

**MINUTES OF TOWN BOARD MEETING
HELD ON
MAY 6, 2009 AT 7:00 PM AT TOWN HALL,
ONE
OVEROCKER ROAD, POUGHKEEPSIE, NEW
YORK**

PRESENT: Supervisor Myers
ABSENT: Councilman Conte
Councilman Baisley — Arrived at 7:11 PM
Councilman Seminara
Councilman Cifone
Councilman Krakower
Councilman Tancredi
Town Attorney Mahar
Town Clerk Miller

***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 the 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**

Supervisor Myers: *We have* some "Awards of Excellence" for some officers I want to now ask to come forward; Officer Chris Hammel, Officer Erin Corbett and Officer Kevin Brady. "At approximately 6:45 AM at the Police Headquarters on March 91 1 got a call from a private residence on Overocker Road where a gentleman was not breathing. Officers Hammel, Corbett and Brady arrived in approximately three minutes. Officer Corbett responded into the home with the

Automatic External Defibrillator. The victim's wife reported that her husband was lying on the upstairs bathroom floor. The responding officers found the male victim unresponsive and not breathing. Officer Corbett applied the AED patch to the victim's chest and waited for it to activate. The AED indicated that a shock was going to be administered and the AED send one shock to the victim. Officers Hammel and Corbett began CPR and started rescue breathing while Officer Brady monitored for signs of a pulse or breathing. After two cycles of CPR, the victim regained a pulse and started to breath on his own. Subsequently he was transported by ambulance to St. Francis Hospital and on March **23rd** (he was released from St. Francis Hospital to the Cardiac Care Unit at Vassar Bros. and on March **27th** he was returned home to his wife and children." I don't think any of us could be any prouder of you than we are today. I have a certificate and they all say pretty much the same thing: "This certificate is awarded to Officer Christopher Hammel for his professional life saving actions on March **19th**, 2009; his quick actions and dedication to duty during a medical emergency resulting in the saving of a man's life. The actions taken reflect most positively on Officer Hammel, (Corbett, and Brady) the Town of Poughkeepsie Police Department and our community, and our thanks to you, Chris, (Kevin Brady, and Erin Corbett). I saved Officer Corbett for last, because not only was officer Corbett involved in the scene I just described, but again on April **13th** at approximately 9: 12 PM, the police received a 9 11 call for a 64 year old female who was not breathing, Officer Corbett arrived in approximately 4 minutes and again she had to use the AED Device, Officer Corbett commenced with CPR and after two cycles of CPR, the victim began breathing. Arlington Fire arrived, she was transported to Vassar Bros. Medical Center and on April 1 **7th** it was determined that because of Erin Corbett this lady is still alive," and so we owe her a double thanks for twice within two months. As a side note, the first victim that was saved happened to be a relative of an employee here at Town Hall.

APPLAUSE

Councilman Seminara: I think the officers have done something tremendous and I think that they should remember that all their lives that that was a great service they rendered to those two individuals and that it's a reflection upon themselves and the whole department and the leadership of the Department.

APPLAUSE

We will suspend the rules in case anyone wishes to speak on the public hearing, but this item will be adjourned until a future date because we did not receive any comments from the County until late this evening and we still have not received any from the Town Planning and the Sign Committee will be meeting again at the request of Mr. Wilson to make some additional changes.

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

CARRIED: 5-0

Victor Gennodie: “At a recent meeting of the Planning Board, they were discussing some of the signs in size, in different buildings and locations throughout the Town and I realized that it doesn’t work because it seems a little unfair and out of balance if you have a large name because now you have to cram it into a small space. Somehow, we have to make it to where it is visible. Some times there has to be a small change in sq. footage to make it feasible.”

Motion made to resume the rules: Supervisor Myers/D. Seminara.

CARRIED: 5-0

Councilman Tancredi indicated that some how we have to move this resolution along.

Town Attorney Mahar: “It was scheduled to be on the Planning Board meeting for tomorrow night and for some reason, it was removed from the agenda, and the County report came in about 3 PM this afternoon,”

05:06-01 PUBLIC HEARING
Proposed Sign Ordinance.

In Regard to

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby adjourn the Public Hearing in regard to the proposed sign Ordinance until an undetermined time, at the request of the Town of Poughkeepsie Planning Board.

SO MOVED: J. Baisley/M. Cifone

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

Nays: None

CARRIED: 6-0

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

CARRIED: 6-0

Victor Gennodi: I would like the time for trucks to start up on Sheafe Road to be at least by 5:30 or 6:00 AM instead of 5:00 AM.

Town Attorney Mahar: The purpose of the resolutions on tonight's schedule are simply to set dates for a hearing. So, if you want to make a change—

Supervisor Myers: So, we can make the change when we get to it.

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

CARRIED: 6-0

Motion made to move Item #4 up to this point in the agenda: M.
Cifone/Supervisor Myers

CARRIED: 6-0

05:06-04 APPOINTMENT
Police Officer

Police Department of

Christopher L Rosa

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Christopher J. Rosa to the position of full time Police Officer under the provisions of Civil Service Law dealing with a resignation reinstatement, at the yearly salary of \$48,572.00, effective May 18, 2009, which appointment is subject to a probationary/period of not less than 26 or more than 52 weeks per Civil Service Law.

SO MOVED: D. Seminara/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-05 ADOPTION

Chapter 168,

Specifically

Disposal”,

required

Amend Town Code,

Entitled “Sewers”,

Article VIII, “Private Waste

Section-168-66-Connection

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held the 22nd day of April, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend Chapter 168 of the Town Code, entitled “Sewers”, specifically Article VIII, “Private Waste Disposal” Section 168-66 — Connection Required, as follows:

ADD:

Properties located outside of a sewer district will be entitled to sewer service if 95% of the property is within the boundaries of a sewer district. In that event the property owner may request permission to be included within the sewer district upon paying the charges as determined at the time of the application, which requirement set forth herein shall be applicable to all Sewer Districts or Sewer Improvement Areas, located in whole or part, within the boundaries of the Town of Poughkeepsie.

AND BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie as Lead Agency does declare said action will not have a significant adverse impact on the environment as a matter of law; and

BE IT FURTHER ENACTED, that said local law shall become effective immediately upon filing with the Secretary of State.

SO MOVED: M. Cifone/S. Krakower

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

Nays: None

CARRIED: 6-0

Motion made to Adjourn Item #3 at a Special Meeting to be held Wednesday May 13th: T. Tancredi/D. Seminara

CARRIED: 6-0

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 22nd day of April, 2009 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend the Town Code, Chapter 2 1 0, entitled "Zoning", specifically Article V, Section 210-22, "Arlington Town Center (ATC) District", which amendment would be as follows:

ADD:

§210-22(G) Main Street Drive-In Overlay District (MSDOD) more fully set forth in the attached document, the application of which may be permitted at the sole discretion of the Town Board as a Zoning Map amendment subject to such additional terms and conditions as the Town Board may require at locations within the Arlington Town Center (ATC) District which meets the specific requirements set forth herein.

BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie does hereby declare itself as Lead Agency and that said action will not have a significant adverse impact on the environment; and

BE IT FURTHER ENACTED, that this Resolution is adopted, notwithstanding a recommendation from the Dutchess County Planning Board not to adopt said amendment; and

BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie does override that recommendation for the following reasons:

1. The minimum lot size, road frontage, and locational requirements of the proposed local law have been carefully drafted to specifically limit the number of parcels that could qualify under its terms; and
2. The application of the overlay district to any one parcel would be a discretionary act on the part of the Town Board to amend the Zoning Map; and
3. The character of the Main Street section of the Arlington Town Center (ATC) District is very different than other parts of the District and currently contains five businesses with drive-thru facilities and an Average Daily Traffic (AADT) volume in excess of 13,000 vehicles. Unlike other parts of the ATC District, Main Street is a major vehicular route into and out of the Town and City of Poughkeepsie, and allowing merchants to develop drive-thru facilities, on a case by case basis, to take advantage of this vehicle volume should speed the redevelopment of underutilized and blighted properties along Main Street; and
4. The proposed amendment is intended to encourage the redevelopment of existing parcels along the busy Main Street section of the ATC District by facilitating drive-thru facilities in those cases where the Town Board, with the recommendation of the Planning Board, deems it in the interest of the Town to allow a drive-thru facility as part of a new or redeveloped commercial use.

The design standards of the proposed local law, together with the existing design standards of the ATC District, will ensure that drive-thru facilities will be designed and implemented so as to minimize their appearance to surrounding properties, limit conflicts with existing pedestrian patterns, and require that the building, parking lot, and access driveway are designed so as to be consistent with development in the ATC District.

BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie does hereby declare itself as lead agency and that said action will not have a significant adverse impact on the environment; and

BE IT FURTHER ENACTED. that said local law shall take effect immediately upon filing with the Secretary of State

ADJOURNED TO MAY **13TH** SPECIAL MEETING

05:06-05 RETIREMENT
Department of Detective

Police

Sergeant Michael

J. O'Dell

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Detective Sergeant Michael J. O'Dell from the Town of Poughkeepsie Police Department, effective May 23, 2009.

SO MOVED: S. Krakower/T. Tancredi

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

Nays: None

CARRIED: 6-0.

Councilmen and Supervisor expressed their appreciation and how much he will be missed because he was a great asset to the force.

05:06-06 RESIGNATION
Eric Soltys As A

Police Officer

Canine Officer

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Police Officer Eric Soltys as a Canine Officer with the Town of Poughkeepsie Police Department, effective April 28, 2009.

SO MOVED: T. Tancredi/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-07 AUTHORIZE	Canine Officer
Agreement Between	
SUPERVISOR	Town & Police
Officer Raymond	
TO SIGN	Marino

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Canine Officer Agreement between the Town of Poughkeepsie and Police Officer Raymond Marino, which agreement is attached hereto.

SO MOVED: Supervisor Myers/M. Cifone

CARRIED: 6-0

Supervisor Myers expressed her approval and admiration for Officer Marino.

AGREEMENT ATTACHED TO FINAL BOOK

COPY

05:06-08 SET DATE FOR	Amend
Local Law, Chapter 195,	
A PUBLIC HEARING	Entitled
“Vehicles & Traffic”	
	Specifically
Section 195-14,	
	Entitled
“Trucks Over Certain	
Excluded”	Weights

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the **20th** day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place for a public hearing to consider an amendment to Chapter 195 of the Town Code, entitled “Vehicle and Traffic”, specifically Article II — “Traffic Regulations”, Section 195- 14 to provide as follows:

Section 195-14. Trucks Over Certain Weights **Excluded**. Vehicles whose **combined gross vehicle weight rating** exceeds the weights indicated herein are hereby excluded from the streets or parts of streets described in Schedule XI (Section 195-46), **attached to and made a part of this chapter**, except for the pickup and delivery of materials on such streets.

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

SO MOVED: J. Baisley/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06-09 SET DATE FOR
Chapter 195, Entitled
A PUBLIC HEARING
Traffic”, Specifically Section
“Schedule XI: Trucks
Weights Excluded”
Sheafe Road

Amend Local Law,
“Vehicles &
195-46A Entitled
Over Certain
Pertaining to

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the **20th** day of May, 2009, at 7:00 PM at the Town Hall, Town of

Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York, to consider an amendment to the Town of Poughkeepsie Code, Chapter 195, **Entitled “Vehicle and Traffic”** to create Section 195-46 (A), entitled “Schedule XI, Trucks Over Certain Weights Excluded”, pertaining to Sheafe Road.

ADD: Section 195-46 (A)

In accordance with the provision of 195-14, “Trucks in Excess of the Weights Indicated”, are hereby excluded from the following streets or parts thereof, which restriction includes a prohibition against the pick up and delivery of material on said streets during the hours set forth herein:

ADD:

Section 195-46(A)

Name of Street	Location	Weight Limit (Ton)
Sheafe Road	Sheafe Road, Route 9 To Intersection of Entrance to Tilcon New York, Inc. also Known as 461 Sheafe Road—From 10:00 PM to {6:00AM} Sunday through Saturday Inclusive	5

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare that

and It is Lead Agency under the New York State Environmental Quality Review Act,

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare that

said action is a Type II Action, pursuant to 6 NYCRR 6175(20) and (27) of the SEQRA regulations and that no further environmental review is required; and

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

So MOVED: D. Seminara/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-10 SET DATE FOR
Law, Chapter 195, Entitled
A PUBLIC HEARING
Traffic”, Specifically Section

“Schedule XVI:

Prohibited Certain Hours” To

Avenue — West Side-

Avenue to College Avenue

Amend Local

“Vehicles &

195-51, Entitled

Parking

Add Raymond

From Fulton

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the **20th** day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled "Vehicle and Traffic", specifically Section 195-51, Schedule XVI entitled "Parking Prohibited at Certain Hours" which amendment would be as follows:

ADD:

Name of Street Side Location	Hours/Days
Raymond Avenue West From Fulton Sunday through Saturday Avenue to College Avenue	Midnight to 6:00 AM

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon filing with the Secretary of State.

So MOVED: M. Cifone/T. Tancredi

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

Nays: None

CARRIED: 6-0

05:06-11 SET DATE FOR
 Law, Chapter 195, Entitled
 A PUBLIC HEARING
 Traffic”, Specifically Section
 “Schedule XIX: Time
 To Repeal Collegeview
 Side — For All Hours
 Avenue to Dead End

Amend Local
 “Vehicles &
 195-54, Entitled
 Limit Parking”
 Avenue — North
 From Raymond

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 20th day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie. One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled “Vehicle and Traffic”, Specifically Section I 95-54, Schedule XIX entitled “Time Limit Parking” which amendment would be as follows:

Name of Street Side <i>Hours/Days</i>	Time Limit	Location
Collegeview Avenue North Raymond Avenue to dead end	All hours	From

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon filing with the Secretary of State.

SO MOVED: S. Krakower/T. Tancredi

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

Nays: None

CARRIED: 6-0

05:06-12 SET DATE FOR
Law, Chapter 195, Entitled
A PUBLIC HEARING
Traffic” Specifically Section

“Schedule XIX: Time

To Add Collegeview

Side — For 2 Hour Limit

Avenue to Fairmont Avenue

Amend Local

“Vehicles &

195-5 Entitled

Limit Parking”

Avenue — North

From Raymond

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does Hereby set the **20th** day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled “Vehicle and Traffic”, specifically Section 1 95-54, Schedule XIX entitled “Time Limit Parking” which amendment would be as follows:

ADD:

Name of Street	Side	Time Limit Hours/Days	Location
Collegeview Avenue Avenue to Fairmont Avenue	North	2 hour limit	From Raymond

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon filing with the Secretary of State.

SO MOVED: T. Tancredi/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-13 SET DATE FOR
Law, Chapter 195 Entitled
A PUBLIC HEARING
Traffic” Specifically Section

“Schedule XXIV:

Parking” To Repeal/Eliminate

Avenue — South Side —

Raymond Avenue (2 Spaces)

West Of Fairmont Avenue

Amend Local

“Vehicles &

1 95-59, Entitled

Handicapped

Collegeview

From East of

& South Side

(2 Spaces)

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the **20th** day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, Entitled “Vehicle and Traffic”, specifically Section 19559, Schedule XXIV entitled “Handicapped Parking” which amendment would be as follows:

REPEAL/ELIMINATE:

Name of Street Location	Side	
Collegeview Avenue Raymond Avenue (2 spaces)	South East	of
Collegeview Avenue Fairmont Avenue (2 spaces)	South West	of

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon filing with the Secretary of State.

SO MOVED: Supervisor Myers/M. Cifone

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

Nays : None

CARRIED: 6-0

<p>05:06-14 SET DATE FOR Chapter 195, Entitled A PUBLIC HEARING Specifically Section “Schedule XXIV: To Add — North Side - First Intersection of Fairmont Avenue</p>	<p>Amend Local Law, “Vehicles & Traffic” 195-59 Entitled Handicapped Parking” Collegeview Avenue Spot West of Avenue & Collegeview</p>
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RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 20th day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled “Vehicle and Traffic”, specifically Section 195-59, Schedule XXIV entitled “Handicapped Parking” which amendment would be as follows:

Location	Name of Street	Side	
	Collegeview Avenue of the intersection of	North	First spot West
	Avenue and Collegeview Avenue		Fairmont

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon filing with the Secretary of State.

SO MOVED: J. Baisley/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06-15 SET DATE FOR
Chapter 195,

Amend Local Law,

A PUBLIC HEARING
Traffic” Specifically

Entitled “Vehicles &

Entitled “Schedule XXIV:

Section 195-59

Handicapped
Parking” To Add
Collegetown

Avenue-South Side-

First Spot West of

Intersection of
Fairmont Avenue &
Collegetown

Avenue

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie does hereby set the 2nd day of May, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled “Vehicle and Traffic”, specifically Section 195-59, Schedule XXIV entitled “Handicapped Parking” which amendment would be as follows:

ADD:

Name of Street Location	Side	
Collegetown Avenue West of the intersection of Avenue and Collegetown	South	First spot Fairmont Avenue

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon

filing with the Secretary of State.

SO MOVED: D. Seminara/T. Tancredi

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

Nays: None

CARRIED: 6-0

05 :06- 1 6 SET DATE FOR
Local Law, Chapter 195,
A PUBLIC HEARING
“Vehicles & Traffic”

Amend

Entitled

Specifically Section 195-59

Entitled

“Schedule XXIV:

“Handicapped Parking” To Add

Collegeview Avenue — North Side-

First Spot

East of Raymond Avenue

WITHDRAWN FROM AGENDA

05:06-17 SET DATE FOR
Local Law Chapter 195,
A PUBLIC HEARING
“Vehicles & Traffic” Specifically

Amend

95-59 Entitled “Schedule

Section 1

Handicapped Parking” To

XXIV:

Add

Collegeview Avenue — South-

First Spot

East of Raymond

Avenue

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie does hereby set the 26th day of May,

2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled "Vehicle and Traffic", specifically Section 195-59, Schedule XXIV entitled "Handicapped Parking" which amendment would be as follows:

ADD:

Name of Street	Side	
Location		
Collegeview Avenue	South	First
spot East of Raymond Avenue		

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself *as* Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an Exempt Action; and

BE IT FURTHER RESOLVED that, if adopted, said local law shall become effective immediately upon

filing with the Secretary of State.

So MOVED: M. Cifone/T. Tancredi

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

Nays: None

CARRIED: 6-0

05:06-18 ACCEPT FOR
Stormwater Annual Report
PUBLIC REVIEW

Draft

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, for public review and comment, the draft Stormwater Annual Report prepared by the Town's consultant, and

BE IT FURTHER RESOLVED, that said report has been filed in the Town Clerk's Office and posted to the

Town's website for review by any interested party, and

BE IT FURTHER RESOLVED, that on May 20, 2009, at the Town Hall, Town of Poughkeepsie, 1

Overocker Road, during a regular meeting of the Town Board public comments will be accepted by said Town Board on said report, and

BE IT FURTHER RESOLVED, that the public comment period will commence on May 7, 2009 and end on May 21, 2009 at 4:00 p.m., and all written or oral comments must be submitted by that date, and

BE IT FURTHER RESOLVED, that the contact person for this report is Eric Hollman, Department of Planning, 1 Overocker Road, Poughkeepsie, New York, whose e-mail is e-hollman (Town of Poughkeepsie-NY, and

BE IT FURTHER RESOLVED, that the Town Clerk is authorized and directed to immediately publish a notice of this public comment opportunity on May 20, 2009,

BE IT FURTHER RESOLVED, the Town Board does direct its consultant to review the comments and prepare for filing the final report which is due June 1, 2009.

SO MOVED: S. Krakower/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Cifone, Krakower,
Tancredi, and Supervisor Myer

Nays: None

CARRIED: 6-0

05:06-19 AUTHORIZE
Current Agreement With
SUPERVISOR
TO SIGN

Amendment to
Grinnell Library

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an amendment to the current agreement with Grinnell Library, which amendment shall provide for a payment of \$50,000 for the year 2009, which has heretofore been made.

SO MOVED: T. Tancredi/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06-20 AUTHORIZE
Consortium Participation
SUPERVISOR
2012
TO SIGN

Urban County
For 2010-

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute all papers necessary to state our intent to continue as a participant in the 2010-2012 Urban County Consortium.

SO MOVED: Supervisor Myers/M. Cifone

Councilman Seminara: Is there a down-side or a cost to this consortium?

Supervisor Myers: No, there is no cost. Every three years you have to renew your intent. That's just a regulation thing. There is no cost or comment, it just gives us the ability to get the grants to those two areas of Town.

Councilman Baisley: Is there an appointed person?

Supervisor Myers: I think Brian Coons is the one in Planning to work on things as they come along.

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Cifone, Krakower,
Tancredi, and Supervisor Myers
Nays: None

CARRIED: 6-0

05:06-21 BID AWARD
Storage Buildings & Liquid

Two Salt

Storage & Dispensing

Melting Agent

Reed Systems, LTD

System To

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby award the contract for "TWO SALT STORAGE BUILDINGS AND LIQUID MELTING AGENT STORAGE AND DISPENSING SYSTEM" to Reed Systems, Ltd., Pursuant b the terms and conditions of the plans as specifications and the bid of the above cited company for the bid price of \$223,300.00, pursuant to the recommendation of the Superintendent of Highways.

SO MOVED: J. Baisley/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-22 BID AWARD
Avenue Sidewalks to Di Corcia

Park

Mason

Contractors

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie
does hereby award the contract for

“PARK AVENUE SIDEWALKS” to, Divorcee Mason Contractors, pursuant to
the terms and conditions of the plans and specifications and the bid of the above
cited company for the bid price of \$34,708.96, pursuant to the recommendation of
the Town Engineer, which monies shall be paid from Chips Account DB
51120202.

SO MOVED: D. Seminara/S. Krakower

Councilman Seminara: We have existing sidewalks on Park Avenue, correct?

Supervisor Myers: Yes.

Councilman Seminara: So with this money, I think we are doing maintenance,
correct?

Councilman Tancredi : We are replacing a section of it.

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

Nays: None

CARRIED: 6-0

05 :06-23 AUTHORIZE
For Industrial Retro Lot 2

Agreements

SUPERVISOR
TO SIGN

Subdivision

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign all papers necessary and proper to effectuate a Stormwater Control Facilities Inspection and Maintenance Easement and Agreement, Shared Utility Facilities Easement and Agreement in regard to Industrial Retro Lot 2 Subdivision located in the Town of Poughkeepsie.

SO MOVED: M. Cifone/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-24 BUDGET
Department For Purchase of
MODIFICATION
Hydrajrit& ESCLD

Water

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby modify the 2009 Budget, pursuant to the attached Budgetary Transfer Request Form submitted by the Comptroller, to allow for the purchase of needed hydrants, as follows:

FROM:

F 8340-0446 Repair & Maintenance — Lines \$10,000.00

TO:

F 8340-0211 Other Equipment \$10,000.00

SO MOVED: S. Krakower/T. Tancredi

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

Nays: None

CARRIED: 6-0

05:06-25 AUTHORIZE
Agreement With Young Explosives

SUPERVISOR
Corporation For Fireworks Exhibition
TO SIGN
Tuesday, June 30, 2009 At

On

Park

Bowdoin

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie
does hereby authorize and direct the

Supervisor to execute an agreement with Young Explosives Corporation for a
fireworks exhibition to be held on Tuesday, June 30, 2009, with a rain date of
Wednesday, July 1 , 2009 at Bowdoin Park, 85 Sheafe Road, Poughkeepsie, NY,
pursuant to the Fireworks Exhibition Agreement attached hereto.

SO MOVED: T. Tancredi/M. Cifone

Town Attorney Mahar: May I suggest that this matter be adjourned to the Special
Meeting on the 13th? We received a letter late this afternoon from the County
Attorney's
Office in regard to certain terms of this agreement.

Motion made to Table this item to the Special Meeting on May 13, 2009:
Supervisor Myers/T. Tancredi

Councilman Seminara: The contract states a \$5,000 cost, which is reasonable for a
fireworks display, but I would just ask that when we bring this back, we make

sure we mention that in the resolution. I just think it is better to put the amount in the resolution for public record. CARRIED: 6-0

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Cifone, Krakower, Tancredi, and Supervisor Myers
Nays: None
CARRIED: 6-0

05 :06-26 AUTHORIZE	Initial
Project Proposal/Final Design	
SUPERVISOR	Report For
the Safe Routes to School	
TO SIGN	Project in
Vicinity of Violet Avenue	
School	Elementary

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor

to execute the Initial Project Proposal/Final Design Report for the Safe Routes to School Project in the vicinity of Violet Avenue Elementary School.

SO MOVED: Supervisor Myers/M. Cifone

Councilman Seminara stated his usual objection of spending Federal Government money for these projects and stated he was voting against it.

ROLL CALL: Ayes: Councilmen Baisley, Cifone, Krakower, Tancredi, and Supervisor Myers
Nays: Councilman Seminara
CARRIED: 5-1

05:06-27 UNSAFE BUILDING
Located at 7 Jones Street

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie does hereby declare a building at 7 Jones Street, Poughkeepsie, NY as an unsafe building; and

WHEREAS, said decision was based upon a report from the Town of Poughkeepsie Sewer Department that the sewer system inside the building was broken and raw sewage was being discharged into the streets and adjacent properties; and

WHEREAS, the owner could not be contacted to make the repairs; and

WHEREAS, it was determined that this constituted a public health violation (see County Health Department letter dated February 6, 2009); and

WHEREAS, the Town Board of the Town of Poughkeepsie does authorize and approve the actions taken by the Town of Poughkeepsie Sewer Department to correct said situation which required numerous visits with Town personnel and Town vehicles to correct the unlawful sewer discharge; and

WHEREAS, the Town Board of the Town of Poughkeepsie does declare such actions as proper in response to a public health safety situation that needed immediate remediation; and

WHEREAS, the Legal Department and Sewer Department made good faith attempts to contact the owner and the lending institution that initiated a foreclosure action against said property; and

WHEREAS, the Town Board of the Town of Poughkeepsie does acknowledge that the owner of the property according to the tax records of the Town of Poughkeepsie is KSP Properties, LLC, 23 Arrowhead Road, Hopewell Junction, NY; and

WHEREAS, the Legal Department did confirm that Cullen and Dykeman, LLP, 1 00 Quentin Roosevelt Blvd., Garden City, NY were the parties in charge of the foreclosure action on behalf of Greenpoint Mortgage Funding, Inc.; and

WHEREAS, the Town Board of the Town of Poughkeepsie does determine that notification was properly sent to said owner and Cullen and Dykeman, LLP by letter dated March 31, 2009; and

WHEREAS, the Town Board of the Town of Poughkeepsie does acknowledge notices sent on March 31, 2009 to KSP Properties and Cullen and Dykeman, LLP indicating that the total amount due for the use of Town of Poughkeepsie manpower and equipment to correct this public health violation was \$3,894.28; and

WHEREAS, said notifications were sent by certified mail return receipt requested; and

WHEREAS, that thirty (30) days has expired since the notices were sent to the above cited individuals; and

WHEREAS, review of the record indicates that neither the owner or the person in charge of the property responded; now therefore

BE IT RESOLVED, that the provisions of the "whereas clauses" are hereby incorporated herein and made a part hereof and constitute the finding of the Town Board;
and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare the owners and their representatives, as their interest may appear, are in default and said charges are now a lien against the property in the sum of \$3,894.28 and the Town Clerk is authorize and directed to file a certified copy of this Resolution with the Receiver of Taxes and Dutchess County Clerks Office which will be filed in the chain of title of said property.

SO MOVED: M. Cifone/S. Krakower

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

Nays: None

CARRIED: 6-0

05 :06-28 AUTHORIZE
Continuation of Police Department
SUPERVISOR
Maintenance Agreement With
TO SIGN
LTD

Copier
Atlas Star,

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a continuation of the existing contract with Atlas Star, LTD. for Copier maintenance in the Town of Poughkeepsie Police Department, for a contract term of May 15, 2009 through May 14, 2010 at a total cost of \$2,945.00.

SO MOVED: J. Baisley/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-29 RESIGNATION
Zoning Board of Appeals

From Town
Of Robert

Jackson

WITHDRAWN FROM AGENDA

05:06-30 APPOINTMENT
Board of Appeals of James

To Zoning
Santoro

WITHDRAWN FROM AGENDA

05 :06-31 APPROVE
Spackenkill Remembrance Walk(For

All Spackenkill Students Who Have
Away) On May 17, 2009 From
AM to 12:00 PM, Which is
Sponsored By The Spackenkill Leo Club

Passed
10:00

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie does hereby approve the FieldTest

submitted by Adam Hammond on behalf of the Spackenkill Leo Club to hold a Spackenkill Remembrance Walk on Sunday, May 17, 2009 from the Spackenkill High School to the Todd Middle School; and

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

SO MOVED: D. Seminara/T. Tancredi

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

Nays: None

CARRIED: 6-0

05 :06-32 AUTHORIZE
Waiver of 30 Day
For Liquor License For
Operations, LLC Located at

Liquor License
Review Period
Sodexo
Marist College

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge receipt of a request from Sodexho Operations, LLC, Marist College, 290 North Road, Poughkeepsie, NY 12601 for a waiver of the 30 day review period for a on premises liquor license; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive the thirty (30) day review period and does authorize and direct the Town Clerk to forward a letter of waiver and consent, pursuant to the attached request.

SO MOVED: S. Krakower/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06-33 APPROVE
From Chabad Lubuvitch

Application

of the Mid
Hudson Valley
to Hold a
Lag_BaOmer
Parade on May
12, 2009 From
Red
Oaks Mill Park
to 63 Vassar
Road

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from

Chabad Lubuvitch of the Mid Hudson Valley to hold a Lag BaOmer Parade on Tuesday, May 12, 2009, which parade route is from the Red Oaks Mill Park to 63 Vassar Road, as outlined on the attached map; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for said parade to be held on May 12, 2009, contingent upon the receipt by the Town of a Certificate of Liability Insurance naming the Town of Poughkeepsie as an additional insured.

SO MOVED: T. Tancredi/S. Krakower

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

Nays: None

CARRIED: 6—0

05:06-34 AUTHORIZE	Contract
With Bill's Toupee Band	
SUPERVISOR	For a
Performance Agreement For	
TO SIGN	Public Park
Concert At Bowdoin	
	Park on
June 30, 2009	

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Performance Contract with The Bill's Toupee Band for a public park concert at Bowdoin Park on June 30, 2009 from 7:00 PM to 8:30 PM.

SO MOVED: Supervisor Myers/S. Krakower

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

Nays: None

CARRIED: 6-0

05:06-35 AUTHORIZE

SUPERVISOR TO SIGN	Contract With Big Blue
Big Band For Performance	

Concert At Bowdoin Park On

Agreement For Public Park

July 7, 2009

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Performance Agreement with Big Blue Big Band for a public park concert at Bowdoin Park on July 7, 2009 from 7:00 PM to 8:30 PM.

SO MOVED: J. Baisley/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06 36 AUTHORIZE

SUPERVISOR
TO SIGN
Rendition For A Performance

Contract With

Public Park Concert At

Agreement For A

July 14,2009

Bowdoin Park On

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of **Poughkeepsie** does hereby authorize **the Supervisor to execute a Performance Contract** with Rendition **for a public** park concert at **Bowdoin Pat on July 14, 2009** from **7:00 PM to 8:30 PM** {at a cost *of* \$500.00.}

SO MOVED: D. Seminara/ T. Tancredi

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

Nays: None

CARRIED: 6-0

05:06-37 NOTIFICATION

License Renewals

Liquor

- A. **Quench It Inc.**
D/B/A Half Time
located at
2290 South Road
- B. **DIA Beverage Corp.**
D/B/A (DIA Beverage
Located at
1444
Route 9D
- C. **Miss Saigon Restaurant**
Located
At 25 LaGrange Avenue

NOTED BY TOWN BOARD

05:06-38 NOTICE OF CLAIM

Dearborn V Town For Damage To

Howard

House

Plumbing

REFERRED TO LEGAL DEPARTMENT

05:06-39 AUTHORIZE

**RESOLUTION
Special Consent SC 1, SC2**

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

Sewer	SC 1 Appointment	Automotive Mechanic —
	SC 2 Notification Liquor License Renewal	Matthew's Mug, Inc.
PM	SC 3 Special Meeting	May 13, 2009 at 7:00
Supervisor Myers		{Motion made by
Councilman		and Seconded by
		Tancredi }

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: M. Cifone/S. Krakower

ROLL CALL: Ayes: councilmen Baisley, Seminara, Cifone, Krakower, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 6-0

05:06-SC 1 APPOINTMENT	Sewer
Department of Automotive	Mechanic
Keith Ballard, Jr. for the	collection

System at the Arlington
Treatment Plant

Sewer

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Keith Ballard, Jr. to the position of Automotive Mechanic for the collection system at the Arlington Sewer Treatment Plant, at the entry level Grade 7, Step 1 hourly rate of \$20.29, effective May 7, 2009, subject to a probationary period of not less than 8 nor more than 26 weeks, per civil Service Law.

SO MOVED: S. Krakower/M. Cifone

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

Nays: None

CARRIED: 6-0

05:06-SC 2 NOTIFICATION

Renewal

Mug, Inc. D/B/A

Mug Located at

College Main Building

Avenue

Liquor License

A . Matthew's

Matthew's

Vassar

124 Raymond

NOTED BY TOWN BOARD

Motion made that for the committee of the Whole Meeting normally scheduled for 7 PM on May 13th will be preceded by a Special Meeting at 7 PM to address the Arlington

Town Center Overlay and any other matters that may come before the Board: Supervisor

Myers/T. Tancredi

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

Nays: None

CARRIED: 6-0

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

CARR
IED: 6-0

Bob Casement: He wanted an explanation on Item SC1 . Auto Mechanic
for the collection System.

Supervisor Myers: It's not really an Auto Mechanic, but that's the title we
have to use at this point in time. It's a mechanic to repair all the
generators out at all the different pump stations. The title will have to
eventually get changed, but we can't do it right at this time.

Victor Gennodi: He asked Councilman Tancredi to check out the
crosswalks by the Juliet Theater, when it rains, it ponds up with about 3
inches of water at that location and in winter, it will be a skating rink.
Supervisor Myers: Several officials of the Town took a walk recently in
that area and have a long list of things that needed to be adjusted. We'll
look at that also, that's the State.

Councilman Krakower: What's with the sidewalks on Collegeview? They
were just done and they are crumbling already? We still have a bond out
on that, don't we?

Supervisor Myers: I believe we do, yes. The contractor was someone from
Albany. We do have their name, however.

Victor Gennodi: I understand there was an incident with alcohol at Chuck
E Cheese recently. There was a family brawl there and a number of police

had to go there. They serve alcohol there while children are playing there. I think maybe alcohol shouldn't be served in that place. Upon checking the national police record, there are more calls to the Chuck E Cheese establishments than any bar or restaurant across the entire USA . Maybe we should pay attention to when their liquor license comes through.

Virginia Buechele: What happens if you don't grant the 30 day waiver?

Councilman Krakower: They have to wait 30 days to get their liquor license.

Town Attorney Mahar: The 30 day waiver section of the Alcoholic Beverage Control Law is to give the Municipality or an interested party in the neighborhood an opportunity to file objections to the issuance of the license.

Virginia Buechele: I think we ought to take a closer look at all of these liquor license renewals and let them wait the 30 days. There are constant calls on the 911 fire district phones about noise and intoxications. She advises that the Town should look into the intoxication problem in the Town.

Doreen Tignanelli: Is the Town Board planning on making any comments as part of the Draft Scoping Document for the Dutton O'Neill Project at the waterfront?

Supervisor Myers: I know that Neil Wilson has sent a letter.

Doreen Tignanelli: When they were here in February and they asked that the Town Board allow the City to be Lead Agency they talked about not short changing the Town's interest. Mr. Cantor gave the example of potentially holding a scoping session in the Town as well as the City and it turns out that a scoping session was only held in the City. The Town has asked for an extension of the public comment period on the scoping document. It's posted on the City website, but not on the Town's.

Councilman Krakower: Have they made any application to our Planning Board yet? Supervisor Myers: Not that I know of. But, until they come in

and make an application for a Zoning change or to the Planning Board for that project, we can't just pull them in front of the Board for a Scoping Session on the property just because they discussed doing something with it. They haven't made any application to the Town for anything, correct?

Town Attorney Mahar: As far as I know they have not. But, I think the speaker is correct, Mr. Cantor represented that we get involved in the process. I think we have to check with Neil Wilson to see what has transpired because I don't know of any application.

Supervisor Myers: We will talk with Neil tomorrow and with Richard, if need be, and find out what the deal is.

Nancy Zverev: I think at the last meeting, this whole Bright Horizons still is not signed. So, there is nothing going on in that until that happens?

Supervisor Myers: We've not received a contract back from them. So, that's the status as to where it is.

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

C
ARRIE
D: 6-0

Supervisor Myers mentioned the MTA bail out proposal and it's eminent passing and so I asked Jim Wojtowicz to figure out how much 34 cents for every hundred dollars of payroll that will be to the Town and that comes out to \$55,300.00 that we will be expected to take out. Our employees do not take the MTA, but we are going to have to kick into this. On the same happy theme, we have received notice and we are trying to negotiate this as we speak, from MVP, they are raising their rates retroactively to compensate for New York State increasing the health insurance surcharges and assessments as part of it's plan to close the State budget deficit and MVP has the authority, evidently, to pass these surcharges on to the Town and it will be between 4% and 8% increase, which will mean somewhere between \$ 1 2,000 and \$1 5 ,000 additional per month. Well, the only other thing I have is a good thing. We had PDC PC this morning and there was extra money from the round run projects and with a little bit of

perseverance, Sheafe Road has been put into round one for at least a good portion of it, 1.6 million dollars at this point in time and possibly there is another project that will not make in round one and we can get some more money. It has been designed in phases so that the 1.6 million will phase in there. You think you are getting ahead a little bit and then it is taken from you.

Town Attorney Mahar:

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby adjourn to Executive Session to consider matters, to wit:

- 1 . Litigation
2. Contract negotiations
- 3 . Personnel issues involving specific individuals which should not be identified at this time

SO MOVED: Supervisor Myers/M. Cifone

CARR
IED: 6-0

INTO EXECUTIVE SESSION AT 8:25 PM

BACK FROM EXECUTIVE SESSION AT 8:54 PM

NO ACTION WAS TAKEN

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

CARR
IED: 6-0

MEETING CLOSED AT 8:55 PM

SJM:1km