

MINUTES OF TOWN BOARD MEETING HELD ON
DECEMBER 16, 2009 AT 7:00 PM AT TOWN HALL,
ONE OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK

PRESENT: Supervisor Myers
Councilman Seminara
Councilman Conte
Councilman Cifone
Councilman Krakower
Councilman Tancredi
Town Attorney Mahar
Deputy Town Clerk Salvatore

ABSENT: Councilman Baisley

*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 is kept in the Town Clerk's Office.

{ } designates corrections

7:00 PM

CALL TO ORDER

SALUTE THE FLAG

Motion made to suspend the rules for public speaking on Public Hearing #1: Supervisor Myers/S. Krakower

CARRIED: 6-0

Victor Gennodi: Are these fees going to be reflected on the kind of service that is going to be done? Sometimes these fees get a little exorbitant on someone doing something very simple to their home. Sometimes it gets outrageous when you think about someone coming in and getting a permit and it costs a couple of hundred dollars for doing a minor alteration to their home. I hope they are not going to get out of hand and get to the point where people are not going to come in and get the permit because it has gotten out of hand and we have a lot of people just going off and doing it. I hope it doesn't keep the people from doing necessary repairs to their home to keep the quality of their houses looking decent in the Town of Poughkeepsie. I just hope it doesn't get out of hand.

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

CARRIED: 7-0

Deputy Town Clerk Salvatore: I do hereby file the affidavit of posting on December 3rd, 2009 and publishing in the Poughkeepsie Journal on December 5th, 2009.

12:16-01 PUBLIC HEARING

Amend Town Code, Chapter 105,
Entitled "Fees", Section 105-4,
Entitled "Fee Schedule"

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 16th day of December, 2009 at 7:0 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend Chapter 105-4 of the Town Code of the Town of Poughkeepsie entitled "Fee Schedule", a copy of which is attached hereto; and

BE IT FURTHER ENACTED, that said Town Board does hereby waive the verbatim reading of the amended local law and does hereby authorize that said amendment be spread across the record as if, in fact, read verbatim; and

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie does hereby declare itself to be Lead Agency under the New York State Environmental Quality Review Act

and does determine that the proposed action set forth herein is a Type II Action and as a matter of law will not require an environmental review; and

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

SO MOVED: D. Seminara/S. Krakower

Councilman Tancredi: I had spoken to Neil Wilson about a couple of issues in here.

Neil Wilson: Yes, the Supervisor and I had spoken last week as well, about some of the changes.

Councilman Tancredi: One of the issues I brought up was the decision of a Stop Work Order or an Order to Remedy, which is something new and I am in favor of, but, this fee schedule has the fee at \$150.00 and I don't think it's enough. Minimum should be at \$250, but I just think if someone gets a Stop Work Order, it should be some kind of a fine that will hurt a little bit. \$150.00 it would just make it worth while to pay the fee and keep on with the work. Also, we discussed in the past, the \$25 for the homeowner's Plumbing Fee to come out, on P3 of Page 6. Then we have these fees for Special Planning Board Meetings for, especially, for an applicant, we have the fee for \$150 for that, but the only problem is, it doesn't even pay the \$35 a head for the full Planning Board, so, I think if you are going to do that, you should at least cover the cost for the Town.

Neil Wilson: Yes, I agree with you on that, you are absolutely right. We are going to increase that to \$250.

Councilman Cifone: Shouldn't the fees for the Engineering Department to be brought in be covered also?

Neil Wilson: I think we've got that covered, this is just covering for the meeting itself.

Councilman Tancredi: The other thing we talked about last week or so, are the fees for replacing windows and so on, that I'm not in favor of. I think that's all I noticed as I looked through this.

Neil Wilson: Sort of sprinkled through the Code, we have a charge back in connection with the Stop Work Order. The current language says "The decision for a Stop Work Order or Order to Remedy." I would delete the "Order to Remedy". The Zoning Administrator routinely sends out Orders to Remedy on any number of things and the idea, of course, is to obtain compliance and she does it quite often where she is not able to immediately contact the land owner to say "Remove an abandoned car", or some other violation, and for the most part, people comply. So, I would delete the Order to Remedy portion of it. The Stop Work Order is the big hammer if someone is already in the process of constructing. I like the escalating fee on that, also. Start at \$150, \$200 for the second \$250 for anything beyond that. What I would propose is to ask the Board to defer action on this version tonight and I will give the Board an updated "red line" with these changes and I would ask the Board to re-advertise, if necessary.

Councilman Seminara: There are a couple of things I would like to bring your attention now, on Page 3, it talks about decks and porches. It says, "Open-\$50 plus 20 cents per square foot and covered and enclosed it says \$50 plus 30 cents per square foot and frankly a deck could easily be 200 sq. feet and that's another \$40 on top of the \$50 and I don't think that's necessary. Basically, for a deck, one of the most important things they do is they come out and measure the depth of the hole for the footings and I think \$50 is enough. So, my recommendation would be, is for the decks, Page 2 and 3, that the Board just leave it at \$50 and not 30 cents or 20 cents and we already talked about the replacement of doors. Also, page 9 #18, the fence permit for \$25, are don't think we need that. A fence, there is no building permit required for a fence. There are Codes that they can only be so high. It's typically not there for public safety that you are trying to keep someone out of a pit or something like that. I don't think you should have to pay \$25 for a permit to put up a fence.

Motion made to Table until next meeting in January: Supervisor Myers/ T. Tancredi

ROLL CALL: Ayes: Councilmen Seminara, Conte, Cifone, Krakower, Tancredi, and

Supervisor Myers
Nays: None

CARRIED: 6-0

TABLED UNTIL NEXT MEETING IN JANUARY

Motion made to suspend the rules for public speaking on Public Hearing #2: Supervisor Myers/
T. Tancredi

CARRIED: 6-0

NO SPEAKERS CAME FORWARD

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

CARRIED: 6-0

Deputy Town Clerk Salvatore: I do hereby file the affidavit of posting on December 3rd. and publishing in the Poughkeepsie Journal on December 5th, 2009.

12:16-02 PUBLIC HEARING

Amend Town Code, Chapter 106,
Entitled "Fees: Engineering, Legal
And Consultant"

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 16th day of December, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY; does hereby amend Chapter 106 of the Town Code of the Town of Poughkeepsie from "Fees: Engineering; Legal and Consultant" to "Review Fees, with additional amendments, a copy of which is attached hereto; and

BE IT FURTHER ENACTED, that said Town Board does hereby waive the verbatim reading of the amended local law and does hereby authorize that said amendment be spread across the record as if, in fact, read verbatim; and

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie does hereby declare itself to be Lead Agency under the New York State Environmental Quality Review Act and does determine that the proposed action set forth herein is a Type II Action and as a matter of law will not require an environmental review; and

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

SO MOVED: J. Conte/M. Cifone

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

Nays: None

CARRIED: 6-0

Motion made to suspend the rules for public speaking on Public Hearing #3: Supervisor Myers/
M. Cifone

CARRIED: 6-0

Victor Gennodi: Is it possible that all of these permits will be posted on Line on Town Web Site so if someone wants to look at it, they can? I think we ought to have a little Town of Poughkeepsie Handbook, also. Put a fee on it, too.

Supervisor Myers: That's a good idea.

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

CARRIED: 6-0

Deputy Town Clerk Salvatore: I do hereby file the affidavit of posting on December 3rd and publishing in the Poughkeepsie Journal on December 5th, 2009.

12:16-03 PUBLIC HEARING

Amend Town Plumbing Code, Chapter 154, Entitled "Plumbing", Section 154-31, Entitled "Homeowner's Plumbing Permit"

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 16th day of December, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend the Town of Poughkeepsie Plumbing Code, Section 154-31, entitled "Homeowner's Plumbing Permit", which amendment is as follows:

AMEND (new material in bold print)

Section 154-31. Homeowner's Plumbing Permit.

- a. The administrative authority is authorized to prepare and administer an examination for any homeowner who seeks a plumbing permit **to perform work within the dwelling** on his or her own property **under the circumstances as described in Section 154-4 of the Town Code, which established the need for the permit.** The purpose of the examination is to enable the administrative authority to assess the capability of the individual to deter abuse of this privilege. The terms of this provision are applicable only to residential properties owned and occupied as the homeowner's principal residence **and shall not be construed or interpreted as authorizing any work by a non-licensed plumber between the water main and the house and such activity is expressly prohibited.**

AND:

- b. In precedence over any other sections or provisions of Town Code, the Town Board duly recognizes a homeowner's right to make basic indoor plumbing repairs(as noted below) without requirement of payment of fees of any kind, and without requirement to obtain Town permit of any kind, within premises such homeowner owns and occupies.
- c. **{“Basic indoor plumbing repairs” include: replacement of, and/or replacement or repair of components of, showers, bathtubs, toilets, sinks, drains, faucets and associated piping, within 12” of the fixture.”}**

AND BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie does hereby declare itself as Lead Agency, does determine that this is a Type II Action, and does further determine that no further environmental action is required; and

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

SO MOVED: M. Cifone/D. Seminara

Plumbing Board Chairman Michael Schnorr explained the Local Code and the State Code on this item.

ROLL CALL: Ayes: Councilmen Seminara, Conte, 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/M. Cifone

CARRIED: 6-0

Doreen Tignanelli: When Todd brought up the changing of the fees for a Special Planning Board Meeting, they get \$45 to go to the meeting, which would be \$315. If there is a field trip that goes along with that, that's \$30 times 7, it's certainly more than \$150.00. My next thing is #6 for certification. Does that specifically say that class was for four hours of training? Anyway, they did get 4 credit hours for those. Moving right along, SC 5, the Hudson River Psychiatric Center, what does that involve? Does that have to do with the clean up of the—?

Supervisor Myers: They want to move where the line is going, I believe. The developers, and they've asked Morris to do some more testing.

Doreen Tignanelli: It has nothing to do with the cleanup at all?

Supervisor Myers: Not at all.

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

CARRIED: 6-0

12:16-04 RETIREMENT

Police Department of Detective Charles R. Godfrey

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Detective Charles R. Godfrey from the Town of Poughkeepsie Police Department, effective February 1, 2010.

SO MOVED: S. Krakower/T. Tancredi

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

Nays: None

CARRIED: 6-0

12:16-05 RETIREMENT

Court Security With Town Justice Court Of Allen J. Roberts, Jr. as Part Time Court Security

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Allen J. Roberts, Jr. from his position as part time Court Security with the Town of Poughkeepsie Justice Court, effective December 31, 2009.

SO MOVED: T. Tancredi/S. Krakower

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

Nays: None

CARRIED: 6-0

12:16-06 ACCEPT

Class Participation Course Certificates From Pace University School of Law Land Use Law Center & Dutchess County Legislature Issued To Patrick Rose, John T. Weisman, Thomas A. Bauer & Richard Davison

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the class participation certificates from Pace University School of Law Land Use Law Center and the Dutchess County Legislature issued to Patrick Rose, John T. Weisman, Thomas A. Bauer and Richard Davison for a training course entitled “Dutchess County Land Use Training and Certification Program”, a copy of which is attached hereto.

SO MOVED: Supervisor Myers/M. Cifone

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

Nays: None

CARRIED: 6-0

12:16-07 ACKNOWLEDGE

Course Certification From the Dutchess
County Planning Federation Issued to
Carl Whitehead for Training Course
Entitled “State Environmental Quality
Review Act – SEQRA”

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Course Certification from the Dutchess County Planning Federation issued to Carl Whitehead for the 2 hour training course entitled “State Environmental Quality Review Act – SEQRA”, a copy of which is attached hereto.

SO MOVED: D. Seminara/T. Tancredi

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

Nays: None

CARRIED: 6-0

12:16-08 NOTIFICATION

Liquor License Renewals:

- A. Sushi Village, Inc. D/B/A Sushi
Village Located at 26 Raymond Avenue
- B. J.D. Hunter Restaurant, Inc. D/B/A
Acropolis Diner Located at 829 Main
Street

NOTED BY TOWN BOARD

12:16-09 AUTHORIZE

Spackenkill Pump Station Generator

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie having heretofore received a report in regard to the malfunction of the generator at the Spackenkill Pump Station, which has created a major health problem for those who have to work in the facility and a major health and safety problem for those properties that discharge into the system, does hereby declare said situation is an emergency; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does authorize the Water Department to acquire a new generator for the sum of approximately \$51,590.00; and

BE IT FURTHER RESOLVED, that said Town Board does direct that said action be taken immediately.

SO MOVED: J. Conte/T. Tancredi

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

Nays: None

CARRIED: 6-0

12:16-10 APPROVE

Town Board Minutes of 2009 November 18:
Regular and Committee of the Whole Meeting
And December 2 Town Board Meeting

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2009 Town Board Meetings, to wit:

November 18 – Town Board Meeting
November 18 – Committee of the Whole Meeting
December 2 – Town Board Meeting

SO MOVED: M. Cifone/T. Tancredi

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

Nays: None

CARRIED: 6-0

12:16-11 DISCUSSION

Neptune Capital Investors, LLC
Application For Business Park
Designation For 2277 South Road

David Kaminski gave a presentation on the “Neptune Commerce Center”. The first redevelopment project we did between 1996 and 1998. The first redevelopment project we did was taking the old Bradlees Plaza and turning it into the Old Post Road Plaza. The second redevelopment project that we did involved taking the former State Farm Office Building, which was vacant for several years, and turning it into the River Side Office Park. The third one, which was a redevelopment of a former IBM site, is now the Oakwood Commons Project. This would be the fourth redevelopment project in the Town and we are very proud of the work that we’ve done and we are looking forward to working with the Town again on this project. The other item of importance I want to bring up is that when we were going through the Oakwood Commons approval process, we ran into a problem, you remember there was an old legal problem with an old road that ran through the old IBM property. Mr. Mahar and our attorney, Richard Cantor, and many board members and I sat down and worked out a commitment of Oakwood Partners, the owner of that project, and when we did redevelop this Neptune Property, that in fact, we would work with the Town and construct a Senior Center and that is a component of this project. I am going to introduce Jeff Kane who works with our firm and he is going to take you through this project.

Jeff Kane: Neptune Commerce Center is located on South Road. Many of you may know this property, it is has three vacant warehouse buildings on the site and we really want to promote a much needed use in the Town here. To make it all come together here, it is a public/private partnership that we are looking for. The partners involved include TC Development Corp., the Spackenkill School District, Town of Poughkeepsie, and Dutchess County IDA. We will talk about that in a little bit as to how all those pieces come together here. What we want to do as part of this project is job creation and tax base increase and stabilization. Dave talked a little bit about the history of TC Development, Post Road Plaza, Spackenkill Plaza, Riverside Office Park, Oakwood Commons, altogether about 300,000 sq. ft. of retail space, 150,000 sq. ft. of office space and 140,000 sq. ft. of warehouse space in the Town. (He proceeded to show an aerial view of the project site). IBM held manufacturing in these buildings up until the early 1990’s, 1992, 1993 and they have been mostly vacant since that time. It is surrounded by all commercial uses. Iron Mountain is not part of this proposal, it is owned by a separate party in the rear. This is Red Lobster, and the office building here, Miracle Ford, a vacant retail, Dutchess Dodge, and some other active retail here on the other side of Route 9. This project we feel could have a very positive impact on the economy by redeveloping about 85,000 sq. ft. of the project into manufacturing and flex office space permitted under the current zoning. We

would create a “Green Manufacturing Center”. Part of the proposal here is not only the development being green in nature in terms of construction process, but we are looking to attract green manufacturing to the Center as well. This has been the home of manufacturing for many years.

I think IBM started there in the 50’s and we want to bring that back to this portion of the Town. And, as David mentioned, a 4,000 sq. ft. of Senior Center located on the project site. All of this is going to provide an increase in taxes to the Town, County and School District. Here is a picture of the site plan. (He put up a map for Dave).

Dave Kaminski: As Jeff indicated, we are at an intersection that isn’t one of the more major intersections within Dutchess County in the Town of Poughkeepsie. This is Route 9 and this is Neptune Road. It is a signalized intersection here with a left hand turn lane coming north and a left hand turn lane going south. The intent is, the front building that you all see going up and down Route 9, will be demolished and completely removed. The two rear buildings are actually, the outside looks terrible, but the inside and the structure of the buildings are actually in excellent shape, so the idea is to completely remove these facades, the roofs and rework and redevelop the two buildings that are there. The front parcels will be regarded and refined and two out parcel buildings will be built in this area here. But, from a very preliminary standpoint, we are suggesting a right lane drop lane off of Route 9 to take the traffic coming into the center, off of the road. There would be a right hand turn in and a right hand turn out off of Route 9. Most of the traffic will be coming through the intersection itself. This is what you see from Route 9 and that is what we intend to do with it (Showed a before and after construction picture of the site). Again, the rear building looks like this and that will be intent of the façade change of the two rear buildings in this project.

Jeff Kane: So, right now, what is this doing in the Town? We have 8.82 acres, 145,000 sq. ft. vacant and really is unusable warehouse and manufacturing space at its current situation. Annual taxes, the Town paid about \$22,600, these are 2008 numbers and to the County, another \$10,000 and the School District, \$145,000 and it generated no jobs, again, prime Route 9 space without contributing a lot to the tax base here. We have estimated that during the construction period there will be about 75 new jobs will be created and that at full build out, more than 100 new permanent jobs will be created in the Town. The total investment here is significant. Building renovation: 7.6 million dollars, inside improvements: more than 3 million, soft cost: attorneys, engineers, architects and other costs at about 2 ½ million and tenant fit out specialized equipment for tenants: 3 million dollars and total investment about 16.2 million dollars that we are looking to put into this piece of property to be successful. What is being targeted here is flex office, manufacturing, looking at rents that are much lower than what you would normally see on the Route 9 retail corridor. \$15 to \$18 per sq. foot is the rent currently being targeted to attract these types of uses and this type of building. You can’t attract tenants at \$15 to \$18 a sq. foot and have taxes nearly equal to your rent. So, we are looking to have a tax program that will start in the neighborhood of \$3 per sq. ft. for this project. To do that, we are working with the Dutchess County IDA as part of funding this project and we will have a pilot program of payment in lieu of taxes program with the Town and the Spackenkill School District in order to get the tax bases in the manner which allows this project to be developed. For what we have asked of the Town, two things, one is to develop this project as a business park, which gives a much more cohesive development program for the site. The purpose of a business park in the section of Code adopted last year was to encourage the development of a well designed business park, including, but not limited, to sites where existing highway business, retail and industrial uses are no longer viable and are fallen to disuse. So, we have submitted a proposal to you and this is an action defined in your Code as a Type II Action and then we are asking for approval as a “Business Park.” The second part of it is the Payment in lieu of taxes program. Looking at this project, the \$16.2 million could have an immediate impact on the taxes paid to all the districts here and we have analyzed that in 2012, we could be in ground by then and we have analyzed with “no build” and “build” based on the schedule we gave you, what the initial tax increase would be. It’s about \$9,000 more, \$26,000 more to County, and another \$50,000 to Spackenkill Schools by 2012. Over the first ten years of the project, it becomes even more significant with a total increase to the Town of about \$372,000, to the County, \$440,000, and Spackenkill School District, more than 2 million dollars to their tax base over the first ten years. We’ve assumed a 5% increase per year in the tax rate for non-homestead and it could even be much greater, to get to these numbers.

Councilman Seminara: How many square feet did you say you would build out on this project?

Dave Kaminski: The total, as far as flex office space, is about 85,000 sq. ft. in these two buildings here and the two development pads up front, the exact square footage of those is unknown at this point.

Councilman Cifone: Anything that goes in, I think the project is very good, I am a little skeptical of lowering and giving you a better tax break when there are viable businesses trying to compete with you. Would you be coming in with competitive business types that are already in existence?

Dave Kaminski: Name one park like this on Route 9? From a flex park standpoint, the idea is to allow businesses to have multiple uses within a single space. So, let's say we have a plumbing contractor who needs space, we have had many calls looking for space on Route 9 and we can't put them in shopping centers because they can't afford the rents. So, the idea is, they could have their front office, a small portion where they could have a retail portion as part of that business. In the back they have their stock and they could even do some light manufacturing, cutting of pipe and things like that. It's a multiple use within the property. We are looking to bring multiple uses within those two rear buildings. There is nothing like that. There is on Route 44 and Route 55, but not on Route 9. (Continued discussion of tax bases, etc.) Question arose about Environmental concerns there. There was a spill by IBM many years ago, but it has been continually being tested to make sure the property is toxic free. The DEC has listed it as a Class 4 Hazardous waste site and that means it has been properly cleaned up under the auspices of the NYS DEC and the remaining chemicals in the ground are deep, deep within the rock of the ground water. The ground water over the 15 or 20 years that IBM has been cleaning the ground water, it has come to the point that the ground water now meets the health requirements. It will have to be continually monitored and treated and the DEC has given them a green light on the project.

The Town Board appeared to be in favor of the project.

12:16-12 AUTHORIZE

Special Consent Items

RESOLUTION

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

- | | |
|---------------------------------|--|
| 1. Authorize Supervisor to Sign | Live-Scan Agreement |
| 2. TABLED | Dutchess County Resource Recovery |
| 3. Authorize | Budget Modification – Water Department |
| 4. Authorize | Roll over of vacation time for Eric Holman |
| 5. Approve | Modification – Morris Agreement With Hudson River Psychiatric Center |
| 6. Authorize to go to Bid | Sewer Dept. – Four (4) Sewer Meters |
| 7. Authorize Supervisor to Sign | Contract Addendum – Joint Water Board, City and Town with United Federation of Police Officers, Inc. |
| 8. Authorize Supervisor to Sign | Contract Proposal with Susan Roeller Brown |

- | | |
|------------------------------|--|
| 9. Authorize | Calling Bond – Toll Brothers V
Arlington Hunt |
| 10. Notification | Aramark Education Services, LLC
Transfer of Liquor License |
| 11. Notification | Liquor License for Mahoney’s at
Casperkill Country Club, Inc. |
| 12. Notice of Public Hearing | Town of Lloyd |

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: S. Krakower/T. Tancredi

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

12:16-SC 1 AUTHORIZE “Live Scan” System Agreement
SUPERVISOR TO SIGN

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement with Comnetix Computer Systems for the maintenance of the Police Department’s “Live-Scan” System, which computer based equipment document arrests, photographs and fingerprints electronically.

SO MOVED: T. Tancredi/M. Cifone

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

12:16-SC2 AUTHORIZE Termination of Services To
Dutchess County Resource Recovery

TABLED

12:16-SC3 AUTHORIZE Budget Modification-Water Department

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 the Water Department to purchase emergency back-up generator as follows:

FROM:

B 8320-0462	Electric	\$48,000.00
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TO:

B 8320-0211	Other Equipment	\$48,000.00
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SO MOVED: Supervisor Myers/T. Tancredi

ROLL CALL: Ayes: Councilmen Seminara, Conte, Cifone, Krakower, Tancredi, and

Supervisor Myers
Nays: None

CARRIED: 6-0

12:16-SC4 AUTHORIZE

Roll Over of Vacation Time for Eric
Holman

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the rollover of unused 2009 vacation time to 2010 for Eric Holman for up to five (5) days.

SO MOVED: D. Seminara/M. Cifone

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

Nays: None

CARRIED: 6-0

12:16-SC5 APPROVE

Modification – Morris Agreement With
Hudson River Psychiatric Center

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the modification of the agreement between Morris Associates and the Hudson River Psychiatric Center to provide that Morris Associates provide additional borings along the revised line to determine rock quantities for bidding at a cost not to exceed \$10,000.00, which cost will be borne through the bond solely by the parties benefited by the water district.

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

Nays: None

CARRIED: 6- 0

SO MOVED: J. Conte/M. Cifone

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

Nays: None

CARRIED: 6-0

12:16-SC6 AUTHORIZE TO
BID

Sewer Department – Four (4) Sewer GO
Meters

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Sewer Department to advertise for bids to purchase at least four (4) sewer meters, the funding of which is included in the Bond Issue adopted for the upgrade of the Arlington Sewer Treatment Plant.

SO MOVED: M. Cifone/S. Krakower

12:16-SC7 AUTHORIZE
SUPERVISOR TO
SIGN

Contract Proposal With Susan Roeller
Brown In Regard to Safe Routes To School
Project

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a Contract Addendum for the contract between the Joint Water Board, the Town of Poughkeepsie, the City of Poughkeepsie with the United Federation of

Police Officers, Inc., which has been approved by the City of Poughkeepsie, a copy of which is attached hereto.

SO MOVED: S. Krakower/T. Tancredi

CARRIED: Ayes: Councilmen Seminara, Conte, Cifone, Krakower, Tancredi, and
Supervisor Myers

Nays: None

CARRIED: 6-0

Supervisor Myers: I would just like to say, "It's about time" because we approved this, I don't know how many months ago, and we have been waiting on the City and it seems good to see this pass.

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

Nays: None

CARRIED: 6-0

CONTRACT ATTACHED TO FINAL BOOK COPY

12:16-SC8 AUTHORIZE
SUPERVISOR
TO SIGN

Contract Proposal With Susan Roeller
Brown In Regard to Safe Routes to School
Project

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a Contract Proposal between Susan Roeller Brown and the Town of Poughkeepsie for consulting services to assist in the implementation of the Safe Routes to School project, which services shall be paid by the Town with reimbursement by the State.

SO MOVED: T. Tancredi/M. Cifone

ROLL CALL: Ayes: Councilmen Conte, Cifone, Krakower, Tancredi, and Supervisor Myers
Nays: Councilman Seminara

CARRIED: 5-1

12:16-SC 9 AUTHORIZE

Calling of Bond in Regard to Toll
Brothers V for Arlington Hunt

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor, in connection with the Engineering Department, to take all steps necessary and proper to call the Bond posted by Toll Brothers V in regard to the development known as Arlington Hunt due the deficiencies in a portion of the drainage installed by the developer.

SO MOVED: D. Seminara/M. Cifone

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

Nays: None

CARRIED: 6-0

12:16-SC10 NOTIFICATION

Transfer of Liquor License, to Aramark
Education Services, LLC, for Matthew's
Mug Located At 124 Raymond Avenue

NOTED BY TOWN BOARD

12:16-SC11 NOTIFICATION

Liquor License application For
Mahoneys At Casperkill Country Club, Inc.
D/B/A Mahoneys At Casperkill Country
Club Located at 110 Golf Club Lane

NOTED BY TOWN BOARD

12:16-SC12 NOTICE OF PUBLIC
HEARING

Town of Lloyd for Smith Properties

NOTED BY TOWN BOARD

Supervisor Myers: Before I suspend the rules, I just want to take a moment to thank Mr. Mahar for his years of service with the Town, he will not be continuing with the Town next year. Altogether he has served as Town Attorney for 15 years. Coupling that with his mother and his father being Town Supervisor, that is quite a history in the Town.

Town Attorney Mahar: Thank you very much, it was a wonderful experience.

Supervisor Myers: When you come into office, you think you know government, but you find out really rapidly that you really don't know anything about how it truly operates and Mr. Mahar was an incredible asset to anyone, whether on the Board or an employee, who had a question, he could make it sound like English instead of a foreign language and he could always translate what was going on for all of us and I think you will be sorely missed.

Councilman Tancredi: I agree, in my time on the Board, I started on the Board with Tom and so I will never be able to look back on my time on the Town Board without thinking of Tom Mahar and I agree with the Supervisor, he could take all issues and make them easy to understand and I appreciate all he has done and Tom, on behalf of the Town Board and the Supervisor, we have something to present to you.

Councilman Tancredi gives present to Attorney Mahar.

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

CARRIED: 6-0

Victor Gennodi: Mr. Mahar, was someone in your family once a Town Supervisor?

Town Attorney Mahar: Both my father and mother.

Victor Gennodi: It's been a pleasure working with you over the years. You've always been a gentleman and I respect you immensely and I hope whatever you are going to be doing will be enjoyable. Ok, I think this project on Neptune Road is going to be WOW and pretty neat and well over due. The property has been sitting there 25 years and if they are able to get it, I think it will be a good asset to the Town of Poughkeepsie and a nice center for the Seniors. I hope the new Board members will be as good as Dominic and Mr. Baisley because, over the years, good people in good positions make a good Town Board. It seems like for years, the Town Board has been plagued with friction. It seems like this Board worked well together and seemed like they got things done.

Councilman Seminara: On behalf of Jay and myself, I thank you for your kind words.

Doreen Tignanelli: It is the end of the year and there is a lot of positions opening up on the Planning Board, Zoning Board, CAC and some other Boards. My point is, I think a lot of people say, "Oh it's hard to find volunteers", but I don't think people know when these positions are up and when they could apply for them. How is the Town Board going to let the people know that there are positions available if they want to apply for them. Could you put a little brief like some of the other Towns do, in the Poughkeepsie Journal, that there are positions available if they want to apply for them or on the web site?

Supervisor Myers: That's what we plan on doing. We just got the list from the Legal Department yesterday. So, we are going to list all of the potential vacancies and ask for any interested people to get in contact.

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

CARRIED: 6-0

Councilman Seminara: I just wanted to say, it will be easy to leave the Town position because I have all the confidence in the world of the people who sit on this side of the counter and of the people who work in Town Hall. So, it makes it a lot easier to leave and I do want to wish the best of luck to everyone in the Town and on the Board, the employees and the Second Ward.

RESOLUTION

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

1. A meeting to discuss the employment history of a particular individuals who need not be identified at this time.
2. Confidential communication between the Attorney and his client, the Town Board based on Attorney/Client privileges.

BE IT FURTHER RESOLVED, that there will be no action appropriating money.

SO MOVED: J. Conte/T. Tancredi

CARRIED: 6-0

BOARD INTO EXECUTIVE SESSION AT 8:30 PM

Supervisor Myers: This is the last meeting of the year and I wish everyone a very happy holiday season and a very happy prosperous new year.

BACK FROM EXECUTIVES SESSION AT 8:43 PM

NO ACTION WAS TAKEN

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

CARRIED: 6-0

MEETING CLOSED AT 8:44 PM