

**MINUTES OF TOWN BOARD MEETING HELD ON  
FEBRUARY 4, 2009 AT 7:00 PM AT TOWN HALL, ONE  
OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

**A Moment of silence was observed for Jay Baisley's mother who passed away this week.**

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

**ABSENT:** Councilman Krakower

**\*NOTE: Attachments pertaining to a particular Town Board Meeting will be found after the minutes of that meeting, which are kept in the official minute books held in Town Clerk's office.**

**Public comments made during a Board Meeting may be heard on the audiotape of that particular meeting, which are kept in the Town Clerk's Office.**

**{ } designates corrections**

**7:00 PM CALL TO ORDER SALUTE THE FLAG**

Town Clerk Miller: This was published in the Poughkeepsie Journal on Saturday, January 24<sup>th</sup> and posted on January 25<sup>th</sup>.

Motion made to suspend the rules for speaking on the public hearing: Supervisor Myers/  
T. Tancredi

**CARRIED: 6-0**

Marlene Galow: Stated she was here to encourage the Board to pass the franchise agreement for Cable Television with Verizon New York, Inc.

Michael Stevia: President of CW Local 1120, and a Verizon employee. He spoke for the passing of the franchise agreement. Verizon supports numerous charities in the Poughkeepsie area and will also provide employment for local people. He is in support of the agreement.

Robert Legacy: Lightning struck his building last year and it took Time Warner four days to come and fix it. When you call Time Warner, you have to call 15 numbers in order to get any service. Verizon was there the next day to fix his computer. He is in support of the agreement.

Bill Lindhart: He is an engineer with Verizon. Thanked Councilman Tancredi for keeping him informed of the events surrounding the agreement. The element of choice is a good thing. He is in support of the agreement.

Roger Connor: Director of Government Relations with Cablevision. Commended Attorney Mahar in his working with Cablevision and Verizon negotiations. Discussed PEG services in comparison with Cablevision and Verizon. Spoke regarding the Cablevision broadcast which was part of the meeting they were in this night at Town Hall. Encouraged the public to vote down the Verizon agreement in favor of Cablevision.

Pamela Richardson: with Gellert and Klein working with Cablevision in scoping out Verizon. Verizon has included in their agreement a 15 year term. No other municipality in Dutchess County has agreed to 15 years. Cablevision has a 10 year agreement. Cablevision will most likely go to the 15 year agreement also. She compared Verizon and Cablevision services.

John Butler: Director for Verizon. Spoke on the reasons to vote for Verizon's agreement. Councilman Seminara wanted to hear Mr. Butler agree to all the commitments that Scott Parr agreed to. Mr. Butler concurred.

Gabriella Stormo: Verizon employee. Thanked Town negotiators on the negotiations between Verizon and Cablevision. Highlighted agreement provisions and fees of Verizon.

Scott Parr: Verizon employee. Asked if there were any questions from the Board and audience. Councilman Seminara asked questions about the broadcasting of the Meetings. Verizon does not provide any equipment; they provide a cash grant for the implementation of equipment. Will there be common right of ways with other franchises. Wants to know if there will be compatible and courteous communications with other franchises. Councilman Cifone asked if the Verizon people could provide help with equipment that may be under the stipend to purchase the equipment. Scott Parr agreed to that.

Roger Connor spoke again in defense of Cablevision. There is a need for an upgrade of equipment when there is a three way split at the expense of the Town of about \$1100 for a filter and amplifier.

Doreen Tignanelli: (inaudible) She wanted to make sure the Channel 22 will have no difficulties in providing the Planning Board, Town Board and Zoning Board meetings. Will that be handled right away with no interruptions in the telecasts?

Howard Cohen: Resident of Town of Wappinger. "Town of Wappinger put in files last spring, about April and I got files in June and the files are very good. However, Verizon files do not offer MS NBC as a Channel and the way it was explained to me, if the incumbent provider is Cablevision, they have an exclusive on MS NBC. I've contacted Mr. Sidenberg's office", he is the CEO of Verizon. They told him the issue would be resolved before the election. Here we are in February, it is still not resolved and when I googled this, and it says that the exclusive with Cablevision is until 2011. "If you're negotiating contracts with Verizon, I would think you might want to address this issue. In my mind, this is a monetary issue and Verizon has to buy from Cablevision a right to use the Cablevision exclusivity and they haven't. Were you aware of that issue?"

Councilman Seminara stated it was his understanding that they can't regulate content on Cablevision providers and Verizon. Councilman Seminara said that the residents may have to watch FOX for a few weeks. Mr. Sidenberg said, "Or a few years."

Supervisor Myers: The Town has absolutely no say over what Channels any video distributor carries. We can't do anything about adding, taking off or changing channels. That is not within our purview at all. If you switch over, you had better check that before you do it.

Pam Richardson Cablevision: "Regarding the administration of the head channels. They said they would comply with State Law and the State Law says that it is an obligation of the Cable provider unless the Town affirmatively agrees to take on the obligation. The contract, as written, affirmatively puts that obligation on the Town. That is Section 5.5. If the intension is not to put it back on the Town, then it is a provision I think the Town may want to consider in the negotiation."

Scott Parr, Verizon: "This is an argument that Cablevision has raised in each of the neighboring communities. Especially, in the Town of Fishkill, suggesting that the wording of Verizon's contract could somehow be twisted, torn and construed to suggest that it meant the Town was taking on the obligations that would require investment in a studio or production facility or the capabilities of having residents come to the Town, provide programming, do programming, produce programming and then offer it through a channel in which the Town administers and manages uniquely and independently. Under the Cable law, the Town always has the right to do that. But, our contract says, if you do that, there are some obligations that go with that. Because, while Verizon

administers the public access channel as a matter of requirement under State Law and while we have provided the Town with the rules and guidelines that we use to do that, which do not obligate the Town in any way or do not involve the Town as a middle person or administrative party to it, if you decide to take it back, you have the right of the law to do so, and if you do that, there are obviously some obligations that go with that. To read the provision in Verizon's contract differently, than some 150 communities before you have read it, and to suggest that it is not appropriately defined in those responsibilities, I think is really a sad effort to create a reason to delay tonight. I certainly hope you will see through it."

Chris Haraghty: He states that he wants a choice. He wants to decide. He hopes the Town will vote for that.

Antonella Santagate: She also states that she wants a choice. "She wants to be able to say, if you can't fix it, hit the road Jack, I'm going next door."

Motion made to resume the rules: Supervisor Myers/M. Cifone

CARRIED: 6-0

Town Attorney Mahar: Before reading the Resolution, I would like just to advise the public that even if this resolution is adopted tonight, Cablevision will not be available until the Verizon is processed through the Public Service Commission for final approval.

Supervisor Myers: Right, don't go ringing the phone off the hook tomorrow morning, I think it will be about a month, I guess. March 12<sup>th</sup> was advised by the Verizon people. So, you won't get it until after March 12<sup>th</sup>.

Councilman Tancredi thanked Cablevision for the job they had done and wanted to stress to them that the public basically wanted the element of choice.

Councilman Seminara stated that the Board always felt that competition was better for the residents and the Council always wanted a level playing field and don't want to favor one or the other and want the residents to choose.

02:04-01 PUBLIC HEARING

Initial Franchise Agreement For  
Cable Television Service with  
Verizon New York, Inc.

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on February 4, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY in regard to the application of Verizon for a Franchise Agreement, does hereby approve said Franchise Agreement and does authorize and direct the Supervisor to sign the same on behalf of the Town of Poughkeepsie.

SO MOVED: J. Baisley/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Cone, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

Scott Parr thanked the Town for the opportunity to serve the Town and their residents.

#### FRANCHISE AGREEMENT ATTACHED TO FINAL BOOK COPY

Motion made to suspend the rules for public speaking on agenda items: Supervisor Myers/M. Cifone

CARRIED: 6-0

Doreen Tignanelli had a question about #10 and the \$4,000 to Tom McNamara. What was the hourly rate.

Supervisor Myers: I don't think he is done with all the work yet, but he has spent several days going over several pieces of equipment and evaluations of them after figuring out what would best work here including sound system.

Town Attorney Mahar: When we were negotiating the PEG Grant cash contribution from Verizon and while we are still negotiating with Time Warner, we were obligated to provide a community need study. We had to show some justification as to why we were asking for this money, so that's why we paid Mr. McNamara to come in and he gave us a report which we used with Verizon and which we just had given to Time Warner as we go on with negotiations. Time Warner has asked for more specificity and we felt we were obligated to do so and asked Mr. McNamara to do it and this is the point where he has to charge us.

Doreen Tignanelli: Ok, where is the Lakeview Plaza Business Park?

Supervisor Myers: The Senior Citizen housing across from Morgan Lake.

Doreen Tignanelli: The amounts for #2 and #3 to be paid to Morris Associates, I assume you ---

Supervisor Myers: (inaudible)

Doreen Tignanelli: Ok, SC 1, are you going to go over any changes and be discussed?

Councilman Tancredi: Since Councilman Krakower is not here tonight and this is in his Ward, could we Table this until the Third Meeting of the month if it is not urgent that we do it tonight?

Neil Wilson: The Special Consent item is a resolution that will authorize the Department to prepare a draft of a supplemental GEIS that would examine the potential impacts related to the Zoning Amendments that we have been discussing with Ginsberg as part of the settlement discussions. We had distributed drafts of those amendments to the Board back in December and we really haven't spent a lot of time going through them. There is an urgency from the Ginsberg side of the table as they would like to see this part of the process move forward. There are several legs of the process to go. The rezoning is one of the critical legs. This is just an authorization to the Department to prepare the supplemental GEIS.

Councilman Seminara: So, we would be authorizing Neil to go out and do some work, but not really specifically approving any specific works and so I think there would be some time for Stephan to get back.

Neil Wilson: It's just a simple resolution for the Department to get back to this Board with a schedule under which we propose to operate. Also, a scoping document that we would go over with the Board which would also have to include an examination of alternatives, as we did for the original rezoning effort. This is just an authorization to go forward.

Motion made to resume the rules: Supervisor Myers/T. Tancredi

CARRIED: 6-0

02:04-02 AUTHORIZE  
SUPERVISOR  
TO SIGN

Morris Associates Engineering  
Agreement For the Arlington  
Treatment Plant Upgrade

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the attached Arlington Sewer Treatment Plant Agreement with Morris Associates providing for additional engineering services in regard to the Arlington Sewer Treatment Plant upgrade for a lump sum fee not to exceed the sum of \$174,000.00 based on itemized vouchers submitted by said engineer.

D. Seminara/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

CONTRACT ATTACHED TO FINAL BOOK COPY

02:04-03 AUTHORIZE  
SUPERVISOR  
TO SIGN

Morris Associates Engineering  
Agreement For the Hudson River  
Psychiatric Center Water District

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the attached contract between the Town of Poughkeepsie and Morris Associates for engineering services in regard to the Hudson River Psychiatric Center Water District for a lump sum of \$117,000.00 and for the inspections required by the agreement in the sum of \$98,000.00 which lump sum fees shall not exceed the stated amounts and shall be based on itemized vouchers.

SO MOVED: J. Conte/M. Cifone

Councilman Seminara: The Water District pays for that, right?

Supervisor Myers: Yes, it's between the Developer and the State, the way the property is divided out.

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte Cifone, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

02:04-04 AUTHORIZE  
SUPERVISOR  
TO SIGN

American Legion Post 1302 Agreement  
For 2009 For Utilization of Premises  
For Recreational Purposes

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement for the year 2009 with the American Legion Post #1302 for the utilization of premises owned by the American Legion Post #1302, which premises shall be used for recreational purposes under the terms and condition set forth in the agreement, a true copy of which is attached hereto and incorporated herein.

SO MOVED: M. Cifone/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

Councilman Cifone: Just want to let people know that we rent this for \$1.00 a year. This is no change from previous years.

AGREEMENT ATTACHED TO FNAL BOOK COPY

02:04-05 SET DATE FOR  
PUBLIC HEARING

Amend Town Code, Chapter 105,  
Entitled "Fees", Section 105-4,  
Entitled "Fee Schedule", A. Chapter  
57, Animals

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 18<sup>th</sup> day of February, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, as and for time, date and place of a public hearing to consider an amendment to Chapter 105, entitled "Fees", specifically Section 105-4, entitled "Fee Schedule", which amendment would be as follows:

AMEND:

A. Chapter 57, Animals.

DELETE: (4) Intake: \$65.00

ADD: (4) Intake: up to \$107.00

DELETE: (6) Board per night \$15.00

ADD: (6) Board per night: \$18.00

AND BE IT FURTHER RESOLVED, that, if adopted, said local law would take effect immediately upon filing with the Secretary of State.

SO MOVED: T. Tancredi/J. Conte

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-06 AUTHORIZE

Amend Resolution 1:14-#16 From  
January 14, 2009 Town Board  
Meeting For Holiday Schedule  
Adjustment for Highway Department

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby amend Resolution 1:14-#16 of 2009 to adjust the holiday schedule for the Highway Department due to its leaf pickup commitments to read Veterans Day, not Columbus Day, as follows:

Veterans Day November 11, 2009 – Change to Thursday, August 6, 2009

AND BE IT FURTHER RESOLVED, that the remaining portions of said resolution remain in full force and effect.

SO MOVED: Supervisor Myers/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-07 AUTHORIZE

Poughkeepsie/Mid-Hudson Babe Ruth

League Parade On April 18, 2009 From  
Kinry Road Elementary School to the  
Red Oaks Mill Baseball Fields

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Domenica Haines on behalf of the Babe Ruth League, to hold its Opening Day Parade on April 18, 2009, which parade route starts at Kinry Road Elementary School to the Red Oaks Mill Baseball Fields; and

WHEREAS, the Town Clerk of the Town of Poughkeepsie is in receipt of a Certificate of Liability Insurance naming the Town of Poughkeepsie as an additional insured; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for said Opening Day Parade to be held on April 18, 2009.

SO MOVED: J. Baisley/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-08 AUTHORIZE  
SUPERVISOR

To Send Letters of Objection to The  
Mobility "Payroll" Tax to Offset the  
Metropolitan Transportation  
Authority Operating Budget  
Deficits

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor, on behalf of the Town of Poughkeepsie, to send letters of objection of the Mobility "Payroll" Tax to offset the Metropolitan Transportation Authority deficits in their operating budget, to Governor David Patterson, Senator Stephen Saland and Assembly Joel Miller.

SO MOVED: D. Seminara/T. Tancredi

Councilman Baisley thought this to be a good idea because we shouldn't have to pick up the bill for someone going down south on the train and being tacked on to the phone bill.

Supervisor Myers said that this is anything but a little hidden tax, but it's a tremendous amount of money that they are asking of the Town, it is .33 of your payroll, which is a lot of money in the Town that she thinks the Town shouldn't have to pay for.

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-09 AUTHORIZE  
SUPERVISOR  
TO SIGN

Contract With Lochner Engineering,  
P.C. To Review Road Designs For  
Hornbeck Road & Sharon Drive

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize and direct the Supervisor to enter into a contract with Lochner Engineering, P.C. pursuant to the recommendation of the Town Engineer for the review

of the Town's road designs for Hornbeck Road and Sharon Drive as required by the grant application; and

BE IT FURTHER RESOLVED, that the cost for the Town for each agreement will be \$21,500.00; and

BE IT FURTHER RESOLVED, that the monies are to come from the respective Ward's share of the current road bond.

SO MOVED: J. Conte/J. Baisley

Councilman Seminara: Jim, is that sufficient to make sure we get that done right? I will have more to say about this later.

Councilman Conte: I have no problem with this going forward, but I would like to be kept up on it.

Jim Wojtowicz, Comptroller: This basically comes out of our road bond, the capital project, H23. Based on recommendations from the Infrastructure Committee, we are breaking this out by Wards and by streets and so we are trying to keep track of itemizing what the expenses go to.

Councilman Conte: I just want to be part of that process.

Councilman Seminara: There was some Federal Grant money that was promised for us a long time ago. It takes a little time for these things to work their way through, but to get this, we have to put (inaudible) through these initial fees to get the grant money.

Supervisor Myers: 2004. We have to jump through way too many hoops to get these moneys.

Neil Wilson, Development Director: The particular contract with Lochnor is for preparation of certain documents because these funds are coming in from the Federal Government and there are certain requirements as to how the documents are prepared, what they consist of including a NEPA Review. (National Environmental Policy Act) so it is much like our SEQRA. Lochner is basically for those services as well as preparing certain parts of the other documents which Morris Associates did not feel they had the staff expertise to prepare them.

Jim Wojtowicz: And when that grant money comes back it will replenish the money expended out of the Capital Fund.

Councilman Seminara: I don't think this particular expense is not reimbursed below, right? There is a piece we have to pay for and they don't reimburse.

Town Attorney Mahar: That's correct.

Councilman Seminara: With each contemplation of grant money, whether Federal or State, I've come to the conclusion it's wrong for yet another reason. I really do not frankly believe in grants any more. The State is spending more money and totally out of budget and yet they are giving away money and the Federal Government is in the same position. The debt is increasing all the time and yet they are giving away money. Some things should be in grants, medical & scientific research, but some time across the line where it gets into pork and it's irresponsible to do this and I don't think we ought to partake of it because we aid in the irresponsibility of it.

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: Councilman Seminara

CARRIED: 5-1

02:04-10 AUTHORIZE

\$4,000 To Thomas McNamara for  
Consultant Services for the Verizon &

Time Warner Franchise Agreements

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the payment to Thomas McNamara the sum of \$4,000.00 for consultation services in regard to the negotiations with Verizon and Time Warner for Franchise Agreements.

SO MOVED: M. Cifone/D. Seminara

Councilmen Baisley: Is there more to come, or is this it?

Supervisor Myers: No.

Councilman Tancredi: Didn't we get a breakdown of how much time he spent?

Town Attorney Mahar: He and Mark Fink worked on providing the community need study and he and Mark, when Time Warner said they need more specificity, they worked on it, gave it to me and I'm giving it to the Board.

Councilman Seminara: Do we know how much time he put in on this?

Councilman Seminara: Ok, on the contingency that he provide a breakdown of hours, let's vote on this and let's authorize this up to \$4,000.00 because \$100 an hour, that's 40 hours, right?

Town Attorney Mahar: Yes.

Motion made to Amend the resolution to read "Not to exceed \$4,000.00 and subject to documentation.": Supervisor Myers/T. Tancredi

ROLL CALL ON AMENDMENT: Ayes: Councilmen Baisley, Seminary, Conte,  
Cifone, Tancredi, and Supervisor Myers  
Nays: None CARRIED: 5-1

ROLL CALL ON RESOLUTION: Ayes: Councilmen Baisley, Cifone, Tancredi, and  
Supervisor Myers  
Nays: Councilman Seminara  
Absent from Room: Councilman Conte CARRIED: 4-0-1

02:04-11 AUTHORIZE Contract With Patterson Specialty I.T.  
SUPERVISOR Solutions, LLC For Computer Consulting  
TO SIGN Services for Town Police Department

TABLED UNTIL FEBRUARY 18, 2009 MEETING

02:04-12 NOTICE OF CLAIM Robert Kverek V. Town & Town Police  
Department for Unlawful Retention of  
Property (Guns)

REFERRED TO LEGAL DEPARTMENT

02:04-13 NOTIFICATION Liquor License Renewal for GKK  
Petroleum, Inc. Located at 340 Violet  
Avenue

NOTED BY TOWN BOARD

02:04-14 AUTHORIZE Contract Proposal Between Town &  
SUPERVISOR Susan Roeller Brown to Provide  
TO SIGN Grant Writing Services Through  
12/31/09

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Contract Proposal between the Town of Poughkeepsie and Susan Roeller Brown to provide grant writing services, which contract will be in effect from January 1, 2009 through December 31, 2009, a copy of which is attached hereto.

SO MOVED: T. Tancredi/M. Cifone

Councilman Cifone praised Susan Roeller Brown as being the best thing that happened for the Town. Mostly every grant she wrote was approved.

Councilman Seminara agreed that Susan was very professional and met every request and was successful, but as pointed out before, he feels the State and Federal Governments have overspent their budgets long ago and everyone is getting into too much debt. We are saddling our children and grand children with these debts we are occurring.

Councilman Tancredi agreed to a certain extent with Dominic, but I differ from Dominic's position in that they didn't give us anything we didn't have to pay, we paid in and we should get something back for it and "If we don't get it, someone else will."

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Tancredi, and Supervisor Myers

Nays: Councilmen Seminara

CARRIED: 5-1

02:04-15 AUTHORIZE SUPERVISOR TO SIGN

Agreement Between Poughkeepsie Dutchess Development, Inc. (Administrator of the Dutchess Empire Zone) & Town for Payment Of 2009 Annual Fee

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an Agreement between the Poughkeepsie Dutchess Development, Inc. (Administrator of the Dutchess Empire Zone) and the Town of Poughkeepsie to provide for, among other things, the payment by the Town of Poughkeepsie of its annual fee for the fiscal year 2009, pursuant to the agreement which is attached hereto.

SO MOVED: T. Tancredi/D. Seminara

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

02:04-16 AUTHORIZE

Retaining Rodney Morrison, P.E. of The LRC Group to Review Application of Lakeview Plaza Business Park

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby retain Rodney Morrison, P.E. of the LRC Group to review the application of Lakeview Plaza Business Park per the attached memo.

SO MOVED: Supervisor Myers/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

MEMO ATTACHED TO FINAL BOOK COPY

02:04-17 AUTHORIZE

Special Consents SC 1, SC 2, SC 3,  
and SC 4

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby grant Special Consent to the following items; to wit:

SC 1 Authorize	Planning Department to prepare DGEIS for Proposed Amendments to Zoning Law & Master Plan Regarding Crown Heights Center
SC 2 Approve	Dutchess-Ulster Heart Walk
SC 3 Notification	Liquor License Renewal Courtyard by Marriott
SC 4 Notification	Public Hearing – Pleasant Valley

AND BE IT FURTHER RESOLVED, that upon the objection of any member of the Town Board, an item may be removed from the list and voted on separately

SO MOVED: J. Baisley/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-SC 1 AUTHORIZE

Planning Department to prepare DGEIS for proposed Amendments to Zoning Law & Master Plan Regarding Crown Heights Center

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize and direct the Town of Poughkeepsie Planning Department to prepare a DGEIS for the proposed amendments to the Town of Poughkeepsie Zoning Law and the Town of Poughkeepsie Master Plan in regard to the Crown Heights Center.

SO MOVED: D. Seminara/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and  
Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-SC 2 APPROVE

Dutchess-Ulster Heart Walk

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by the American Heart Association to hold its

2009 Dutchess-Ulster Heart Walk on Saturday, March 14, 2009 at Vassar College, Raymond Avenue, Town of Poughkeepsie; and

BE IT FURTHER RESOLVED, that a Certificate of Liability Insurance has been filed with the Town Clerk of the Town of Poughkeepsie naming the Town of Poughkeepsie as an additional insured.

SO MOVED: J. Conte/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

02:04-SC 3 NOTIFICATION

Liquor License Renewal  
Courtyard by Marriott

NOTED BY TOWN BOARD

02:04-SC 4 NOTIFICATION

Public Hearing – Pleasant Valley  
To Amend Chapter 98, Entitled  
“Zoning”

NOTED BY TOWN BOARD

Motion made to suspend the rules for public speaking: Supervisor Myers/M. Cifone

CARRIED: 6-0

J. Sevino: The extension of Ireland Drive in which they live is owned by Page and there are several problems. They have no snow or ice removal, no roof removal, bad potholes, Mail is never delivered. UPS has trouble delivering and have left packages for them up the hill in front of a neighbor's garage on the ground, they never see a policeman on the street or patrol. He is appealing to the Board for something to be done with the situation. Page does nothing and they need help. There are 2 house on that section of Ireland Drive, his and one owned by Page. Commercial trucks of Pages go through there. They go through there but the mail truck can't go through.

Councilman Conte: That road is plowed. He uses that road and the road is plowed well. They have repaired those roads in the spring. It wasn't a very good job, however. He's glad you brought it to his attention.

Councilman Cifone: Most people who live on a private road have a maintenance agreement and you pay to have services done and snow removal. Did you contact the other residents to get some kind of a maintenance agreement?

J. Sevino: There are only two people.

Town Attorney Mahar said that the owners would be liable for any accidents happening there due to poor maintenance of the streets in the winter season. He said, “That's an excellent bargaining tool.”

Supervisor Myers: Maybe we can speak to them about that. We will see if there is anything we can think of to be of assistance to you.

Nancy Kverev was wondering if the recreation plans have been done.

Councilman Cifone stated that they are still working on them. He said they are isolating a few things right now as far as the kind of activities that we would be doing and what kind of repairs to the parks they would be doing. But they are getting closer.

Nancy Kverev was still asking for the Police and CSEA contracts.

Supervisor Myers: Police was in December and should be up soon and CSEA has not come through yet.

Nancy Kverev also commended Councilman Seminara on his comments about the grants. She agreed with him.

Doreen Tignanelli asked about a presentation by Jeffery Schreck at the COW Meeting of October 15<sup>th</sup>, and wanted to know if anything has happened from that.

Supervisor Myers said they were going to bring him back because they have not heard from the other outfit and so that is the best deal in town. Also she asked about the woman that came in with Homestead vs. non-homestead parcels and wanted to know if those issues were ever resolved. Was the person on the Board who was involved, was anything ever done about that?

Supervisor Myers: Yes, the corrections were all made. As far as the person on the Board, nothing has been done in that regard that she knew of.

Councilman Seminara stated it's been in the back of his mind and some others and they may discuss it but nothing now he was prepared to speak about now.

Doreen Tignanelli spoke regarding the Spackenkill School District vote coming up and for three weeks there have been signs up on about five telephone poles and she would like to see the signs on the telephone poles removed. She also spoke about bus stops without bus shelters. Particularly near the Locust Grove and Poughkeepsie Cemetery and the people were standing on the lane on Route 9 and the sidewalks were not cleared of snow and some people had to stand on the snow bank also. That's dangerous altogether.

It was decided there was no sidewalks there even though it was a designated bus stop. So there was nothing the Town could do.

Supervisor Myers: There has been a new committee formed regarding the Loop bus routes, etc., maybe we can contact them about it.

Doreen Tignanelli spoke lastly about flooding, tree removal, Wappingers Creek and she said the Dutchess County Airport is planning on removing anywhere from 64 to 91 acres of trees at the Airport along the Wappingers Creek and in the wetlands and wetland buffers because it is obstructing runway vision. They have been talking about this since 1991 so now they are going to act on it. There is a resolution in front of the legislature and they are going to vote on it. I don't know what is going to happen when you remove anywhere from 64 to 91 acres of trees. Maybe someone from the Town should talk to a legislator about this.

Motion made to resume the rules: Supervisor Myers/M. Cifone

CARRIED: 6-0

Motion made to close the Meeting: Supervisor Myers/T. Tancredi

CARRIED: 6-0

MEETING CLOSED AT 9:04 PM

SJM:lkm