

history of particular individuals who need not be identified at this time.

3. Confidential Communication Between Attorney and his Client /The Town Board, Based on The Attorney/Client Privilege.
4. Information Relating To The Current & Future Investigation of The Prosecution of a Criminal Offense Which Would Imperil Effective Law Enforcement if Disclosed.

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

SO MOVED: R. Lecker/S. Krakower

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Cifone, Krakower,
Tancredi and Supervisor Myers

Nays: None

CARRIED: 6-0

MEETING ADJOURNED AT 6:16 PM

INTO EXECUTIVE SESSION AT 6:17 PM

BACK FROM EXECUTIVE SESSION AT 7:15 PM

NO ACTION TAKEN

MEETING CLOSED AT 7:16 PM

**REGULAR TOWN BOARD MEETING
MARCH 3, 2010
7:16 PM**

PRESENT: Supervisor Myers
Councilman Lecker
Councilman Eagleton
Councilman Conte
Councilman Cifone
Councilman Krakower
Councilman Tancredi
Town Attorney Hagstrom
Town Clerk Miller

Motion made to suspend the rules and open Public Hearing: Supervisor Myers/T. Tancredi

CARRIED: 7-0

NO SPEAKERS CAME FORWARD

Motion made to resume the rules and close the Public Hearing: Supervisor/M. Cifone

CARRIED: 7-0

Town Clerk Miller: I hereby filed the affidavit of Posting on February 18, 2010 and Published in the Poughkeepsie Journal on February 20, 2010.

03:03-01 PUBLIC HEARING

Amend Town Code, Chapter 105,
Entitled "Fees", Specifically Section
105-4, Entitled "Fee Schedule"
Paragraph J, Entitled "Chapter 148,
Parks & Recreation"

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 3rd day of March, 2010 at 7:00 PM at the Town hall, Town of Poughkeepsie, one Overocker Road, Poughkeepsie, New York, does hereby amend the Town of Poughkeepsie Code, Section 105-4, "Fee Schedule", paragraph J, which amendment is as follows:

Delete: Section 105-4, Paragraph J. Chapter 148. Parks and Recreation

- (1) Use of recreation facilities.
 - (a) All individuals or organizations wishing to utilize the recreation facilities of the Town of Poughkeepsie shall, at the time of an application for a permit, pay the following fees:
 - [1] Park permit fee: \$25 per use.
 - [2] Athletic facility fee: \$35 per use
 - [3] Athletic field with lights: \$55 per use.
 - (b) The Town Board may waive these fees by granting a group a revocable license allowing special use of the park.
- (2) Additional/Unusual expenses incurred for facility preparation, use, damage or restoration will be billed at the rate of the actual expense.
- (3) Summer programs:
 - (a) Tennis lessons (resident): \$70 per session.
 - (b) Tennis lessons (nonresident): \$80 per session.
 - (c) Day camp (resident): \$25 per week.
 - (d) Day camp (nonresident): \$100 per week.

ADD: Section 105-4, Paragraph J. Chapter 148. Parks and Recreation

- (1) Use of recreation facilities.
 - (a) All individuals or organizations (comprised of individuals over the age of 18 years) wishing to utilize the recreation facilities of the Town of Poughkeepsie shall, at the time of an application for a permit, pay the following fees:

1] Park Permit Fee	\$40 per 4 hours
2] Athletic Facility Fee	\$50 per 4 hours
3] Athletic Field with Lights	\$25 per hour (1 hour min.)
 - (b) The Town Board may waive these fees by granting a group a revocable license allowing special use of the park.
- (2) Additional/unusual expenses incurred by facility preparation, use or restoration will be billed at the rate of the actual expense.
- (3) Summer Programs

a) Tennis Lessons (resident):	\$75.00 per session
b) Tennis Lessons (non-resident):	\$100.00 per session
c) Day Camp (resident)	\$25.00 per week
d) Day Camp (non-resident):	\$100.00 per week

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

SO MOVED: R. Lecker/S. Eagleton

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

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

CARRIED: 7-0

Doreen Tignanelli: #7, exactly what is involved in that contract?

Supervisor Myers: It's the Empire Zone. This is the Budget for the Administrative Board of the Empire Zone. Not too many in the Town.

Doreen Tignanelli: This is something that every municipality pays to the ---

Supervisor Myers: Anyone who has any of the special zoning, like the old IBM buildings that they are trying to rehabilitate and they get the special breaks on them in the Empire Zone. A good part of the buildings on South Road was in it, part of Fairview was in it, Neptune Road would be in it.

Doreen Tignanelli: How much do we pay for that?

Supervisor Myers: \$19,500 annually.

Doreen Tignanelli: Ok, my other question was on Item #15, the Greenvale Soccer Field irrigation. I've heard a lot about that how there is a lot of use and lot of problems with the field, is that an area subject to flooding? (Yes)

Councilman Tancredi: For the most part, in the summer months.

Doreen Tignanelli: Do we know how much the total cost for that will be?

Councilman Tancredi: We've earmarked up to \$35,000 from the trust fund, our portion of work, and that's not what the soccer club committed to which is at least an equal amount and possibly more. We are digging a well and putting in the pumps and they are laying the lines and digging the trenches.

Motion made to resume the rules: Supervisor Myers/Councilman Tancredi

CARRIED: 7-0

Town Clerk Miller: I just wanted to explain that on Item #17, notification for alterations for the liquor license for Baby Cakes and SC4 they are both the same address. They are right next door to each other on Collegeview Avenue. What they are doing is they want to serve liquor outside on tables and that's why they are asking for this alteration to the liquor license. They already have their liquor license for inside, now they just want it for outside.

Supervisor Myers: They just can't have a bar out there, correct? (Right)

03:-03-02 SET DATE FOR
PUBLIC HEARING

Amend Town Code, Chapter 195,
Entitled "Vehicles & Traffic",
Specifically Section 194-44 Entitled
"Schedule IX: Stop Intersections"

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 24th day of March, 2010 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, as and for the time, date and place of a public hearing to consider an amendment to the Town Code Chapter 195, entitled "Vehicle & Traffic", specifically Section 195-44. Schedule IX: Stop Intersections, which amendment would be as follows:

ADD:

Stop Sign on	Direction of Travel	At Intersection of
Main Street (New Hamburg)	West	Bridge Street (New Hamburg)

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

SO MOVED: S. Eagleton/J. Conte

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-03 AUTHORIZE

Supervisor Myers & Police Chief Mauro
To Execute A Memorandum of
Agreement Between NYS & The Town Of
Poughkeepsie Police Department To
Participate In The New York State 1033
Excess Property Program

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor and the Chief of Police to execute a Memorandum of Agreement between New York State and the Town of Poughkeepsie Police Department to allow the Police Department to participate in the New York State 1033 Excess Property Program, pursuant to the documentation submitted by the Chief of Police, a copy of which is attached.

SO MOVED: J. Conte/S. Eagleton

PROGRAM ATTACHED TO FINAL BOOK COPY

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

Nays: None

CARRIED: 7-0

03:03-04 AUTHORIZE

A Lease Purchase Agreement With Key
Government Finance, Inc. For The
Acquisition Of Six Police Vehicles

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a lease purchase agreement with Key Government Finance, Inc., for the acquisition of six (6) police vehicles as set forth on Exhibit "A", attached hereto, at the monthly rental of \$5,600.15 as set forth on Exhibit "1," attached hereto; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to sign all papers necessary and proper to implement this acquisition.

SO MOVED: M. Cifone/T. Tancredi

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

Nays: None

CARRIED: 7-0

EXHIBIT 1 ATTACHED TO FINAL BOOK COPY

03:03-05 AUTHORIZE
SUPERVISOR
TO SIGN

2010 Stop DWI Program Contract
Which Provides For Drug Recognition
Experts

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the 2010 Stop DWI Program Contract which provides for Drug Recognition Experts, a copy of which is attached hereto.

SO MOVED: S. Krakower/T. Tancredi

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

CONTRACT ATTACHED TO FINAL BOOK COPY

03:03-06 AUTHORIZE
SUPERVISOR
TO SIGN

2010 Stop DWI Program Contract
Entitled "Coordinated Underage/Fake
ID Sting"

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the 2010 Stop DWI Program Contract entitled 'Coordinated Underage/Fake ID Sting', a copy of which is attached hereto.

SO MOVED: T. Tancredi/S. Krakower

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

CONTRACT ATTACHED TO FINAL BOOK COPY

03:03-07 AUTHORIZE
SUPERVISOR
TO SIGN

Agreement Between Poughkeepsie
Dutchess Development, Inc. & The
Town of Poughkeepsie

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an Agreement between the Poughkeepsie Dutchess Development, Inc. (Administrator of the Dutchess Empire Zone) and the Town of Poughkeepsie to provide for, among other things, the payment by the Town of Poughkeepsie of its annual fee for the fiscal year 2010, pursuant to the agreement which is attached hereto.

SO MOVED: Supervisor Myers/J. Conte

Councilman Tancredi: What do we get for that?

Supervisor Myers: Development, theoretically and hopefully for so many years. We've gotten Oakwood Park, for one thing. Part of Arlington was in it. IBM is in it.

Councilman Krakower: I think about \$30 million worth of commercial development. I think the main reason the developer was able to put those office buildings up was the Economic Development Zone.

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

03:03-08 AUTHORIZE
SUPERVISOR
TO SIGN

Phone System Maintenance Agreement
With TECH II Business Services, Inc.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a phone system Maintenance Agreement with TECH II Business Services, Inc. for the Town of Poughkeepsie Police Department for the coverage period of April 21, 2010 through April 20, 2011 at the total cost of \$2,609.45.

SO MOVED: R. Lecker/S. Krakower

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-09 DISCUSSION

Stimulus II – Road Work – Engineer
Donald Beer

WITHDRAWN FROM AGENDA

03:03-10 BUDGET
MODIFICATION

Sewer Department To Purchase A
Needed Oxygen Analyzer For the Sludge
Incineration

WITHDRAWN FROM AGENDA

03:03-11 APPOINTMENT

Edmund Orchowski To The Town Of
Poughkeepsie Conservation Advisory
Commission

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Edmund Orchowski to the Town of Poughkeepsie Conservation Advisory Commission for a two year term effective immediately, which term shall expire on December 31. 2011.

SO MOVED: S. Eagleton/S. Krakower

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

Nays: None

CARRIED: 7-0

03:03-12 RESIGNATION

Barbara Dudley From The Town of
Poughkeepsie Board of Assessment
Review

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Barbara Dudley from the Town of Poughkeepsie Board of Assessment Review, effective immediately.

SO MOVED: J. Conte/M. Cifone

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

Nays: None

CARRIED: 7-0

03:03-13 APPOINTMENT

William Lavery, Jr. To The Town
Of Poughkeepsie Board of Assessment
Review

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint William Lavery, Jr. to the Town of Poughkeepsie Board of Assessment Review to fill the unexpired term of Barbara Dudley, effective immediately, which term will expire on September 30, 2013, pursuant to the recommendation of the Town of Poughkeepsie Assessor, a copy of which is attached hereto.

SO MOVED: M. Cifone/T. Tancredi

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-14 APPOINTMENT

Victoria Powell To The Historic
Preservation Commission

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Victoria Powell to the Historic Preservation Commission for a 5 year term from April 20, 2010 through April 19, 2015.

SO MOVED: S. Krakower/T. Tancredi

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-15 AUTHORIZE TO GO
TO BID

Greenvale Soccer Field Irrigation

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for well pumps and other associated upgrades necessary to provide water to the irrigation system at the Greenvale Soccer Field, pursuant to plans and specifications which will be available on March 8, 2010 at the Office of the Town Clerk, with a bid opening the week of March 22, 2010 at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reserve the right to accept or reject all bids in whole or part.

SO MOVED: T. Tancredi/S. Krakower

Councilman Tancredi: The money that the Town has earmarked for this project will come out of the Recreation Trust Fund. The Soccer Club, who has done a lot of work with the club, they are going to do a lot of the leg work, like laying the pipes, digging the trench and putting the irrigation in the field.

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-16 BID AWARD

Supplying of Wastewater Flow Meters

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby award the bid for "SUPPLYING OF WASTEWATER FLOW METERS" to Total Control System Services at the bid price of \$49,430.00, pursuant to the recommendation of the Assistant Town Engineer.

SO MOVED: Supervisor Myers/J. Conte.

Councilman Eagleton: Is there anything else that could be done in lieu of this?

Councilman Tancredi: Do you mean in lieu of the wells and can we get water any other way? (Yes) I don't think so, in my opinion, this is the best way to handle it. The problem with those fields, with the kids playing on them and the sun beating on them, they are very hard and we can't get the grass to grow and they complain. The kids ask how come our fields don't look as good as other fields in the area and you really can't improve the condition of the fields without one, trying to limit the use, somewhat and we have done that over the years from some groups and the second thing, is getting water on these fields during very dry months and we thought of possibly sucking it out of the creek, but the problem is, when it's very dry, the creek is very dry also. So, we are hoping the well will do the job. They are going to put in three wells and do to testing, they think that will be sufficient to water the fields. We thought this to be the most economical way of doing it.

Andy Stamford: We've been working with an irrigation expert out of Westchester and they have decided on a system for us and they have hit 180 gallons per minute and with the three wells, we will be in excess of 200 gallons per minute.

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-17 NOTIFICATION

Application For Permission To Make
Alterations For a Liquor License For The
Establishment Babycakes Bakery
Café Located At 1-3 Collegeview Avenue

NOTED BY TOWN BOARD

03-03-18 AUTHORIZE

Special Consents SC 1, SC 2, SC 3, SC 4,
SC 5, SC 6, SC 7, SC 8, and SC 9 – SC 10
WITHDRAWN

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. Approve/Disapprove | Cancellation Fees – Grievance Hearing
For Linda Podeszedlik |
| 2. Authorize Supervisor to Sign | Memorandum of Agreement with CSEA
Health Insurance & Hospitalization
Reimbursements |
| 3. Authorize Supervisor to Sign | Custom Monitoring Contract – Impound
Yard Security |
| 4. Notification | Application to Make Alterations to the
liquor license – Beechtree Grill |
| 5. Notice of Claim | B & B Barristers, LTD & Brooke & Brady
v. Town – 31 Collegeview Avenue |
| 6. Set Date for Public Hearing | Amend Town Code Chapter 195 –
Time Limit Parking – LaGrange Avenue |
| 7. Opposition | Central Hudson Rate Increase |
| 8. Authorize Publication | Notice of Intent to Modify SPDES Permit
Arlington Wastewater Treatment Plant |
| 9. Appointment | William Porter – Board of Ethics |
| 10. Settlement | Charles Lucas – Grievance |

WITHDRAWN

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: R. Lecker/J. Conte

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 1 APPROVE/
DISAPPROVE

Cancellation Fees For Grievance
Hearing For Linda Podeszedlik
Which Was Adjourned

RESOLUTION

WHEREAS, David Wise, Esq. Labor and Employment Counsel for the Town of Poughkeepsie, requested an adjournment of the CSEA Grievance Hearing for Linda Podeszedlik; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby (approve) (disapprove) the payment of Arbitrator Sheila Cole's cancellation fee in the amount of \$1,200.00 and the payment of the cancellation fee to the American Arbitration Association in the sum of \$150.00 in reference to the Town of Poughkeepsie CSEA Grievance Hearing for Linda Podeszedlik, which payments would come from Line Item #_____.

Motion was made to Table until March 24, 2010 Town Board Meeting: Supervisor Myers/T. Tancredi

CARRIED: 7-0

03:03-02 AUTHORIZE
SUPERVISOR
TO SIGN

Memorandum Of Understanding With
CSEA Health Insurance &
Hospitalization Reimbursements

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the Memorandum of Understanding between the Town of Poughkeepsie and the Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO, Town of Poughkeepsie Employees Unit, with respect to health insurance and hospitalization, a copy of which is attached hereto and incorporated herein.

SO MOVED: J. Conte/S. Eagleton

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 3 AUTHORIZE
SUPERVISOR
TO SIGN

Custom Monitoring Contract For
Police Impound Yard Security

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign an agreement with Custom Monitoring for security monitoring of the Police Department Impound Yard for two (2) years beginning May 1, 2010 to April 30, 2012.

SO MOVED: M. Cifone/S. Krakower

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 4 NOTIFICATION

Application For Permission To Make
Alterations For The Liquor License For
The Establishment Beechtree Grill
Located At 1-3 Collegeview Avenue

NOTED BY TOWN BOARD

03:03-SC 5 NOTICE OF CLAIM

B & B Barristers, LTD & Broke & Brady
V. Town For Sewer Back Up at 31
Collegeview Avenue

REFERRED TO LEGAL DEPARTMENT

03:03-SC 6 SET DATE FOR
PUBLIC HEARING

Amend Town Code, Chapter 195,
Entitled "Vehicles And Traffic",
Specifically Section 195-54, Entitled
"Time Limit Parking" For LaGrange
Avenue

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 24th day of March 2010 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 195-54, Schedule XIX, entitle "Time Limit Parking", which amendment would be as follows:

SECTION 195-54

ADD

Name of Street	Side	Hours	Location
LaGrange Avenue	South	2 hours; 9:00 AM to 6:00 PM/All	Raymond Avenue to 10 LaGrange Avenue

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: S. Krakower/T. Tancredi

Councilman Tancredi: This is in response to the gentleman who came before us a few weeks ago. I spoke to some of the business owners in that area and they are in agreement and so we are going to give it a try.

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower, Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 7 OPPOSITION

To Central Hudson Rate Increase For Gas & Electricity

RESOLUTION

WHEREAS, Central Hudson Gas & Electric Corp. ("Central Hudson") has requested approval of increases in the rates it charges to deliver electricity and natural gas; and

WHEREAS, in years one, two and three respectively (starting July 1, 2010) electric delivery revenues would increase 4.5%, 3.4% and 3.2%, and during the same three years gas delivery revenues would increase by 8.9%, 3.4%, and 2.3%; and

WHEREAS, Central Hudson's area of service includes the Town of Poughkeepsie and the proposed rate increases will cause unnecessary hardship for numerous residents of the Town, particularly those with fixed or limited incomes, as well as placing an additional financial burden on the Town's taxpayers as the Town's own facilities are served by Central Hudson; and

WHEREAS, Central Hudson has failed to demonstrate a need for the proposed increases, and

WHEREAS, the matter is presently before the New York State Public Service Commission; and

WHEREAS, upon consideration, the Town Board finds that such rate increases will place an undue financial burden on residents, businesses and local governments, including the Town of Poughkeepsie, and discourage further industrial and commercial development in our region; and

WHEREAS, Central Hudson's service area is predominantly suburban and rural, with electric service provided by overhead lines, thus rendering the expenses of installation, maintenance and repair to be substantially less than those of utility companies in metropolitan areas where power lines are underground; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, in its capacity as governing body of the Town, does hereby oppose the rate increase for delivery of electricity and natural gas for which Central Hudson Gas & Electric Corp. seeks approval; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be delivered to Hon. Jaclyn A. Brillinger, Secretary, New York State Public Service Commission, the Hon. Stephen Saland, Senator for the 41st District, and the Hon. Joel Miller, Assemblyman for the 102nd District, by the Town Clerk, and the chief executives of surrounding municipalities served by Central Hudson; and

BE IT FURTHER RESOLVED, that the aforesaid resolution shall take effect immediately.

SO MOVED: T. Tancredi/S. Krakower

Supervisor Myers: There will be a Public Hearing on this Thursday, March 11 at the Common Council Chambers in the City of Poughkeepsie and anyone can go and speak if they wish. When they came out with this original rate increase it was going to be 10% and 8% or something and then they came up with a joint proposal, which now has upped the amount of increase for both electric and gas. I asked Jim Wojtowicz the other day approximately what we pay for electricity and this will probably have about a \$50,000 impact on the Town. This is serious, because people are going to get hit from a lot of directions on this and I'm sure we probably won't get anywhere with it, but I think we need to state our case and we can always hope.

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

Nays: None

CARRIED: 7-0

03:03-SC 8 AUTHORIZE
PUBLICATION

By Town Clerk of Notice of Intent To
Modify The State Pollutant Discharge
Elimination System (SPDES) Permit
Issued For The Arlington Wastewater
Treatment Plant

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize and direct the Town Clerk to publish the Notice of Intent to Modify the State Pollutant Discharge Elimination System (SPDES) Permit issued to the Town of Poughkeepsie for the Arlington Wastewater Treatment Plant, as contained in the attached notice.

SO MOVED: M. Cifone/J. Conte

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 9 REAPPOINTMENT

Town of Poughkeepsie Board of Ethics
Of William Porter For Five Year Term

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reappoint William Porter to the Town of Poughkeepsie Board of Ethics for a 5 year term from April 1, 2010 through {February 28, 2015.}

SO MOVED: Supervisor Myers/S. Eagleton

Town Attorney Hagstrom: I would like to have that modified. He has the only term that ends in March 31st and I asked to make that February 28th, 2015, because they are staggered terms.

Councilman Krakower: What Ward is he?

Supervisor Myers: I believe Third. He's been on the Board, and he's Chair of the Board.

ROLL CALL: Ayes: Councilmen Lecker, Eagleton, Conte, Cifone, Krakower,
Tancredi and Supervisor Myers
Nays: None

CARRIED: 7-0

03:03-SC 10 SETTLEMENT

By David R. Wise, Esq. Of The Charles
Lucas Grievance

WITHDRAWN FROM AGENDA

Motion made to suspend the rules for public speaking: Supervisor Myers/S. Krakower:

CARRIED: 7-0

Jim Berreta: I have a statement I would like to read about the traffic light at Spackenkill and Boardman. (ATTACHED TO FINAL BOOK COPY)

Councilman Tancredi: I think there is a slight misconception out there that the Town asked for This arrow. the Town didn't. (RESOLUTION ATTACHED TO FINAL BOOK COPY)

I want to arrange a meeting with DOT and I asked Assemblyman Miller's office to help facilitate that. In the meantime I also want to get a petition together requesting to make improvements altogether in the area; Examples: Turning lane; cut away the hillside heading west on Spackenkill so you can see the light; and align Colburn and Boardman and make it a true intersection. Also, in my opinion, I would encourage everyone exiting Colburn, to use the bottom outlet. There is much better site line from there, it is still a tough spot to get out of, but the least problem than the upper Colburn exit.

Jim Berreta: Thanked the Town for their efforts in this matter.

Doreen Tignanelli: Todd said to use the lower end of Colburn, but we have also had neighbors who have had accidents at the lower end and we've had one woman who has had accidents at the lower and upper end. So, it's dangerous either way. There are also large branches piled on the end of people's driveways on Colburn expecting pickups of their trees and branches from the storm. If the Town is not going to pick up, that's an issue.

Supervisor Myers: I think that they are just ASSUMING, but we don't have the manpower or the funds to do that.

I also wanted to comment, this letter from the DOT said "Upon completion of the study, the municipality will be notified of our findings and conclusion." Did anyone hear anything from them.

Supervisor Myers: We have heard absolutely nothing other than that letter you have a copy of saying that they won't do anything unless we authorize it.

Marc Pfeifer, Town Department of Highway Superintendent: I wanted to offer an idea to the Board. With all of the debris from the trees that went down, mostly the southern end of Town, but there is some everywhere, I wanted to open up the parking lot of the Highway Department this Saturday and next Saturday from 8 AM to 12 PM so the Town can bring all their downed branches from their yards, if they can. I'm sure if we offer the wood to people with fireplaces, free, there will be people coming to pick it up. It will help out all the way around.

Councilman Lecker inquired about reimbursement from State Aid for brush clean up from the storm.

Supervisor Myers: We have a meeting on that tomorrow to see if we can. FEMA has said that if Dutchess County reaches a threshold (190 some thousand dollars) all of the municipalities and County together, then we would qualify for State Aid reimbursement.

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

CARRIED: 7-0

Councilman Lecker commented on the comprehensive emergency plan and at 4:30 on Sunday, he had called Chief Mauro at home regarding the electric outage in the First Ward of over 1200 people and the problems. Once he knew, he sent his people down and he did everything he needed and within a half hour, Marc Pfeifer called me and asked if there was anything needed and what we needed done? We had a lot of problems there. The First Ward did not have power from Friday until Monday. I should have requested, if I had realized, a State of Emergency should have been called and I apologize to my residents. I called Councilman Baisley and he told me to call the Chief of Police and he was very nice to give me the emergency plan. It was 48 hours before the Chief knew of the major problem and there should be a better means of taking care of emergencies in the Town. The Chief did an excellent job once he knew, but it took 48 hours before he knew about it. Does everyone have a copy of the emergency plan and has everybody read it and does everyone know what to do?

Supervisor Myers: Said she had no power either and she got in touch with Marc Pfeifer and asked if there was anything that we needed to do and she was assured that there was nothing that could be done until Monday morning. For one thing, you people on the South side were really being hammered with snow and we really weren't aware because on our side, it was raining. That's what was really bizarre about the whole thing. The emergency services knew about it because they were open and they called together the County emergency team at the 911 Center. They had that team together when the first storm hit on Wednesday or Thursday and they were supposedly seeing that things were together in the county.

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

CARRIED: 7-0

MEETING CLOSED AT 9:22 PM

SJM:lkm