

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 6th day of July, 2011 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 195-48l, Schedule XIII, entitled “Parking Prohibited At All Times”, which amendment is as follows:

Amend Section 195-48 as follows:

ADD

Name of Street	Side	Location
Center Avenue	West	320-434 feet south of the Fulton Street intersection
Center Avenue	East	321-456 feet South of Fulton Street intersection, at Intersection, with the North Side of Morse Street
Morse Street	North	At intersection with the East Side of Center Avenue to 69 Feet East of intersection with East side of Center Avenue
Morse Street	South	At intersection with the West Side of Center Avenue to 94 Feet East of intersection with the West side of Center Avenue

AND BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie does determine that this action is a Type II Action requiring no environmental review; and

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

SO MOVED: S. Eagleton/J. Conte

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

Nays: None

CARRIED: 5-0

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

CARRIED: 5-0

Town Clerk Miller: I did hereby file the affidavit of posting on June 23, 2011 and Published in the Poughkeepsie Journal on June 23, 2011.

Sarah Davis, Zoning Administrator: This property has been mowed and I've been working with the maintenance company from the bank and they have promised me it will be done every two weeks.

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

CARRIED: 5-0

Motion made to withdraw this resolution: Supervisor Myers/M. Cifone

CARRIED: 5-0

RESOLUTION WITHDRAWN

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

CARRIED: 5-0

Town Clerk Miller: I did hereby file the affidavit of posting on June 23, 2011 and published in the Poughkeepsie Journal on June 25, 2011.

Sarah Davis: This property is still a mess. There is debris in the yard and the lawn has not been mowed this season.

Motion made to resume the rules: Supervisor Myers/J. Conte

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

Nays: None

CARRIED: 5-0

07:06-03 PUBLIC
HEARING

To Consider Recommendation From
Zoning Administrator Davis For Property
Maintenance of 4 Morse Street

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie,, pursuant to a public hearing held on July 6, 2011 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 fo the Town of Poughkeepsie Code, entitled “Property Maintenance”, does hereby determine that said property located at 14 Morse Street, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-02-236829, owned by Mr. & Mrs. Chas Barton, is in violation of Chapter 195; and

BE IT FURTHER RESOLVED, that said determination is based on the presentation and report submitted at the public hearing by the Zoning Administrator of the Town of Poughkeepsie; and

BE IT FURTHER RESOLVED, that said determination is based on the presentation and report submitted at the public hearing by the Zoning Administrator of the Town of Poughkeepsie; and

BE IT FUTHER RESOLVED, that said owner of 14 Morse Street has not complied with the Order to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal of all solid waste, debris, litter, garden waste, fallen tree limbs and shall cut the grass to a height not to exceed 4 inches, and any continued maintenance thereafter if the premises continues not to be properly maintained and

BE IT FURTHER RESOLVED, that the charges shall be sent to the registered owner of said property for reimbursement; and

BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (30) days of the bill, said charges shall be added to the next state, county and town tax bill pursuant to the provisions of Section 159-13 of the Town Code and shall become a lien against the property and filed with the Dutchess County Clerk and the Dutchess County Commissioner of Finance; and

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to remove all garden waste, fallen tree limbs and cut the grass.

SO MOVED: J. Conte/M. Cifone

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

Nays: None

CARRIED: 5-0

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

CARRIED: 5-0

Rob Rubin: Item #4. I personally think that that is shortsighted. I've been to that plant and I think there are problems there and I don't know how those problems are currently being addressed. We've spoken about that in the past. I think the elimination of those positions, based upon what I saw of the physical condition of that plant, does not make sense, not until we can get that plant in an acceptable operating condition.

Doreen Tignanelli: I have a question about #12 where Kyle Barnett is going to be special counsel to prosecute code violations. What are those violations.

Supervisor Myers: Actually, it is any violation that Craig Wallace is currently covering. It could be speeding, it could be animals or anything on the town's behalf.

Doreen Tignanelli: My other question is on Item #9. Settlement of St. Francis Hospital and Columbia SFH Group. I guess I'm not exactly sure as a Town resident, how these settlements affect residents. In this case, it's not the Arlington Fire District, but it's the Fairview Fire District, so, I'm interested in the tax consequences in general for Town residents, so can someone explain to me how would that affect residents in the Fairview Fire District?

(Inaudible) Actually, I received a call from Mr. Gephart earlier today who asked essentially the same question and what I told him was for the Total of all four years in question, the total refunds are approximately \$4,000 for the Fire District. They range from 2 for one year down to about 1,000 the other four years.

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

CARRIED: 5-0

07:06-04 AUTHORIZE

Elimination of Positions In The Arlington
Sewer Treatment Plant

4 Sewer Treatment Plant Operators

1 Lab Technician

9 Sewer Maintenance Mechanics

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby eliminate the following positions, effective July 5, 2011, to wit:

4 Sewer Treatment Plant Operators

1 Lab Technician

9 Sewer Maintenance Mechanics

All at the Arlington Sewer Treatment Plant

SO MOVED: M. Cifone/S. Krakower

Councilman Conte: Ok, it was a good question, what Mr. Rubin was saying, this private company is going to have these people in place to do this work? (No) Then what are we going to do just in case there is an issue down there, are we going to hire outside service. Like sewer/maintenance mechanics.

Supervisor Myers: That's their problem. Their going to have to deal with it.

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

Nays: Councilman Eagleton and Supervisor Myers

CARRIED: 4-2

07:06-05 RESIGNATION

Sewer Department Of Robert Eichler From
Sewer Collection System

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Robert Eichler from the Town of Poughkeepsie Sewer Collection System, effective the close of business July 4, 2011.

SO MOVED: S. Krakower/T. Tancredi

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

Nays: None

CARRIED: 6-0

07:06-06 AUTHORIZE

Lateral Transfers From Sewer Treatment
Plant To Sewer Collection System To Sewer
Maintenance Mechanics

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the lateral transfers from the Town of Poughkeepsie Sewer Treatment Plant to the Sewer Collection system to the following Sewer Maintenance Mechanics at their current rate of pay and benefits, and retaining all service credits, effective July 5, 2011:

- Charles Lucas
- William Burgin
- Paul Tortarella
- Carmine Crispi

- Gregory Gunn
- Joseph Myers

SO MOVED: T. Tancredi/M. Cifone

Councilman Eagleton: I'm in favor of the transfer, but I think we are going to be short, given the level of the expected maintenance in the collection system in the years to come. Think of the one or two retirements that we could face. It's difficult at best to train people in short order to do that type of work. That work will increase, it's not going to get less. I would like to make a motion to add at least one more position to make sure we have the adequate resources to deal with retirements, etc.

Supervisor Myers: I would second that.

Councilman Krakower: To retain a position in case someone retires in the future is a luxury I don't think we can afford.

Councilman Eagleton: But, we could face the issue where we will have pumping stations fail.

Councilman Krakower; We could, but we don't right now and to retain employees in case something happens in the future is an expense that I don't think the taxpayers really want to pay for.

Councilman Eagleton: But, the expense of not having an adequate resource to deal with a maintenance issue that could grow and blossom into a bigger problem like the station at Brooklyn Farms.

Councilman Cifone: We met with the department head and he feels says he is comfortable with the number of employees now. If he feels he needs them at some time in the future, we will deal with it then.

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

Nays: None

CARRIED: 6-0

07:06-07 AUTHORIZE

Terminations From Arlington Sewer
Collection System

RESOLUTION

BE IT RESOLVED, that due to a reduction in work force brought about by the elimination of certain positions from the Arlington Sewer Treatment Plant, and in accordance with the layoff procedures set forth in Article IX, Section 7 of the Collective Bargaining Agreement between the Town of Poughkeepsie and CSEA Local 1000 on

behalf of Town of Poughkeepsie Employees Unit #6665, the Town Board of the Town of Poughkeepsie hereby terminates the employment of the following individuals, effective the close of business July 8, 2011:

Albert Davies, Jr.
Jason Enson
Michael Raffaele

SO MOVED: Supervisor Myers/S. Krakower

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

CARRIED: 6-0

07:06-08 SET DATE FOR
PUBLIC HEARING

Amend Town Code, Chapter 195, Entitled
“Vehicles And Traffic”, Specifically Section
195-8 Entitled “Schedule XIII: Parking
Prohibited At All Times” For DeGarmo
Road

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 20th day of July 2011 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 of Poughkeepsie Code Chapter 195, entitled “Vehicle & Traffic”, specifically Section 195-48, Schedule XIII, entitled “Parking Prohibited at All Times”, which amendment would be as follows:

Amend Section 195-48, Schedule XIII as follows:

ADD

Name of Street	Side	Location
DeGarmo Road	West	At Intersection with Overlook Road, Traveling Southbound to 191 Feet South of Overlook Road Intersection

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does determine that this action is a Type II Action requiring no environmental review; 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

Councilman Conte: There has been some issues down there that may not belong down there and so we put some “No Parking” signs that may help deter some circumstances. It’s down near the White’s Bridge where we try to deter kids from swimming there due to some unfortunate circumstances that have happened through the years and I think this is a good move. I’m glad he has gone ahead and helped us with it.

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

Nays: None

CARRIED: 6-0

07:06-09 AUTHORIZE

Settlement of St. Francis Hospital & Columbia SFH Group, LLC Of Tax Certiorari Proceedings

RESOLUTION

BE IT RESOLVED that the Town Board of the Town of Poughkeepsie does hereby authorize the settlement of the Tax Review Proceeding instituted by St. Francis Hospital for the Tax Assessment Rolls of 2006, 2007, 2008, 2009, and 2010 and the Columbia SFH Group, LLC for the Tax Assessment Rolls of 2007, 2009, and 2010 as shown on the attached order and stipulation of settlement and

BE IT FURTHER RESOLVED, that Patricia Myers, Town Supervisor, Kathleen Taber, Town Assessor, and Kyle W. Barnett, Esq. of Van DeWater and Van DeWater are hereby authorized to sign such papers that are necessary to effectuate the settlement.

SO MOVED: J. Conte/S. Krakower

Councilman Krakower: Is this total of \$9,000 going back as a refund to the School District? Other than that, there is no refund?