

Is that accurate? (Yes) Is there anything in there that if the employment level drops, they would get the same break they are getting now?

Supervisor Myers: As far as I know, it makes no difference, they aren't reporting to the State now when their employment changes the way they are supposed to, so if the State can't make them comply, we don't have enough clout to make them reply.

Doreen Tignanelli: So, there is nothing that their employment level here in Poughkeepsie drops then their payments rise? (No)

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

CARRIED: 5-0

07:13 SM 1 RATIFY

IBM Pilot Agreement

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby ratify and approve the PILOT Agreement between IBM Corporation and the Dutchess County Industrial Development Agency, a copy of which is attached.

SO MOVED: S. Eagleton/J. Conte.

Supervisor Myers: David Hagstrom, Esq. and Kathy Taber, Town Assessor are both here to answer any questions that anyone has about this.

David Hagstrom: Just a couple of things. Number one: This agreement is basically, there is only one change in it from what we approved, as the concept of the agreement, and that's if they put 50,000 sq. feet more space in, it will go up to just under 1.5% and if they take away 50,000 sq. feet by demolishing, it will go down that amount, and that accumulative. That's on page 5. This has been approved by the attorney's for the School District, for IBM as well as the IDA is comfortable with it. By the way, this is what East Fishkill had in their agreement when they went with the State. This type of increase or decrease based upon what happens with the buildings. If they didn't have the accumulative in there, I wouldn't be here, because it would have been approved. That's really the only change from when you approved the bill before. The IDA is just waiting for me to write a letter and say that this is all ok.

Kathy Taber: I only did decreases because I know people are only interested in the decrease side of it. I just gave a rough amount of money that would be lost.

Supervisor Myers: If they were to decrease \$50,000 sq. feet accumulatively, they would get a \$12,500 reduction in their taxes for that.

David Hagstrom, Esq.: And if it increased, it would go up. It would go up for all the other tax jurisdictions and Special Districts, too.

Supervisor Myers: Just out of curiosity, because I don't think I know, I know the School District, and we approved, and the IDA approved, does the Fire District have to approve or do they just get stuck with what ever we decide?

David Hagstrom, Esq.: We are not required to approve or disapprove. This agreement is between the IDA and IBM. The IDA wants to find out if the School District and the Town are in agreement, but they could do it on their own if they want to.

Supervisor Myers: The up side of this is that they won't be filing against us for at least 15 years.

ROLL CALL: Ayes: Councilmen Eagleton, Conte, Cifone, Tancredi and Supervisor Myers
Nays: None CARRIED: 5-0

07:13-SM2 AWARD Vacant Land Mowing Contract To Edge Tech

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby award the contract for the mowing of various vacant properties, which are in violation of the Town's Property Maintenance Local Law, to Edge Tech at the proposal cost of \$125.00 per property for the first time cut with cleanup of all cuttings and \$75.00 per property for upkeep mowing every third week.

SO MOVED: J. Conte/T. Tancredi

Supervisor Myers: Sarah, did we get any other quotes?

Sarah Davis, Zoning Administrator: I did get three others. This was the lowest. They do our Town properties now, so they are quite familiar with by the way we bill and the way they are going to get paid and all.

Supervisor Myers: And we are familiar with their work, which is fine.

ROLL CALL: Ayes: Councilmen Eagleton, Conte, Cifone, Tancredi and Supervisor Myers
Nays: None CARRIED: 5-0

07:13-SM 3 NOTIFICATION Public Hearing In Village Of Wappingers Falls On July 13, 2011 Amending Town Code, Chapter 151, Entitled "Zoning", Specifically Section 151-3 Entitled "Definitions & 151-12, Entitled "Signs"

NOTED BY TOWN BOARD

07:13-SM 4 AUTHORIZE

Special Consent Items SC 1

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. Authorize

Van DeWater & Van DeWater to prepare
Access and Maintenance Easement for
Sewer Trunk Line – Vassar College

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, Conte, Cifone, Tancredi and Supervisor
Myers

Nays: None

CARRIED: 5-0

07:13-SC 1 AUTHORIZE

Van DeWater & Van DeWater To Prepare
Access & Maintenance Easement For Sewer
Trunk Line For Vassar College

RESOLUTION

WHEREAS, on June 16, 2011 the Town of Poughkeepsie Planning Board (“Planning Board”) granted conditional Aquatic Resource Permit and Floodplain Development Permit approval to Vassar College (“Vassar”) for the proper abandonment and relocation of approximately 885 linear feet of an existing municipal sewer trunk line on its property; and

WHEREAS, the existing municipal trunk sewer line is owned by the Town of Poughkeepsie, but the Town of Poughkeepsie does not have a recorded easement for it; and

WHEREAS, the relocation of the existing sewer trunk line, which is being done at Vassar’s expense, is necessary to immediately remedy a failing condition and to eliminate potential environmental risks; and

WHEREAS, as a condition of the Aquatic Resource Permit and Floodplain Development Permit for the relocation of the sewer trunk line, the Planning Board required an access and maintenance easement from Vassar for the trunk line; and

WHEREAS, the attorneys for the Town of Poughkeepsie and the Planning Board, Van DeWater & Van DeWater, LLP, also provide legal services to Vassar College, and have therefore recused themselves from representing the Town Board and the Planning Board regarding these trunk line and easement matters, and have not and will not appear before the Town Board or the Planning Board on behalf of Vassar in relation to those matters; and

WHEREAS, it is in the interest of the Town and Vassar to expediently carry out the necessary and time critical remediation of the failing condition of the existing sewer trunk line and obtain the easement for it; now therefore

BE IT RESOLVED, that the Town of Poughkeepsie consents to Van DeWater & Van DeWater representing Vassar to the extent of working with Vassar's engineers to prepare the necessary access and maintenance easement documents for the trunk line, provided that those documents shall be reviewed and approved on behalf of the Town by the Town of Poughkeepsie Director of Municipal Development and the Town of Poughkeepsie Town Engineer before they are accepted by the Town Supervisor and recorded.

SO MOVED: T. Tancredi/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: Supervisor Myers/T. Tancredi

CARRIED: 5-0

Doreen Tignanelli: I have a question about something I saw on Cablevision news last night. When they were talking about Faith Assembly buying the Bright Horizons property, the reporter that quoted that the only hurdle left is for the Town Board to approve the purchase.

Councilman Tancredi: Totally inaccurate.

Supervisor Myers: That is nonsense. I believe they are already on the Planning Board for the next meeting or so to start their conversion, but we have no say in who buys or sells what.

Doreen Tignanelli: After Monday's Water Board Meeting I attended, I got to sit in on the Dutton meeting at City Hall. When they came before the Town Board in February of

2009, their attorney, Mr. Cantor, they were asking that the City be lead agency and Mr. Cantor said that it would be a co-operative intertwined action that needs to be worked out so that the Town's interests are not being short changed. I don't believe they've come back before the Town Board since then, have they?

Supervisor Myers: No, they have not.

Councilman Cifone: They have been in contact with Mr. Wilson though and we've been brought up to speed on what they've been doing.

Councilman Tancredi: They need a Zoning change in the Town, when they come before us, I guess we will consider it, but, until then, they don't get their Zoning change at all.

Doreen Tignanelli: I understand they can't go forward with the project, it's just that when Mr. Coffman was speaking, he mentioned the Town a number of times and he also talked about the Parkway and it's going to be in the front of the project site and he said it would be up to the City and the Town to acquire it, clean it up, and to maintain it. He then said that maybe there were State Grants available to do that. I just think that if they haven't come before you, that maybe there is a lot of assumptions. They also said that there are 94 Townhouses going to be in the Town's section and they said it was at the request of the Town and that the Town specifically wanted Townhouses. There were a lot of statements he made attributed to the Town or the Town Board and he said they wanted to go ahead with this project and he said "We know what we hear from the City and the Town, to some degree, although, they are less vocal about it." She also spoke about some fill that was dumped on Boardman Road and it was next to a wet land and Casperkill.

Councilman Tancredi: If you ever see something like that, don't take things in your own hands, but mark that down and take down a plate and report it.

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

CARRIED: 5-0

Motion made to close the Special Meeting: Supervisor Myers/T. Tancredi

CARRIED: 5-0

SPECIAL MEETING CLOSED AT 7:20 PM

Motion made to Open the Committee of the Whole Meeting: Supervisor Myers/T. Tancredi

CARRIED: 5-0

COMMITTEE OF THE WHOLE MEETING OPENED AT 7:21 PM

**COMMITTEE OF THE WHOLE MEETING
JULY 13, 2011
(IMMEDIATELY AFTER THE SPECIAL TOWN BOARD MEETING
ADJOURNED 7:21 PM**

07:13-COW 1 DISCUSSION

Repair Walkway On Wilbur Boulevard

Mark Pfeifer, Superintendent of Highway: I spoke with Pat Myers and I talked with Todd Tancredi because it is in his Ward, about the repair of our walking paths on Wilbur Boulevard. It's really bad. There is a lot of big holes and is in desperate need of paving. The bike path goes under Recreation, that's theirs to repair and I know they don't have the people or equipment to handle such a thing and so I'm willing to take care of it. I spoke with Jim Wojtowicz and it appears there is some money in the Recreation Fund that they have. I don't know if we are going to take it from two places of what, but, I think it's going to be about \$50,000. So, if we can take care of it, I will be happy to.

Councilman Tancredi: How long is our piece of that, do you know?

Mark Pfeifer: It's about 3500 feet.

Supervisor Myers: Is the City planning on doing their portion of it?

Mark Pfeifer: I didn't get a chance to talk to them yet, but I will reach out to them. They have about 900 feet of it. Once we get the money and we have it, then I'll reach out to them for their part. All they have to do is give us the money and with our same pavement crew, we'll just go right on through and finish it.

COMMITTEE REPORTS

1. FINANCE

Councilman Krakower: Absent

2. FIRE ADVISORY

Councilman Conte: No report

3. GOVERNMENT OPERATIONS

Councilman Eagleton: I've done some research in recovering funding for all the mowing of lawns not taken care of by vacant homes. Some municipalities actually sell that debt. They sell it to some collection agency that will recoup the funding on their own and the Town would be relieved of having to collect the funds. It may be at a small loss but it would be smaller than the overhead to recover the funding.

4. LAND USE & PLANNING

Councilman Krakower: Absent

5. PERSONNEL

Councilman Cifone: No Report

6. RECREATION

Councilman Tancredi: National Night Out this year is August 2nd. 5-8 at Greenvale Park, Free Admission. Free food and drinks. August 6, Mohegan Bus Trip – benefit of 4th Ward Veterans Fund. Camp program this year is twice the size of last year. We've expanded to Arthur S. May School as well as at Greenvale. Spratt Park is full also.

7. SENIOR CITIZENS

Councilman Tancredi: Specs on White House will soon go out to bid and see what kind of prices we get on it.

8. TECHNOLOGY & EQUIPMENT

Councilman Lecker: Absent (Working with Marc Pfeifer on this.)

9. WATER, SEWER, HIGHWAY

Councilman Eagleton: Public regulated services are provided an oversight with an office called an "ombudsman". Even Con Edison has this kind of setup. The purpose of it is, if there is any sort of violation or concern on part of private employees that things aren't being managed right, they can report those concerns to the "ombudsman," which could even be the Chairman of the Water, Sewer, or Highway or someone else we designate in the Town, even anonymously if they want to.

Motion made to close the meeting: Supervisor Myers/T. Tancredi

CARRIED: 5-0

MEETING CLOSED AT 7:32 PM

SJM:ikm