BID AWARD (MORRIS ENGINEERING)	Overocker Road Phase 2 Road Improvements To H. B. Wiltse, Inc. CARRIED	7 – 0
04:02-20	NOTIFICATION (CLERK MILLER)	New Liquor License Applications: A. Waiver Of 30 Day Review For Carino Bacio, Corporation D/B/A Pizzeria Bacio Located at 5 – 7 Collegeview Avenue CARRIED B. New Liquor License Application For. Elaine, Inc. D/B/A Gentleman Jim's Restaurant Located At 1112 Dutchess Turnpike NOTED BY TOWN BOARD C. Liquor License Renewal For Quench It Inc. D/B/A Half Time Located At 2290 South Road NOTED BY TOWN BOARD	7 – 0
04:02-21	AUTHORIZE (ATTORNEY MAHAR)	Special Consent Items SC1, SC2, SC3, SC4, SC5 CARRIED	7 – 0

PROPOSED ITEMS FOR CONSIDERATION UPON SPECIAL CONSENT

(OVER)

- 04:02-SC1 AUTHORIZE
SUPEVISOR
TO SIGN
(COMPTROLLER
WOJTOWICZ) Lease Purchase Agreement With Key
Government Finance, Inc. For
Acquisition Of Eight Police
Vehicles At A Monthly Rental Rate
CARRIED 7 – 0
- 04:02-SC2 SET DATE FOR
PUBLIC HEARING
(ATTORNEY MAHAR) Amend Town Code, Chapter 198,
Entitled "Vehicles For Hire", Section
198 – 4.11 Entitled "Fee For Operator's
Permit"
**PUBLIC HEARING AT TOWN BOARD
MEETING ON APRIL 23, 2008
CARRIED 7 – 0**
- 04:04-SC3 NOTICE OF PUBLIC
HEARING
(CLERK MILLER) Public Hearing For Proposed Local Law
By Town Board of Newburgh On April
07, 2008 Amending Chapter 185
Entitled "Zoning", To Establish The
Marina Town Home Overlay Zoning
District
NOTED BY TOWN BOARD
- 04:02-SC4 NOTICE OF CLAIM
(CLERK MILLER) Alessio Antonecchia V Town For
Damage To Automobile By Town Plow
**REFERRED TO THE LEGAL
DEPARTMENT**
- 04:02-SC5 SET DATE FOR
PUBLIC HEARING
(COUNCILMAN
TANCREDI) Amend Town Code, Chapter 195,
Entitled "Vehicle And Traffic",
Section 195 – 37, Schedule II, Entitled
"Speed Limits" For Henmond Boulevard
**PUBLIC HEARING AT TOWN BOARD
MEETING ON APRIL 23, 2008
CARRIED 7 – 0**

NEW BUSINESS

**COUNCILMAN CIFONE THANKED SUPERVISOR MYERS, THE
LEGISLATOR OF THE TOWN AND THE FAIRVIEW CITIZENS FOR THEIR
SUPPORT AND HARD WORK. HE ALSO THANKED THE CITIZENS THAT
CAME TO THE MEETING OF THE FAIRVIEW CITIZENS ON TUESDAY NIGHT**

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AND THE FAIRVIEW CITIZENS THAT WERE IN THE AUDIENCE ON WEDNESDAY NIGHT. NIGHT. THE NEWLY FORMED COMMITTEE OF FAIRVIEW CITIZENS "COMMITTEE OF CONCERNED CITIZENS" WILL BE ADDRESSING SUCH PROBLEMS SUCH AS THOSE ASSOCIATED WITH THE PROPOSED DUTCHESS COMMUNITY COLLEGE DORMS AND VERY HIGH FIRE TAXATION RATE IN THE FAIRVIEW DISTRICT.

MEETING CLOSED AT 8:42 P.M.