

**MINUTES OF TOWN BOARD MEETING HELD ON
APRIL 21, 2010 AT 7:00 PM AT TOWN HALL, ONE
OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

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

ABSENT: Councilman Lecker
Councilman Conte

***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

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

CARRIED: 5-0

NO SPEAKERS CAME FORWARD

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

CARRIED: 5-0

Town Clerk Miller: I did hereby file the affidavit of posting on April 9, 2010 and published in the Poughkeepsie Journal on April 12, 2010.

04:21-01 PUBLIC HEARING

Amend Town Code, Chapter 195, Entitled "Vehicles & Traffic", Specifically Section 195-48 Entitled "Schedule XIII: Parking Prohibited At All Times" For Parts of Overocker Road & North Grand Avenue

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a Public Hearing held on the 21st day of April, 2010 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend the Poughkeepsie Town Code, Chapter 195, entitled "Vehicle and Traffic", specifically Section 195-48, Schedule XIII, entitled "Parking Prohibited at All Times", which amendment is as follows:

ADD:

Name of Street	Side	Location
Overocker Road	Both	From Mountain View Road to Peckham Road
North Grand Avenue	Both	From Pehl Road to 274 North Grand Avenue

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

SO MOVED: S. Eagleton/M. Cifone

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

CARRIED: 5-0

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

CARRIED: 5-0

Doreen Tignanelli: I just want to verify what the change is and question whether or not the Town Board in 2008 was inclined to give Open Development areas status to the Flynn's Subdivision on New Hackensack Road? They recently came before the Planning Board again, with a new attorney, Mr. Cantor, and he is challenging the definition of a Flag Lot – does this have anything to do with that?

Councilman Krakower: No.

Neil Wilson: The answer is "No". It is not related at all to Mr. Flynn's application, but it is a correction of a typo we discovered while we were reviewing Mr. Cantor's papers. Back in October of 2008, the Board corrected a similar typo in the Zoning Law of definition 'Flag Lot' and we forgot to circle around that time and correct the same definition in the Sub-Division Regulation and this is to be sure they both read the same. This will remain sufficient.

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

CARRIED: 5-0

Town Clerk Miller: I did hereby file the affidavit of posting on April 5, 2010 and published on April 7, 2010.

04:21-02 PUBLIC HEARING

April 21, 2010 To Correct Town Code, Chapter 177, Entitled "Subdivision of Land", Specifically Article II, Section 177-7, Entitled "Definitions" for Flag Lots

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 21st day of April, 2010, at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York, does hereby correct the current Town Code, Chapter 177, entitled "Subdivision of Land, specifically Article II, Section 177-7, entitled "Definitions", subparagraph B, which correction reads as follows:

LOT, FLAG – a lot which has insufficient frontage on a public street to comply with the minimum lot frontage requirements of this Chapter, but which is shaped in such a manner that the portion of the lot closest to the street can only be used for access purposes and not as a yard or buildable area, and whose width some distance back from the right-of-way is sufficient to provide proper space to meet the yard and setback requirements.

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

SO MOVED: M. Cifone/S. Eagleton

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

CARRIED: 5-0

Town Clerk Miller: I did hereby file the affidavit of posting on April 5, 2010 and published in the Poughkeepsie Journal on April 7, 2010.

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

NO SPEAKERS CAME FORWARD

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

CARRIED: 5-0

04:21-03 PUBLIC HEARING

For Zoning Designation of 64 Old Manchester Road From Residence, Mobile Home (R-MH) To Residence, Multi-Family (R-M) District & Amend Chapter 210, Entitled “Zoning” Specifically Section 210-11, Entitled “Zoning Map”

RESOLUTION

Change of Zone – 64 Old Manchester Road

WHEREAS, the Town Board has received a communication from the Director of Municipal Development recommending that the zoning designation of tax parcel number 6261-04-703393-0000, also known as 64 Old Manchester Road, be amended from Residence, Mobile Home (R-MH) to Residence, Multi-Family (R-M) District; and

WHEREAS, the proposed Change of Zone for 64 Old Manchester Road is an Unlisted Action under the New York State Environmental Quality Review Act; and

WHEREAS, pursuant to the General Municipal Law Section 239-m the Town Board referred the proposed Change of Zone to the Dutchess County Department of Planning and Economic Development which determined that the proposed change is a matter of local concern; and

WHEREAS, pursuant to Section 210-154 of the Town Code the Town Board referred the proposed Change of Zone to the Town Planning Board which recommended adoption of the proposed change; and

WHEREAS, pursuant to Section 210-156 of the Town Code, on April 21, 2010 the Town Board convened a public hearing on the proposed Change of Zone.

NOW THEREFORE BE IT ENACTED THAT:

1. The Town Board hereby determines that the proposed Change of Zone will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared for the reasons set forth in Part 2 of a Short Form EAF; and
2. The Town Board hereby amends Section 210-11 of the Town Code, the “Zoning Map”, to change the zoning classification of 64 Old Manchester Road (tax parcel number 6261-04-703393-0000) from Residence,, Mobile Home (R-MH) to Residence, Multi-Family (R-M) District, said amendment to be effective upon filing with the Department of State.

SO MOVED: S. Krakower/T. Tancredi

Supervisor Myers: We have heard from Dutchess County on this and they do say it is a matter of local concern.

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

CARRIED: 5-0

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

CARRIED: 5-0

Jim Beretta: I just wanted to know about a couple of items. SC 1: Fairview Fire District –

Supervisor Myers: Fairview applied for and received a Grant to do a study for potential mergers or consolidations of adjacent fire districts and this is just saying they want to be Lead Agency as far as SEQRA and things like that goes, etc. They did get the grant award we all wish them a lot of luck in this pursuit.

Jim Beretta: SC 8: Proposed Memorandum of Agreement between the Town and Town Police Benevolent Association.

Supervisor Myers: Their contract expired at the end of last December and we have been negotiating a new contract with them. So, that's what we will be discussing this evening.

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

CARRIED: 5-0

04:21-04 AUTHORIZE
SUPERVISOR
TO SIGN

Human Resource Consulting Services
Agreement With PublicSector HR
Consultants, LLC

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Human Resource Consulting Services Agreement with PublicSector HR Consultants, LLC for the years 2010 and 2011, a copy of which is attached hereto.

SO MOVED: T. Tancredi/S. Krakower

Motion made to Table indefinitely: T. Tancredi/Supervisor Myers

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

Nays: None

CARRIED: 5-0

TABLED INDEFINITELY

04:21-05 AUTHORIZE

Supervisor & Town Attorney To Commence The Removal Process of Zoning Board of Appeals Member Due To Lack of Attendance at ZBA Board Meetings

WITHDRAWN FROM AGENDA

04:21-06 ACCEPT

Dutchess County Planning Federation Course Certification For Anne Conroy

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 Anne Conroy for the 2 hour training course entitled "Planning Board Basic Overview", a copy of which is attached hereto.

SO MOVED: Supervisor Myers/T. Tancredi

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

CARRIED: 5-0

CERTIFICATION ATTACHED TO FINAL BOOK COPY

04:21-07 ACCEPT

Dutchess County Planning Federation Courses Certification For Bob Gorman

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the following Course Certifications, copies of which are attached hereto, issued to Bob Gorman as follows:

1. Dutchess County Planning Federation for a 2 hour training course entitled "Planning Board Basic Overview", and

2. Winnakee Land Trust for a 2 hour course entitled “Using Conservation Easements in Conservation Subdivisions”.

SO MOVED: S. Eagleton/M. Cifone

Supervisor Myers: I want to commend Anne and Bob for getting these done very early on and hope that all our Planning Board members will get out and get all of theirs as quickly as possible.

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

CARRIED: 5-0

CERTIFICATIONS ATTACHED TO FINAL BOOK COPY

04:21-08 AUTHORIZE
SUPERVISOR
TO SIGN

Sub-Contract Agreement Between
Town & Marist College in Reference
To Contract #T006867 – Longview
Park NYSCRIP Interpretive Signage

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the Sub-contract Agreement between the Town of Poughkeepsie and Marist College in reference to Contract #T006867 – Longview Park NYSCRIP Interpretive Signage, a copy of which is attached.

SO MOVED: M. Cifone/S. Krakower

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

CARRIED: 5-0

I have a letter here from Virginia Buechele, I don't know if she wanted it read out loud, but I think she just wanted to be sure it was acknowledged that she was saying, “Please make sure that the interpretive signage is being done and going to be out on Route 9 where people can see it and take advantage of Longview Park” and she wanted it included in the minutes, hereto. To assure her that this is exactly what this is for to move that forward to get the signage, which Marist is designing, installed.

LETTER & NYSCRIP ATTACHED TO FINAL BOOK COPY

04:21-09 AUTHORIZE
SUPERVISOR
TO SIGN

Maintenance Agreement with InterAct
Public Safety Systems For
Maintenance Service For Police
Department's Server & Mobile Data
Terminal

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a Maintenance Agreement with InterAct Public Safety Systems, formerly known as BIO-KEY International, Inc., for maintenance service for the Police Department's server and Mobile Data Terminal for the coverage period of July 1, 2010 through June 30, 2011 at the total cost of \$7,578.00 (no increase).

SO MOVED: S. Krakower/M. Cifone

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

CARRIED: 5-0

04:21-10 AUTHORIZE
SUPERVISOR
TO SIGN

Town of Poughkeepsie Town Hall Phone
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 Town Hall for the coverage period of April 21, 2010 through April 20, 2011, at the total cost of \$4,778.32, which cost includes voicemail services and modifications thereof.

SO MOVED: T. Tancredi/S. Krakower

Councilman Krakower: Is this conflicting with what Mark was working on?

Supervisor Myers: That would be part of a long range plan and he can't do it right away. So, we have to have some sort of a contract with these people within the time being.

Mark Fink: This does not conflict with my contract.

Councilman Krakower: Does the contract say we can get out of it within any certain time?

Town Attorney Hagstrom: With a ten day notice and a refund with prorated amounts.

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

CARRIED: 5-0

04:21-11 SET DATE FOR
PUBLIC HEARING

Amend Town Code, Chapter 105,
Entitled "Fees", Specifically Section
105-4(L) (8)

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 5th day of May, 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 of the Town of Poughkeepsie, Chapter 105, entitled "Fees", specifically Section 105-4 (L) (8), which amendment would be as follows:

DELETE: Section 105-4 (L) (8)

Class B plumbing permit fee: nonrefundable administrative permit fee of \$35.00 plus a fee per appurtenance of \$25.00

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

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

SO MOVED: Supervisor Myers/S. Eagleton

Councilman Cifone: Why are we doing a fee specifically for this when we just did all our fees previously?

Supervisor Myers: I don't think Plumbing was included in that.

Councilman Cifone: We did do one Plumbing.

Supervisor Myers: Yes, but that was the fee, it was connections and outdoor thing.

Town Attorney Hagstrom: This is to make the same fee, there was one similar to this before making the fee from \$30 to \$35 and that is what this is doing. It is making it consistent with what we did a month or two ago.

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

CARRIED: 5-0

04:21-12 ACCEPT MINUTES

February 17, Regular & Special Meetings
March 3rd, Special and Regular Meetings
March 18th Special Meeting

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2010 Town Board Meetings, to wit:

February 17 – Regular & Special Meeting

March 3 – Regular & Special Meeting

March 18 – Special Meeting

SO MOVED: S. Eagleton/M. Cifone

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

CARRIED: 5-0

04:21-13 NOTIFICATION

- A. Liquor License Renewal of Tokoyo LaGrange Café, Inc. D/B/A Tokoyo Express Located at 8 LaGrange Avenue
- B. Liquor License Renewal of Miss Saigon Restaurant Located at 25 LaGrange Avenue, 1st Floor

NOTED BY TOWN BOARD

04:21-14 NOTIFICATION

Original Liquor License Application Form For Table Talk Diner, LLC D/B/A Table Talk Diner Located At 2521 South Road

NOTED BY TOWN BOARD

04:21-15 AUTHORIZE

Special Consent Items SC 1, SC 2, SC 3, SC 4, SC 5, SC 6, and SC 7

RESOLUTION

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

SC 1. Resolution

Fairview Fire District – Lead Agency Status

SC 2. Resignation

Adam Deans – Historic Preservation Commission

SC 3. Authorize	Civil Action – Estate of Lamberts
SC 4. Notification	Town of Lloyd Public Hearing
SC 5. Notification	National Rebuild Day – April 24
SC 6. Approve	Lag B’Omer Parade
SC 7. Resignation	James Santoro – Zoning Board of Appeals
SC 8. Ratify	Memorandum of Agreement – PBA

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

SO MOVED: M. Cifone/T. Tancredi

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

CARRIED: 5-0

04:21-SC 1 OBJECT/DOES
NOT OBJECT

Fairview Fire District Proposes To Utilize Funds From 2009-2010 NYS Government Efficiency to Conduct Study For Determination Of Consolidation With 1 Or More Fire Districts & Acting As Lead Agency

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie (does object) (does not object) to the Fairview Fire District acting as Lead Agency in applying for funds for a New York State Local Government Efficiency Grant to conduct a study as to potential mergers or consolidation with adjacent fire districts.

SO MOVED: S. Krakower/M. Cifone

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

CARRIED: 5-0

04:21-SC 2 RESIGNATION

From Town Historic Preservation Commission Of Adam Deans

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Adam Deans from the Town of Poughkeepsie Historic Preservation Commission, effective immediately.

SO MOVED: T. Tancredi/M. Cifone

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

CARRIED: 5-0

04:21-SC 3 AUTHORIZE

Town Attorney Is Authorized To Bring Civil Action In Supreme Court Against The Estate Of Eleanora Lamberts & Administrator Of Estate For Injunctive Relief

RESOLUTION

BE IT RESOLVED, that the Town Attorney, with the assistance of Van DeWater & Van DeWater, LLP, is authorized to bring a civil action in Supreme Court, Dutchess County against the Estate of Eleanora Lamberts and the Administrator of the Estate of Eleanora Lamberts, Arnis Lamberts, for Injunctive Relief in regard to violation of Town Code, Sections 171-5 and 192-3 and for failure to abide by the agreement signed on March 27, 2009 by Arnis Lamberts and by the Town of Poughkeepsie on April 10, 2009, and for such other and further relief as may be proper.

SO MOVED: Supervisor Myers/ T. Tancredi

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

CARRIED: 5-0

Supervisor Myers: It's really a shame the Town has to do this. Councilman Tancredi has been dealing with this for quite some time now.

AGREEMENT ATTACHED TO FINAL BOOK COPY

04:21-SC 4 NOTIFICATION

Town Of Lloyd Public Hearing April 07, 2010 Enacting New Zoning Laws, Subdivision Regulations & Right To Farm Law

NOTED BY TOWN BOARD

04:21-SC 5 NOTIFICATION

National Rebuild Day, April 24, 2010 –
Rebuilding Together Dutchess With
Heroes At Home's 15 Spring Rebuilding
Projects Ongoing During The Day

NOTED BY TOWN BOARD

04:21-SC 6 APPROVAL

Chabad Lubavitch of Mid Hudson Valley
Lag B'Omer Parade on May 02, 2010
From 3:00 PM to 4:00 PM From
Spackenkill Road To Red Oaks Mill
Intersection & Down Vassar Road

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Rabbi Yacov Borenstein on behalf of the Chabad Lubavitch Mid Hudson Valley, to hold its Lag B'Omer Parade on May 2, 2010, which parade route is from the Red Oaks Mill Park to 63 Vassar Road, as outlined on the attached map; and

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

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for said Parade to be held on May 2, 1010.

SO MOVED: S. Krakower/T. Tancredi

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

CARRIED: 5-0

04:21-SC 7 RESIGNATION

From Zoning Board of Appeals of
James Santoro

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of James Santoro from the Town of Poughkeepsie Zoning Board of Appeals, effective immediately.

SO MOVED: T. Tancredi/M. Cifone

Town Board praised Mr. Santoro for his past work on the Zoning Board, as he was on the Board for many years. However, at this time he has many things he is doing on the outside that benefits the Town also, like working with kids in the community. Supervisor Myers said that when he no longer has as many other duties and things calm down, I am sure he would be welcomed on the Committee again as he was a very good asset when he served on the Board.

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

CARRIED: 5-0

04:21-SC 8 RATIFY

Proposed Memorandum Of Agreement
Between The Town of Poughkeepsie &
The Town of Poughkeepsie Police
Benevolent Association

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby ratify the proposed Memorandum of Agreement between the Town of Poughkeepsie and the Town of Poughkeepsie Police Benevolent Association and the amended salary schedule.

SO MOVED: Supervisor Myers/T. Tancredi

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

CARRIED: 5-0

Supervisor Myers: I have one question. In Section 12, why are we saying “May” instead of “Shall”? Last page, Paragraph 8 of the Agreement.

Dave Wise: It leaves in the Chief’s discretion, whether or not to pursue discipline, if it’s mandatory. For example, prohibition under this provision, would be taking a prescribed substance for someone who does not have a prescription. In many instances, like if one spouse has a prescription for a certain anti-inflammatory or a pain killer and the second spouse has a different prescription and the second spouse being an officer, that prescription runs out and the officer decides to take some of the spouses anti-inflammatory or pain killer, under this provision, that would be a violation of that contract, but under that circumstance, if the Town Board must pursue discipline, under those circumstances, you might not want to do it. So, this really gives the Town discretion to work with an officer when there might be a extenuating circumstances.

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

CARRIED: 5-0

Doreen Tignanelli: I have a couple of questions. I asked a couple of months ago that the Morris Associates Contract had expired, has anything been done on that?

Supervisor Myers: It's still expired. It hasn't been finalized yet, no.

Doreen Tignanelli: Are we still paying almost \$10,000 a month?

Supervisor Myers: Nothing has changed.

Councilman Cifone: We are working on it, though. We should hopefully very soon have it worked out.

Doreen Tignanelli: Is the Technology Committee making progress on the audio? I saw the Town Clerk asking people if they could hear Councilman Cifone. Are we making progress moving forward?

Councilman Eagleton: Not yet. That's mine. Not yet.

Supervisor Myers: Mark is working on that. He has gotten stuff from Hugh's TV and he's putting that together to go out and get other quotes.

Doreen Tignanelli: The meeting with the DOT and Assemblyman Miller's Office, Councilman Tancredi told me it is scheduled for this Friday, is that still the case?

Councilman Tancredi: Yes. Getting all people involved together has been the delay.

Doreen Tignanelli: My last question, the water from my home and I was told that they are looking for a long term solution to the problem and we are still having problems. They are still doing the flushing once or twice a week and they ended up doing that all through the winter. I asked the Chief how much water we used in the flushing, so far, just from May of 2009 to March of 2010, we've used over 3 million, 103 thousand of treated water and we are still having the situation with the brown water. So, we need a long term solution to this problem and it's been well over a year since it happened.

The Town has been working on it. The City also has the same problem at one location and it has not been a simple problem, but they are continuing to work on it to make those changes that will eliminate the problem. It's not an easy process.

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

CARRIED: 5-0

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. Litigation: To discuss litigation strategy in a case known as Hilda Car vs. the Town of Poughkeepsie

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

SO MOVED: Supervisor Myers/M. Cifone

CARRIED: 5-0

BOARD MEETING ADJOURNED AT 7:55 PM

INTO EXECUTIVE SESSION AT 8:00 PM

BACK FROM EXECUTIVE SESSION AT 8:20 PM

NO ACTION WAS TAKEN

Motion made to close the meeting: Supervisor Myers/M. Cifone

CARRIED: 5-0

MEETING CLOSED AT 8:21 PM

SJM:lk