

**TOWN OF POUGHKEEPSIE  
TOWN OF POUGHKEEPSIE TOWN HALL  
DECEMBER 02, 2009  
7:00 P. M.  
SUMMARY**

**PRESENT:** Supervisor Myers  
Councilman Baisley  
Councilman Seminara  
Councilman Conte  
Councilman Cifone  
Councilman Krakower  
Councilman Tancredi  
Town Attorney Mahar  
Town Clerk Miller

**SUPERVISOR MYERS ANNOUNCED THAT VERIZON FIOS IS NOW  
BROADCASTING THE TOWN BOARD MEETINGS ON CHANNEL 38**

**COUNCILMAN CIFONE PRESENTED PRESENTS TO COUNCILMAN JON  
JAY BAISLEY (SIX YEARS ON TOWN BOARD) AND COUNCILMAN  
DOMINIC SEMINARA (EIGHT YEARS ON TOWN BOARD) FROM THE TOWN  
BOARD FOR THEIR YEARS OF SERVICE TO THE TOWN. BOTH MEN  
REPLIED THAT THEY WISH ALL THE BOARD MEMBERS THE BEST OF  
LUCK AND WILL MISS WORKING WITH THEM.**

**AGENDA ITEMS**

12:02-01	RETIREMENT (POLICE CHIEF MAURO)	Police Department Of Police Officer Michael Clear <b>ACCEPTED WITH REGRET CARRIED</b> 7 – 0
12:02-02	RETIREMENT (POLICE CHIEF MAURO)	Police Department Of Lieutenant Edward Cox <b>ACCEPTED WITH REGRET CARRIED</b> 7 – 0
12:02-03	APPOINTMENT (POLICE CHIEF MAURO)	Police Department Of Police Officer Wayne D. Ferrine <b>WELCOMED BY THE TOWN BOARD CARRIED</b> 7 – 0

**(OVER)**

12:02-04	ADOPT (POLICE CHIEF MAURO)	Police Department Policy & Procedure For Emergency Response Driving & Vehicle Pursuit Management <b>CARRIED</b>	<b>7 – 0</b>
12:02-05	SET DATE FOR PUBLIC HEARING (PLUMBING INSPECTOR LANIGAN)	Amend Town Plumbing Code, Chapter 154, Entitled “Plumbing”, Section 154-31, Entitled “Homeowner’s Plumbing Permit” <b>PUBLIC HEARING WILL BE HELD AT DECEMBER 16, 2009 TOWN BOARD MEETING CARRIED</b>	<b>7 – 0</b>
12:02-06	SET DATE FOR A PUBLIC HEARING (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON)	Amend Town Code, Chapter 105, Entitled “Fees” <b>PUBLIC HEARING WILL BE HELD AT DECEMBER 16, 2009 TOWN BOARD MEETING CARRIED</b>	<b>7 – 0</b>
12:02-07	SET DATE FOR A PUBLIC HEARING (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON)	Amend Town Code, Chapter 106, Entitled “Fees: Engineering, Legal And Consultant” <b>PUBLIC HEARING WILL BE HELD AT DECEMBER 16, 2009 TOWN BOARD MEETING CARRIED</b>	<b>7 – 0</b>
12:02-08	CALL SPECIAL MEETING (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON)	Wednesday, December 09, 2009 At 7:00 P. M. At Town Hall For: 1. SEQRA & Zoning Amendments 2. Any Other Matters That May Legally Come Before The Board <b>CARRIED</b>	<b>7 – 0</b>

(NEXT PAGE)

- 12:02-09      ACCEPT  
(ATTORNEY MAHAR)      Gift To Town Of 7.5 Acres From Mr. Yung Lee Of Land Located Off Of Lorraine Boulevard & Abutting The Wappinger Creek  
**CARRIED**      **6 – 1**
- AYE:**      **COUNCILMEN BAISLEY, SEMINARA, CONTE, CIFONE, TANCREDI AND SUPERVISOR MYERS**
- NAY:**      **COUNCILMAN KRAKOWER**
- ABSTAIN:**      **-0-**
- ABSENT:**      **-0-**
- 12:02-10      ACCEPT  
(DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON)      Course Certification From The Dutchess County Planning Federation Issued To Richard W. Davison, Marvin Bennett, John T. Weisman & Ed LaPerche For Training Course Entitled "State Environmental Quality Review Act - SEQRA"  
**CARRIED**      **7 – 0**
- 12:02-11      APPROVAL  
(CLERK MILLER)      30<sup>th</sup> Knights Of Columbus Holiday Run On December 05, 2009 Through The Village Of Wappinger Falls & Town of Poughkeepsie Sponsored By The Road Runners Club Of America  
**CARRIED**      **7 – 0**
- 12:02-12      ACCEPT  
(CLERK MILLER)      November 2009 Minutes:  
November 04: Town Board Meeting  
November 13: Special Town Board Meeting  
**CARRIED**      **7 – 0**
- 12:02-13      WAIVER  
(CLERK MILLER)      Original Liquor License Application For Mediterranean Cuisine Of Nazareth, Inc. D/B/A Mediterranean Cuisine Of Nazareth Located At 260 North Road, Unit 1, With Waiver Of 30 Day Waiting Period  
**CARRIED**      **7 – 0**

(OVER)

12:02-14	NOTIFICATION (CLERK MILLER)	Application For On-Premises Liquor License For ARAMARK Educational Services, LLC, For Matthew's Mug Located At 124 Raymond Avenue <b>WITHDRAWN</b>
12:02-15	NOTICE OF CLAIM (CLERK MILLER)	Moulton Paving, LLV V Town For Breach Of Contract; Tortuous Interference With A Contract & Interference With A Prospective Business Advantage <b>REFERRED TO THE LEGAL DEPARTMENT</b>
12:02-16	NOTICE OF CLAIM (CLERK MILLER)	Elgen Associates V. Town For Return Of Expended Escrow <b>WITHDRAWN</b>
12:02-17	AUTHORIZE (ATTORNEY MAHAR)	Special Consent Items SC1 <b>CARRIED</b> <b>7 – 0</b>

**PROPOSED ITEMS FOR CONSIDERATION UPON SPECIAL CONSENT**

12:02-SC1	NOTIFICATION (CLERK MILLER)	Notice Of Public Hearing Of Town Of Marlborough On December 14, 2009 In Marlborough Town Hall In Milton, NY, For Proposed Local Law To Amend Provisions In Chapter 155 "Zoning", Related to Signs <b>NOTED BY TOWN BOARD</b>
-----------	--------------------------------	---

**EXECUTIVE SESSION****(NEXT PAGE)**

12:02-ES1    RESOLUTION                      To Enter Executive Session To  
Consider Following Matters:  
A. Contract Negotiations  
B. Confidential Communication  
    Between Attorney And His Client,  
    The Town Board, Based On  
    Attorney/Client Privilege  
And Be It Further Resolved, There Will  
Be No Action Taken Appropriating  
Money  
**CARRIED                                      7 – 0**

**THE TOWN BOARD INVITED SEAN EAGLETON, SECOND WARD  
COUNCILMAN ELECT, AND JAMES NELSON, ATTORNEY, TO ATTEND  
THE EXECUTIVE SESSION**

**TOWN BOARD MEETING ADJOURNED AT 8:16 P. M.**

**TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:28 P. M.**

**TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 8:50 P. M.**

**NO ACTION TAKEN IN EXECUTIVE SESSION**

**TWO RESOLUTIONS ADDED AFTER EXECUTIVE SESSION**

12:02-PES1    **AUTHORIZE  
SUPERVISOR  
TO SIGN  
(TOWN BOARD)**                      **Remediation Agreement Between The  
Town Of Poughkeepsie & Upstate  
Concrete & Masonry Contracting  
Company, Inc. In Regard To Work On  
Collegeview Avenue  
CARRIED                                      7 – 0**

12:02-PES2    **TOWN BOARD  
AUTHORIZES  
& DIRECTS**                      **Town Attorney To Advise Attorney  
For The Resource Recovery Agency  
That The Tender Of Resolutions  
Purporting To Exercise Its Option  
For Use Of the Town Of  
Poughkeepsie Sewer Services Is  
Hereby Rejected  
CARRIED                                      7 – 0**

**TOWN BOARD MEETING CLOSED AT 8:52 P. M.**