

**MINUTES OF TOWN BOARD COMMITTEE OF THE
WHOLE MEETING HELD ON MAY 12, 2010 AT 7:00 PM AT
TOWN HALL, ONE OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

PRESENT: Supervisor Myers
Councilman Lecker – 7:10 PM
Councilman Eagleton
Councilman Conte
Councilman Krakower
Councilman Tancredi
Town Attorney Hagstrom
Town Clerk Miller

ABSENT: Councilman Cifone

- **NOTE:** Attachments pertaining to a particular Town Board Meeting will be found after the final 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

05:12-COW 1 PRESENTATION

Ryan Murphy – Eagle Scout Project
In Stanley Still Park (Senior Sports)

Ryan Murphy, Eagle Scout, Troop 2609, Wappingers Falls: I would like to do my project in the back of the Stanley Still Sports Park. I am making a natural walking trail and I have prepared a power point to explain what I would like to do. This is an overview of the park and as you can see there are three baseball fields and in the back the trail goes through to the creek. The trail is pretty wide in the beginning. For my project, I will be refurbishing the trail that is 672 feet long and I will be lining it with 60 tons of Item 4 donated by Tilcon. I will be planting 20 willows along the edge of the creek and there is a sitting area with two benches at the end that is 20 ft. wide by 30 ft. long walk. This is a picture from the beginning and as you can see it turns to dirt and it becomes smaller. The first day I will meet with Mr. Meyering and we will mark out the trail. We will mark it about 3 or 4 ft. wide. (He showed another picture of the trail which shows that it is about 1 ½ ft. wide.) There are logs and dead branches all over it and the log will be used to line the trail and be put on either side of item 4 so that there is a defined area where item 4 will go. The second day is a cleanup day. We will cut back any brush a foot behind the marked flags. We will gather dead logs and trees to line the trail and we will move the logs and trees 3 to 4 feet from the trail edge to enable machines to go through so the trees would not get crushed or the machines damaged.

(He showed 2 more pictures of the trail showing the amount of vegetation that will be cut back). In the next few days, I will arrange for the 60 tons of Item 4 to be delivered to the park throughout the week by Ault Excavating. The Item 4 will be delivered 20 tons at a time, and once we use 10 tons, I will arrange to have another 20 delivered. I will have adult volunteers use equipment to move Item 4 at their convenience throughout the week and I will move the Item 4 in piles throughout the trail. I will start by dumping the piles in the back and work my way to the front. The piles will be dumped about 5 to 10 ft. away from each other and dumped in ½ yard piles. (He showed a picture of the end of the trail, where you can start to see the creek and on the right of the picture, we will start planting the willows and they will be a few feet away from each other so you can still see the creek.) (He showed another picture of the trail where a lot of vegetation is shown and will be cut back and this place floods a lot so there will be more Item 4 put in this area.) The following day, the volunteers will move the logs and put them on each side of the flag so there is a defined area for the Item 4 to go. I will spread the Item 4 along the trail and the volunteers will use rakes to move it and we will spread the Item 4 about 2 to 3 feet wide and 2 to 3 inches thick. The Item 4 is a small crushed stone. The advantage of Item 4 is that it is easier to walk on and ride a bike on and is easier to move. (He showed another picture of the end and as you can see there is like an opening at the end where the sitting area will be.) The last day we will plant 20 willows along the creek. They will be planted approximately 5 to 7 feet apart where the trail meets the edge of the creek. The Town will cement the benches in at their convenience and the willows are quick growing. The trunk is about 3 inches wide and they grow to be about 15 feet tall. They are meant to keep the creek banks from eroding due to rushing water. This project benefits the community in many ways. At the park, there are three baseball fields, a basketball court, a playground and a track. Many people use this park for different activities like baseball practice or to go for a jog. This project will help people to see the natural beauty of the environment and will help make the park better and more people will go to it. People will get exercise by increasing the walking area in the park. No wild life will be affected by the people in the park and there is a great fishing area in the park. The trail will keep people on a designated route so they won't trample any wild life or natural habitat. (Showing another picture, he stated that this is the end of the trail with two benches in this area).

Councilman Tancredi praised the project and asked Mr. Meyering how Item 4 will be transported to the back of the park.

Thomas Meyering, Town Recreation Director: Ryan came to do this project in this park because he is a neighbor of the park there and he has developed most of it himself. He has volunteers there and Tilcon has a dump truck and we will have machines to move the Item 4 throughout the park and place in piles along the trail.

Councilman Tancredi: My only concern is that I would like Mr. Meyering to monitor this so that the machines don't cause any disruption to the track or to the grass.

Councilman Krakower asked Ryan how old he was and he replied 15 years old. Councilman Krakower said he was always impressed with the projects that the scouts do. At age 15 he was not sure he would be constructing trails for the rest of the world and so he gives him

credit for taking on this big task.. It will be a very big benefit to the Town. He thanked Ryan for his efforts.

Councilman Conte stated that it was great to do in 9 days, it would probably take him a couple of years if he tried to do it and he got tired just reading about it. He praised Ryan for his efforts and he said we all want to make sure who ever fishes down there has a fishing license.

Supervisor Myers thanked Ryan and wished him the best of luck in his endeavor.

Shabazz Jackson, Greenway Environmental Services, stated that they could donate some top soil if he needed to do some cleanup afterwards. He said they also have hundreds of willow trees if they need any more they would be willing to donate them to him.

Councilman Tancredi asked that Ryan let the Board know when the job was complete so they could come down to see it.

PROJECT PICTURES AND BREAKDOWN ATTACHED TO FINAL BOOK COPY

05:12-COW 2 DISCUSSION

Composting Facility – Greenway
Environmental Services

Councilman Tancredi introduced Shabazz Jackson and Josephine Papagni and stated that he asked them to come before the Board and tell the Board a little bit of what they have been doing and what their company does and possibly have a relationship with the Town where they would handle all of our leaf and brush disposal for our Town residents as well.

Josephine Papagni stated that she and Shabazz Jackson are the owners and operators of the Greenway Environmental Services. A brief over view of their project was given.

Councilman Krakower asked the hours of operation.

Shabazz Jackson: 8-3 Mon. – Thurs. and Fri. & Sat. 8-12.

Supervisor Myers: How much noise does it make?

Shabazz Jackson: We don't compost that, if it came to it, we would transfer that. We don't try to compete with BTM.

Councilman Tancredi: One thing I noticed when I visited the site is that there is no odor coming from the site.

Councilman Conte: Through the years of your operation at Vassar Farms I have heard nothing but positive comments about your operation. I totally endorse your presentation.

The Board has a general acceptance attitude toward this facility.

PRESENTATION ATTACHED TO FINAL BOOK COPY

05:12-COW 3 PRESENTATION

Emily Vail – Dutchess Watershed
Awareness

Emily Vail: I'm here to talk to you about the Dutchess Watershed Awareness Month which is an initiative I've been working on coming up for July 2010. First I want to describe what a Watershed is. It is the area of land that is where all the water on it or under it drains into a common body of water. When it rains, the water either infiltrates into the soil and becomes ground water or it runs over the ground surface as surface water, or runoff, and eventually flows into a body of water, like a river, lake or stream or wetland. The highest elevation boundaries determine where the watershed lines are. So, if rain falls on one side of the boundary, it falls into one watershed and if it falls on the other side of the boundary, it's in another watershed. It is important to remember that, no matter how far away from a stream you think you may be, every piece of land is in a watershed and everyone lives in a watershed. We want to make sure our watersheds are healthy so that our surface waters, rivers, and streams, and drinking water sources are healthy as well. Watersheds are important because they also provide recreational opportunities, aesthetic resources and truly a wonderful resource for places like Dutchess County. Last year the Dutchess Watershed Coalition was formed by many different organizations throughout the County and as you can see, (Visual presentation) it is a wide variety of groups. Poughkeepsie is represented by the Vassar Environmental Research Institute, and the Casperkill Watershed Alliance among others. The mission of the Dutchess Watershed Coalition is to promote awareness and active participation of the community in the land and water resources of Dutchess County through educational and recreational events. The primary mission of the Dutchess Watershed Coalition has been to plan and execute Dutchess Watershed Awareness Month or (WAM). Last year we had our first annual WAM and the theme was "Take a peek at your creek" and we focused our events on amazing awareness about our local land and water resources here; Getting people outside and getting people to learn more about our local creeks and streams that we have here. We have different community events and festivals at different events throughout the County. Nature walks, picnic in the Park, history events, workshops and stream and park cleanups to beautify our Towns. Providing people with the skills and tools they need to help protect our watersheds. Poughkeepsie Journal has publicized our events and allowing us to publish information about our local creeks and watersheds. At these events we provide them with all the materials they need to do a stream or creek clean up. They are great Countywide events. We provide all the people who sign up for one of events, all the materials and tools to build their event. The Town of Poughkeepsie is mostly in the Casperkill Creek area and our Casperkill and Falkill Creek event will be starting in July and we will have Countywide events including the kickoff event with the Independence Day Parade in Hyde Park, Adopt a Spot program (Cleanup). We provide participants with all the materials they need to do a stream cleanup. We will be doing a History night, a creek walk and looking at the local ecology, Picnic in the park and doing a bird walk with local experts from the Ralph T. Waterman's Bird Club. We will be doing a rain barrow workshop, doing storm drain markings in the City of Poughkeepsie, a History night and concert in the park at

the Vanderbilt Site. We work with a number of other organizations to get these events out. You can help by passing the Municipal Proclamation declaring July 2010 as Dutchess Watershed Awareness Month and I have copies of that with me. You can purchase a date in the Adopt a Spot Program, which is an excellent way to work on these cleanups during the summer. You can host an event of your own. You can advertise the event through various businesses and organizations. You can become a WAM 2010 sponsor, sponsors are very helpful in getting all of this information out to the public and letting us do all these wonderful events.

Supervisor Myers requested a copy of the Proclamation so the Town can hold an event.

05:12-COW 4 PRESENTATION

Inter-Municipal Initiative- Spratt Pool

Thomas Meyering, Recreation Director: About two weeks ago, the City of Poughkeepsie contacted us through the Greater Newburg YMCA about the possibility of doing an Inter-municipal Agreement to run the Spratt Park Pool. I've spent many hours trying to come up with many details and points to make an Inter-municipal Agreement and partnership work. Our goals are common for both groups; to open up swimming pools for residents and make swimming lessons available. The City wants to promote family assets and the use of Spratt Park and the pool. The Recreation Department would like to create partnerships. Further breakdown of the Spratt Park Pool proposal follows in a prepared Draft.

DRAFT ATTACHED TO FINAL BOOK COPY

Councilmen were basically concerned about the costs of supplies, charges for use, insurance, and what the City budget provides, equipment protection from damage or disappearance. Who provides the lessons, safety measures?

The City is looking for a decision as soon as possible so they can decide how to run the pool without the Town's input and cooperation. Councilmen appear to agree with Inter-Municipal Initiative.

05:12-COW 5 PRESENTATION

Proposed Sewer Connection For 10-14 Tucker Drive

Kevin Donohue, Municipal Code Consulting: The building is 10-14 Tucker Drive – This is the old TEG Building. What we have is an existing condition of non-municipal owned sewer pipe. It runs down along Tucker Drive to a manhole in front of 2 Tucker Drive. They currently take a 90 degree turn under 45 Friendly Lane and then to the next property to the Arlington Sewer Main. During site plan application, it was brought to our attention that we may not have legal sewer service. During our investigation, we had discovered that many years ago easements were not filed. There are no easements for the sewer going under 45 Friendly Lane and the owner of that building have sent a letter saying that the pipes are broken less than 45 Friendly Lane, which creates a dilemma for Mr. Dyal since we don't have the authority to fix them nor does the municipality. So, what we would like is the

Town's assistance in facilitating an extension of the Arlington Sewer Main to 10-14 Tucker Drive to 2 Tucker Drive (The Deli). The man hole is in front and we are requesting that the Town extend to the corner of Friendly Lane and then down to the Arlington Sewer Main (Map included in this package – outlined in yellow marker). I think we projected 150 ft. We met with a number of your departments and the feeling was to extend from this manhole to the Arlington Sewer Main, picking up 2 Tucker Drive, 4 Tucker Drive, 8 Tucker Drive and then 10-14 Tucker Drive. The sewer is flowing and it does work. So, being that the Town is the managers of the Arlington Sewer District and what we ask is that through—

Town Attorney Hagstrom: It's to get a map, plan and report for you to have either a new improvement area or an extension of an improvement area. It would be paid for by the properties benefited by that area (4 properties).

Councilman Krakower: So, the map, plan and report, is that done by our Engineer or their Engineer?

Town Attorney Hagstrom: Usually, it is the Town Board hiring the Engineer, which is wrapped up into the full cost of the whole project at the end.

Kevin Donohue: The other three properties don't know they have an issue. We discovered the issue because we are in a site plan approval process.

Councilman Eagleton: Have you figured out what this is going to cost?

Kevin Donohue: We thought it would be about a \$50,000 area. (yellow line area)

Councilman Krakower: If there are four properties in that area and three out of four say no, then what do we do?

Town Attorney Hagstrom: It depends on how you do it. If you get a permissive referendum, then you have the vote of the properties affected. It would be a benefit to the properties if they did. You may want to have another Executive Session with the Engineers and with Carl Burnett related to litigation that is ongoing at this time. This is a problem, because that is the pipe that broke and it is a private pipe. This is to bring it to your attention and to see where do we go from here?

Kevin Donohue: Currently, Mr. Dyal is paying about \$15,000 a year to be a member of the District and these other properties are going to be in the same ball park to contribute to the District and if we don't have sewer service, we don't know how to correct it.

Town Attorney Hagstrom: There is a need to solve this problem. Everyone is aware of it and Neil Wilson is aware of it.

Kevin Donohue: We met with staff before we brought it to you. Everyone knows the problem. We wanted to resolve any issues before we brought it to you. At the meeting, there

was great support for this idea. One issue was raised by Pat Brown and that was the line here back to the building and he used the words "It needs to be investigated". It would have to be left to Pat Brown. He also said they would need to clean the lines.

Supervisor Myers: We will arrange for the rest of the Board to hear the other details. Thank you.

05:12-COW 6 PRESENTATION

Roof Repair for Police Court Building

Tom Meyering, Recreation Director: I have good news and bad news with this presentation. The roof, from this distance, appears to be in pretty good shape. However, there are lots of damage to it. There are holes, rust spots, loose and missing fasteners, buckled sections and openings in vents. There are leaks in the courthouse that have garbage cans under them. The Police Department doesn't seem to be in too bad of shape nor does the warehouse part. The good news is Judge Sullivan has received a \$10,000 grant from NY State to do roof repairs. The bad news with the grant is we have to use it by September 1st or the money has to be returned. The other bad news is that the cost to the Town would be \$40,000 in order to fix it. The grant only covers the repairs to the court and not to the Police Department, which is not quite in as bad shape, nor to the warehouse, which is not in too bad of shape either. We contacted five companies for proposals. We asked for two things, a \$10,000 proposal and proposal for a complete job. Out of those five companies, one company refused our phone call. One refused the bid on the job after looking at it and we got three written quotes. Out of the estimates, the \$10,000 they said would be just a bandaid. Nobody would guarantee it. They said they might be able to stop the leak, but it might start again in six months. The grant for a complete fix would run from \$49,000 + to \$64,000 with a warrantee of 10 to 15 years. So, the decision is: do we bandaid it, or do we go further? The limits for a formal bid is \$35,000 unless it is an emergency and so all of our proposals here came in above the formal bid limit. Questions to be answered are: Where is that money going to come from? Also, if this is an emergency, we don't have to go to formal bid. If we go to formal bid, it would take a minimum of three months. Talking to the roofers, most of them said they are working a month to two months out once they get an order, so we would miss the grant deadline and would have to return the grant money, which was received in March, with a six month deadline. I spoke to Jim Wojtowicz about it, but he thought a bond anticipation note for five years might be the way to go with it.

Councilmen were concerned about the long term 10 to 15 year guarantee that this would hold up if the company goes out of the area and is not around, etc.

Town Attorney: I think you need an architect that does roofs and specializes in it. You don't want to be repairing something, we are just sitting here and saying "Our Engineers", our engineers don't do this on a regular basis. You need more experience behind it.

FURTHER BREAKDOWN ATTACHED TO FINAL BOOK COPY

COMMITTEE REPORTS

- | | |
|---------------------------|---|
| 1. FINANCE | Councilman Krakower: No Report |
| 2. FIRE ADVISORY | Councilman Eagleton: No Report |
| 3. GOVERNMENT OPERATIONS | Councilman Conte: No Report |
| 4. LAND USE & PLANNING | Councilman Krakower: No Report |
| 5. PERSONNEL | Councilman Lecker: No Report |
| 6. RECREATION | Councilman Cifone: No Report |
| 7. SENIOR CITIZENS | Councilman Tancredi: No Report |
| 8. TECHNOLOGY & EQUIPMENT | Councilman Eagleton: We have one bid for the audio equipment. We have some questions on that bid and once those questions get answered, we are going to go out for two more bids by, hopefully, this Friday and then

maybe

we can get the lowest bid going. |
| 9. WATER, SEWER, HIGHWAY | Councilman Lecker: No Report |

Supervisor Myers: I have something here. Brookland Farms; not only does the pump station have to be replaced, but there is a hole in the sewer pipe about 65 feet above the pump station and so we have gone out for a price for emergency repair of that pipe. Now, we are looking at probably close to \$140,000 before everything is said and done down there. It's a permanent fix, not just a patch.

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

CARRIED: 6-0

Doreen Tignanelli: I had a question about the \$40,000 for the roof. Over and above that, would you have to pay Engineering Services or is that part of the \$10,000 a month you pay Morris Associates? Would there be an additional fee?

Supervisor Myers: I certainly hope not. I don't know, we would have to find out.

Doreen Tignanelli: If you have an architect come in?

Supervisor Myers: That would certainly be an additional fee.

Doreen Tignanelli: My only other question was, I don't know if you have had a chance to ask about the quarterly report for the legal services for the Carl Burnett's (inaudible).

Supervisor Myers: No.

Town Attorney Hagstrom: Van De Water and Van De Water submitted their bill and then it went down and stayed in Planning for quit a while and then they were asked to individualize every single bill. It just went to the Comptroller the end of last week. It's being worked on.

(HUMMING IN TAPE – MOSTLY INAUDIBLE)

Motion made to resume the rules: Supervisor Myers/S. Krakower

CARRIED: 6-0

Motion made to close the meeting: Supervisor Myers/J. Conte

CARRIED: 6-0

MEETING CLOSED AT 9:17 PM

SJM:lkm