

**TOWN OF POUGHKEEPSIE TOWN HALL
TOWN BOARD MEETING
JUNE 22, 2011
7:00 P. M.
SUMMARY**

PRESENT: Supervisor Myers
Councilman Lecker
Councilman Eagleton
Councilman Cifone
Councilman Krakower (Arrived at 7:10 P. M.)
Councilman Tancredi
Town Attorney Nelson
Town Clerk Miller

ABSENT: Councilman Conte

AGENDA ITEMS

06:22-01 PUBLIC HEARING To Amend Town Code, Chapter 105, Entitled
(COUNCILMAN "Fees", Specifically Section 105 - 4, Entitled
CONTE) "Chapter 76, Circuses And Carnivals" For
Flea Market Fees

CARRIED 5 – 0

AYE: Councilmen Lecker, Eagleton, Cifone, Tancredi & Supervisor
Myers

NAY: -0-

ABSTAIN: -0-

ABSENT: Councilmen Krakower & Conte

06:22-02 NOTIFICATION Group Home Located At 20 Caldwell Road,
(SUPERVISOR The Devereux Foundation
MYERS) John O'Keefe, Executive Director of the
Devereux Foundation, New York Center, Jeanine C. Sisco, DDPS1 Site
Development and Krista Scibelli, Director of Community Services, spoke on how
and why the Devereux Foundation would like to have a home for 5 individuals at
20 Caldwell Road. The Devereux Foundation was founded in Philadelphia in
1912 by Helena T. Devereux, a teacher and pioneer in the field of special
education. The Foundation is in the process of transferring 20 current students
from the Red Hook campus to four smaller houses in the community, with 5
students in each house to provide a more home-like setting with individual
bedrooms, such as the five bedroom home located on Caldwell Road. The 5
students (aged 10 – 21, all with autism or other Developmental Disability) will
attend school at Devereux's Red Hook Campus with transportation provided by
the staff.

**THE TOWN BOARD RAISED NO OBJECTION TO
A GROUP HOME AT 20 CALDWELL ROAD**

(OVER)

06:22-03	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation For 2 Oak Grove Lane CARRIED	6 – 0
06:22-04	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation For 17 Jean Drive CARRIED	6 – 0
06:22-05	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation for 1 Fair Way AMENDED CARRIED MAIN MOTION CARRIED	6 – 0 6 – 0
06:22-06	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation For 83 Marple Road Extension CARRIED	6 – 0
06:22-07	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation For 29 Stephanie Lane CARRIED	6 – 0
06:22-08	PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	Property Maintenance Violation For 32 Shamrock Circle CARRIED	6 – 0
06:22-09	AUTHORIZE SUPERVISOR TO SIGN (COUNCILMAN KRAKOWER)	Operation, Maintenance & Management Agreement Between Town & United Water Environmental Services, Inc. For Operation, Maintenance & Management Of Arlington Wastewater Treatment Plant & Country Club Wastewater Treatment Plant CARRIED	4 – 2

AYE: Councilmen Lecker, Cifone, Krakower & Tancredi

NAY: Councilman Eagleton & Supervisor Myers

ABSTAIN: -0-

ABSENT: Councilman Conte

(NEXT PAGE)

- 06:22-10 SET DATE FOR PUBLIC HEARING (POLICE SGT. JICHA) Amend Town Code, Chapter 195, Entitled "Vehicles And Traffic", Specifically Section 195-54, Schedule XIX, Entitled "Time Limit Parking" For Parking Lot At 39 Raymond Avenue
MOTION TO TABLE UNTIL JULY 06, 2011 TOWN BOARD MEETING CARRIED **6 – 0**
- 06:22-11 APPOINT (LEGAL DEPARTMENT) Kyle W. Barnett, Esq. As Special Counsel To Prosecute Kyle T. Martin For Violations Of The Vehicle & Traffic Law of NY In Town Court
CARRIED **6 – 0**
- 06:22-12 AUTHORIZE SUPERVISOR TO SIGN (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON) Contract On Behalf Of Town With Tyler Technologies Sales
TOWN BOARD WENT INTO EXECUTIVE SESSION
- 06:01-ES1 ADJOURN TO EXECUTIVE SESSION** To Enter Executive Session To Consider Following Matters:
A. Confidential Communication Between Attorney And His Client, The Town Board, Based On Attorney/Client Privilege

TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:10 P. M.

TOWN BOARD RETURNED TO BOARD MEETING AT 8:28 P. M.

TOWN BOARD VOTED ON MOTION

CARRIED **6 – 0**

- 06:22-13 AUTHORIZE SUPERVISOR TO SIGN (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON) Contract For A Server Virtualization Project, Phase one & Phase Two With CSI Computer Systems Integrators, Inc.
CARRIED **6 – 0**

(OVER)

06:22-14	SET DATE FOR PUBLIC HEARING (COUNCILMAN CIFONE/POLICE SGT. JICHA)	Amend Town Code, Chapter 195, Entitled "Vehicle And Traffic", Specifically Section 195-48, Schedule XIII, Entitled "Parking Prohibited At All Times" For Center Avenue And Morse Street PUBLIC HEARING TO BE HELD ON AT JULY 6, 2011 TOWN BOARD MEETING CARRIED	6 – 0
06:22-15	AUTHORIZE (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON)	Performance Bond Reduction For The Grand Meadows Subdivision DEFEATED	0 – 6
06:22-16	SET DATE FOR HEARING (ZONING ADMINISTRATOR)	To Consider Recommendation From Zoning Administrator Davis For Property Maintenance Of 978 Dutchess Turnpike MOTION TO WITHDRAW RESOLUTION CARRIED	6 – 0
06:22-17	SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	To Consider Recommendation From Zoning Administrator Davis For Property Maintenance Of 4 Hampton Road PUBLIC HEARING TO BE HELD ON AT JULY 6, 2011 TOWN BOARD MEETING CARRIED	6 – 0
06:22-18	SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	To Consider Recommendation From Zoning Administrator Davis For Property Maintenance Of 14 Morse Street PUBLIC HEARING TO BE HELD ON AT JULY 6, 2011 TOWN BOARD MEETING CARRIED	6 – 0
06:22-19	SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS)	To Consider Recommendation From Zoning Administrator Davis For Property Maintenance of 24 Channingville Road RESOLUTION WITHDRAWN CARRIED	6 – 0

(NEXT PAGE)

- 06:22-20 SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS) Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Section 210-20, Entitled "Senior Housing Overlay District(SHOD") For Development Of Age Restricted Housing
PUBLIC HEARING TO BE HELD AT THE JULY 20, 2011 TOWN BOARD MEETING CARRIED 6 – 0
- 06:22-21 SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS) Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Section 210-11, Entitled "Zoning Map" For McKinley Lane
PUBLIC HEARING TO BE HELD AT THE JULY 20, 2011 TOWN BOARD MEETING CARRIED 5 – 1
- AYE: Councilmen Lecker, Eagleton, Cifone, Krakower, Tancredi**
NAY: Supervisor Myers
ABSTAIN: -0-
ABSENT: Councilman Conte
- 06:22-22 SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS) Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Section 210-11, Entitled "Zoning Map" For Friendly Honda Located At Dutchess Turnpike
PUBLIC HEARING TO BE HELD AT THE JULY 20, 2011 TOWN BOARD MEETING CARRIED 6 – 0
- 06:22-23 SET DATE FOR PUBLIC HEARING (ZONING ADMINISTRATOR DAVIS) Amend Town Code, Chapter 210, Entitled "Zoning", Specifically Section 210-11, Entitled "Zoning Map" For 2055 South Road & 79 Old Post Road
PUBLIC HEARING TO BE HELD AT THE JULY 20, 2011 TOWN BOARD MEETING CARRIED 6 – 0
- 06:22-24 AUTHORIZE (DIRECTOR OF MUNICIPAL DEVELOPMENT WILSON) Waiver Of Site Plan & Subdivision Application Fees For The Renewal Of Expired Approvals For The Seasons Assisted Living Center Project (EBS Poughkeepsie, LLC) Located At 2611-2629 South Road
CARRIED 5 – 1

(OVER)

- 06:22-24 AUTHORIZE**
AYE: Councilmen Lecker, Eagleton, Cifone, Krakower & Tancredi
NAY: Supervisor Myers
ABSTAIN: -0-
ABSENT: Councilman Conte
- 06:22-25 APPROVAL Licensing Of Fireworks Public Display For
(TOWN CLERK Dutchess Golf & Country Club On July 02,
MILLER) 2011 At 9:00 P. M. On Route 9
CARRIED 6 – 0
- 06:22-26 APPROVAL Block Party On Public Land On Delbalso
(TOWN CLERK Boulevard August 13, 2011 From 12:00 Noon
MILLER) To 8:00 P. M.
CARRIED 6 – 0
- 06:22-27 ACCEPT Certificate of Attendance For Anne Conroy
(DIRECTOR OF From Hudson Valley Pattern For Progress For
MUNICIPAL The Fifth Annual Spring Conference, Housing
DEVELOPMENT The Hudson Valley Conference, Forecasting
WILSON) The Future
CARRIED 6 – 0
- 06:22-28 APPROVAL Locust Grove Annual Antique Car Show
(TOWN CLERK Sunday, July 17, 2011 At The Samuel
MILLER) Morse Historic Site At 2683 South Road
CARRIED 6 – 0
- 06:22-29 NOTICE OF D. C Industrial Development Agency With
PUBLIC Neptune Capital Investors, LLC For Proposed
HEARING Grant Of Financial Assistance At Dutchess
(SUPERVISOR County Economic Development Corporation,
MYERS) 3 Neptune Road, On June 23, 2011 At 10:30
A. M.
NOTED BY TOWN BOARD
- 06:22-30 NOTIFICATION Renewal Application Notice Form For
(TOWN CLERK A On-Premises Alcoholic Beverage License:
MILLER) A. Sanza Pizza Inc. D/B/A Giacomo's Pizza
Café Located At 1 Spackenkill Road, Bldg #1
REVIEWED BY POLICE

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- 06:22-30 NOTIFICATION
CONTINUED Renewal Application Notice Form For
A On-Premises Alcoholic Beverage License
B. N And D Restaurants, Inc. D/B/A The Olive
Garden Restaurant #1410 Located At 741
South Road
REVIEWED BY POLICE
C. N And D Restaurants, Inc.
D/B/A Red Lobster #0311 Located At 630
South Road
REVIEWED BY POLICE
D. Antonella's Restaurant Located At 1830
South Road
REVIEWED BY POLICE
E. Bonsai Japanese Restaurant Inc. Located
At 2521 South Road
REVIEWED BY POLICE
F. Bonefish Grill, LLC D/B/A Bonefish Grill
Located At 2185 South Road
REVIEWED BY POLICE
NOTED BY TOWN BOARD
- 06:22-31 NOTIFICATION
TOWN CLERK
MILLER) Jason Bomba V. Town Police Department For
Article 78 Seeking Return Of Firearms Taken
From Petitioner
REFERRED TO THE LEGAL DEPARTMENT
- 06:22-32 NOTICE OF
CLAIM
(TOWN CLERK
MILLER) Arthur J. Knippler V Town For Damage To
Car Hood Due To Baseball Fouled Over The
Fence That Struck His Car Parked In A Town
Park Parking Lot
REFERRED TO THE LEGAL DEPARTMENT
- 06:22-33 AUTHORIZE
(LEGAL
DEPARTMENT) Special Consent Items SC1, SC2, SC3, SC4,
SC5, SC6
CARRIED **6 – 0**

PROPOSED ITEMS FOR CONSIDERATION UPON SPECIAL CONSENT

(OVER)

- 06:22-SC1 AUTHORIZE
SUPERVISOR
TO SIGN
(SOFTWARE
ANALYST
FINK) Service Agreement With One Communication
Corporation For Telephone T1 Lines For Town
Hall & The Police/Court Facility
TABLED UNTIL A FUTURE DATE
CARRIED 6 – 0
- 06:22-SC2 AUTHORIZE
(COUNCILMAN
KRAKOWER) Payment Of Refund To Joseph Mansfield For
Sewer Usage Fees Paid For Property Not
Connected To Town Sewer
CARRIED 6 – 0
- 06:22-SC3 DECLARATION
(SUPERVISOR
MYERS) Town Board Declares June 29, 2011 To Be
“Billy De Mattio Day” As A Tribute To A
Poughkeepsie Son Who Touched Many Hearts
& Lives During His Life
CARRIED 6 – 0
- 06:22-SC4 AUTHORIZE
(COUNCILMAN
CIFONE) Construction Of A Pavilion On Blacktop In
Northeast Corner Of Fairview Park, In Memory
Of Cliff Killmire
**COUNCILMAN CIFONE CONGRATULAED
BY OTHER BOARD MEMBERS KRAKOWER
AND TANCREDI FOR OBTAINING ALL
FEATURES OF THE CONSTRUCTION OF
THE PAVILION WITH NO COST TO THE
TOWN**
CARRIED 6 – 0
- 06:22-SC5 BUDGET
MODIFICATION
(COMPTROLLER
WOJTOWICZ) Submitted By Comptroller To Allow For
Purchase Of A Server Virtualization Project
With CSI Computer Systems Integrators, Inc.
AMEND RESOLUTION
CARRIED 6 – 0
MAIN MOTION
CARRIED 6 – 0

(NEXT PAGE)

06:22-SC6	BUDGET MODIFICATION (COMPTROLLER WOJTOWICZ)	Submitted By Comptroller To Allow Planning Department To Contract With Tyler Technologies To Purchase A Software Package That Will Coordinate Municipal Operations CARRIED	6 – 0
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EXECUTIVE SESSION

06:01-ES2	ADJOURN TO EXECUTIVE SESSION	To Enter Executive Session To Consider Following Matters: A. Confidential Communication Between Attorney And His Client, The Town Board, Based On Attorney/Client Privilege Regarding Hildacar & Ginsberg
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TOWN BOARD MEETING ADJOURNED AT 9:44 P. M.

TOWN BOARD ENTERED EXECUTIVE SESSION AT 9:45 P. M.

TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 10:30 P. M.

NO ACTION TAKEN IN EXECUTIVE SESSION

TOWN BOARD MEETING CLOSED AT 10:31 P. M.