

**MINUTES OF TOWN OF TOWN BOARD MEETING  
HELD ON JUNE 20, 2012 AT 7:00 PM AT TOWN HALL, ONE  
OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

**PRESENT: Supervisor Tancredi  
Councilman Baisley  
Councilman Conte  
Councilman Cifone  
Councilman Krakower  
Councilwoman Shershin  
Town Attorney Nelson  
Town Clerk Miller**

**ABSENT: Councilman Eagleton**

- **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 or amendments to**

**7:00 PM**

**CALL TO ORDER**

**SALUTE THE FLAG**

Motion made to suspend the rules for public speaking on Public Hearing #1: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Doreen Tignanelli: I hope that this is specifically designated as Senior Housing. I know that I brought this up once before across the river in the Vineyard Commons in Highland they had an issue where they were not able to fill the senior housing and then it just came open for rentals and now their mortgage is in a deep (inaudible) status and you see here tonight, we have five property maintenance issues where people just walked away from their houses. I went over Wilbur Blvd. today and I counted ten houses up for sale and there are four on my street and so the concern is, if they are not able to fill these, I know they said they are luxury housing and there is a demand, but, again, just to infer that it is Senior Housing and again that there is a market and that tax payers don't end up having to foot the bill for this.

Bob Rubin: I have a couple of concerns with this project. I have concerns with I hope it will be carefully reviewed with the traffic entering and exiting and the safety of the traffic in that area because already it is a highly traveled and congested area. I am also concerned about the potential drainage and water runoff and the privacy of the private property owners who have property behind that area along Sheafe Road. Those issues should be seriously addressed and considered by the Town Board.

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

CARRIED: 6-0

06:20-01 PUBLIC HEARING

Amend Town Code, Chapter 210, Entitled “Zoning”, Specifically Section 210-20, Entitled “Senior Housing Overlay District “Senior Housing Overlay District (SHOD) For Designation For River Point Residential/ West Park Professional Buildings

#### RESOLUTION

#### MATTER OF THE APPLICATION OF RIVER POINT RESIDENTIAL & WEST PARK PROFESSIONAL BUILDING SENIOR HOUSING OVERLAY DISTRICT DESIGNATION

WHEREAS, on or about October 5, 2011, WA Route 9 LLC submitted to the Town Board an Application for Senior Housing Overlay District (“SHOD”) designation of a proposed 112 unit senior age restricted housing development and a 30x000 square foot medical office building project on a ±6.64 acre parcel (“Site”) located at 2055 South Road and 83 Old Post Road, New York also presently identified as tax parcel numbers 6159-03-375410 and 365369 for a project known as “River Point Residential & West Park Professional Building” (“Application”); and

WHEREAS, the site is located in the Office Research (OR) District; and

WHEREAS, the Application and the Site qualify for designation as a Senior Housing Overlay District by virtue of its location on a state highway, proximity to retail, medical and public transportation services, the availability of town central sewage disposal and water supply facilities, and the compliance of the proposed development plan with the requirements of Section 210-20 of the Town Code; and

WHEREAS, the Town Planning Board, as the Lead Agency, classified the action as an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, by resolution dated April 19, 2012 the Lead Agency issued a Negative Declaration for the project; and

WHEREAS, by resolution dated April 19, 2012 and, the Planning Board recommended to the Town Board that the project be designated as a Senior Housing Overlay District; and

WHEREAS, by correspondence dated June 4, 2012 the Town Board referred the SHOD Amendment to the Dutchess County Department of Planning and Economic

Development for review and recommendation pursuant to General Municipal Law Section 239-m which determined that the amendment was a matter of local concern;

NOW THEREFORE BE IT RESOLVED THAT:

1. The Town Board hereby conditionally approves the Senior Housing Overlay District designation for the proposed River Point Residential & West Park Professional Building as depicted on a development plan entitled "Site Plan & Lot Line Revision, River Point Residential & West Park Professional Building" dated February 21, 2012 and bearing a latest revision date of March 26, 2012 prepared by Chazen Engineering, Land Surveying, and Landscape Architecture Co, P.C.; and
2. The Applicant shall prepare for Town Attorney review and approval an Agreement providing that in the event any part of the approved development is accorded a real property tax exemption by virtue of the participation of an industrial development agency or other agency or entity permitted to receive such exemption, or the property is owned and/or operated by a not-for-profit entity, the owner of the lot or part of the project benefited by such tax exemption shall make annual payments in lieu of taxes to the Town equal to the amount of the value of the taxes which would otherwise be assessed and collected by the Town absent such exemption, said agreement to be approved by the Town Board.
3. The Town Board's approval of the Senior Housing Overlay District designation is specifically conditioned on completion of the following:
  - a. Execution by the Applicant and the Town of the Agreement set forth in paragraph 2 above; and
  - b. receipt of Final Lot Line Revision Approval from the Planning Board and completion of any conditions of said approval; and
  - c. Receipt of Site Plan Approval from the Town Planning Board and completion of any conditions of said approval; and
  - d. Payment by the applicant of any fees, including consultant fees, accrued by the Town board and the Planning Board during the review of the application; and
  - e. Recording of the executed Agreement as set forth in paragraph 2 above; and
4. If construction work on the proposed senior housing development is not commenced within the later of three years from the date of the Town board approval of this SHOD or within three years from the date of Planning Board site plan and lot line revision approvals, and completed within three years of the date

of such commencement, then this SHOD designation shall be null and void and all rights and approvals and permits therein shall terminate unless the Town Board, for good cause, authorizes an extension of this approval. For purposes of this section, the commencement of construction shall be measured from the date a building permit is issued by the Town of Poughkeepsie. Additionally, and for purposes of this section, the completion of construction shall be the date on which a certificate of occupancy is issued by the Town of Poughkeepsie.

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

SO MOVED: J. Baisley/J. Conte

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Motion made to Amend: Supervisor Tancredi/M. Cifone

CARRIED: 6-0

Neil Wilson, Town Development Director: In putting together the resolution, I had also asked Eric Hollman, our Senior Planner, to prepare a memorandum and itemizing the project compliance with the SHOD overlay requirement, which he has done. You have in your packet as Memorandum dated June 14<sup>th</sup>. One of the things that Eric picked out and I agree with. Look on page 2 of the Memorandum and #4 d recommendation that a covenant should be required to insure that the non-residential, non-retail buildings be later converted to residential or retail use. As you know, providing office space allows for higher density and the conversion of the additional floor itself. That is a recommendation to add that as one of the Board's conditions for approval.

(I HOPE I HEARD THAT COMMENT, AS THE AIR  
CONDITIONING BLURRS ANY VOICE OVER THE MIC)

Supervisor Tancredi: I would like to make an amendment to the Resolution that a covenant should be required to ensure that the non-residential and non-retail buildings not be later converted to residential or retail use. Seconded by Councilman Conte

ROLL CALL ON AMENDMENT: Ayes: Councilmen Baisley, Conte, Cifone,  
Krakower, Councilwoman Shershin, and Supervisor Tancredi  
Nays: None CARRIED: 6-0

Councilman Baisley: Neil, are we covered so that they can't change this at a later date from Senior Housing?

Neil Wilson: Yes, one of the things that came out at the very end is you will see a series of conditions from the Planning Board that we will cover the requirements for entering an

agreement to maintain the project as a Senior Project for the purpose of (inaudible) so that will actually be coming back to you and will be a condition of Planning (inaudible).

Councilman speaking: Didn't we have questions on (inaudible)

Councilman Conte: I was worried about that, but we had some large pavers, I think Doreen (inaudible) landscaping issues, granite issues, didn't we talk about that the last time?

Neil Wilson: Yes, we still have more detail reviews to go and the site plan includes nailing down the drainage and the landscaping. The Planning Board took the project to the point where they were confident and comfortable issuing a negative declaration to clear the environmental requirements. There is still a fair amount of work to be done in front of the Planning Board, which includes (inaudible)

Councilman Baisley: Ok, because there is a heavy drainage issue at the bottom of the hill down there. It floods out now without anything being done there. It's going to be a terrible mess because the bottom of the hill floods now from the Galleria Mall. Isn't there a large detention pond down there now for Route 9?

Neil Wilson: I don't think there is a pond. (inaudible) There is a large detention pond on the north end of this site. This project actually maintains that in tact. The original (inaudible) Park retail project actually (inaudible) and they ended up with a very different storm water design that actually did not (inaudible).

Councilwoman Shershin: I'm afraid agree with Doreen, I have concerns about this project being successful and if people can actually afford to live there and if the building gets the occupancy it needs to be a successful project. I do think a senior overlay is a good fit for this area.

Councilman Krakower: I think the economic liability is a concern of the developer and the property owner. I think it is a good fit, I think it is something that we need. It looks like a very good project. I hope to see them break ground some time soon.

ROLL CALL: Ayes: Councilmen Conte, Cifone, Krakower, Councilwoman Shershin,  
Supervisor Tancredi  
Nays: Councilman Baisley

CARRIED: 5-1

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

Town Clerk Miller: I did hereby file the affidavit of posting on May 31, 2012 and published in the Poughkeepsie Journal on June 4, 2012.

Motion made to suspend the rules for public speaking on Public Hearing #2: Supervisor Tancredi: Sarah, has this item been withdrawn?

Sarah Davis, Zoning Administrator: Yes, they have complied.

WITHDRAWN BECAUSE OF COMPLIANCE

Motion made to close the public hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

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

CARRIED: 6-0

Sarah Davis, Zoning Administrator: I was there today and the grass is (inaudible) This is something I've been working on since 2010 and it gets cut and then it doesn't for several months. It's not working. Let's keep it on.

Councilman Krakower: Are we going to adjourn it vote on it?

Supervisor Tancredi: I think we want to approve it, so she doesn't have to come back again like she has before.

Councilman Krakower: But, the property has been cleaned up.

Supervisor Tancredi: Yes, but it's an ongoing issue. It's a chronic problem.

Councilman Krakower: If the property has been cleaned up, then the property maintenance ordinance wouldn't apply.

Sarah Davis: The grass was cut, but there is still debris.

Councilman Krakower: Ok, I'm in favor of approving this if the property has not been cleaned up entirely.

Sarah Davis: No, it hasn't been cleaned up.

06:20-03 PUBLIC HEARING

Property Maintenance For 52  
Brookland Farms Road

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 20, 2012 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled, "Property Maintenance", does hereby determine that said property located at 52 Brookland Farms Road, Town of Poughkeepsie, County of

Dutchess, State of New York, bearing Grid No. 6159-02-695767, owned by Gerald Prothro and Vivian Prothro, is in violation of Chapter 159; 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 owners of 52 Brookland Farms Road have 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 and continue to cut the grass to a height not to exceed 6 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 owners of said property for reimbursement; and

BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (300 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 solid waste, debris, litter, garden waste, fallen tree limbs and shall cut and continue to cut the grass.

SO MOVED: J. Conte/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

Nays: None

CARRIED: 6-0

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Town Clerk Miller: I did hereby file the Affidavit of Posting on June 7, 2012 and published in the Poughkeepsie Journal on June 9, 2012.

Motion made to suspend the rules for public speaking on Public Hearing #4: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Sarah Davis: This has been withdrawn as they have complied with. I had contact with the owner's son who is going to continue to keep it in compliance.

WITHDRAWN BECAUSE OF COMPLIANCE

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Motion made to suspend the rules for public speaking on Public Hearing #5: Supervisor Tancredi/M. Cifone

CARRIED: 6-0

Sarah Davis: This property has been cut. Again, this is something I've been dealing with since two years ago. He changed his mortgage holder and then they changed maintenance companies.

Councilman Krakower: Has the property been cleaned up? Are there other issues with the property other than the grass?

Sarah Davis: The removal of a fence.

Town Attorney Nelson: (Inaudible)

06:20-05 PUBLIC HEARING

Property Maintenance For 4 Hampton Road

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 20, 2012 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled "Property maintenance", does hereby determine that said property located at 4 Hampton Road, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6259-01-181714, owned by Akram and Shahinda Ghaly, is in violation of Chapter 159; 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 owners of 4 Hampton Road have 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 and continue to

cut the grass to a height not to exceed 6 inches, and any continued maintenance thereafter if the premises continues not to be properly maintained; 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 solid waste, debris, litter, garden waste, fallen tree limbs and shall cut and continue to cut the grass.

SO MOVED: M. Cifone/J. Conte

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

Nays: None

CARRIED: 6-0

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Town Clerk Miller: I did hereby file the affidavit of posting on June 7, 2012 and published in the Poughkeepsie Journal on June 9, 2012.

Motion made to suspend the rules for public speaking on Public Hearing #6: Supervisor Tancredi/J. Conte

CARRIED: 6-0

#### NO SPEAKERS CAME FORWARD

Motion made to close the Public Hearing: Supervisor Tancredi/A. Shershin

CARRIED: 6-0

06:20-06 PUBLIC HEARING

Amend Town Code Chapter 154, Entitled  
"Plumbing" & Chapter 105 Entitled "Fees"  
To Address The Shelving Of Plumbing  
License Provisions

#### RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 20<sup>th</sup> day of June, 2012 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend the Town

of Poughkeepsie Town code, Chapter 105, entitled “Fees” and Chapter 154, entitled “Plumbing”, which amendment will move the Shelving of Plumbing License provisions from Chapter 105-4 O to Chapter 154-32, and

BE IT FURTHER ENACTED, that the proposed amendments are attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendments and does direct that said amendments be spread across the record as if they, in fact, have been read verbatim;

AND BE IT FURTHER ENACTED, that the Town Board of the Town of Poughkeepsie determined that this action is a Type II Action, and further determined that no further environmental action is required; and

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

SO MOVED: S. Krakower/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

Nays: None

CARRIED: 6-0

#### AMENDMENTS ON FILE IN TOWN CLERK’S OFFICE

Motion made to close the Public Hearing: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Town Clerk Miller: I did hereby file the affidavit of posting on June 7, 2012 and published in the Poughkeepsie Journal on June 9, 2012.

Motion made to suspend the rules for Public Hearing #7: Supervisor Tancredi/J. Conte

CARRIED: 6-0

Wayne ?: This is one of those properties that we have our eye on. There is really no maintenance here at all. No one is living in the house and it is in very bad condition. We definitely have open windows and we are looking to board it up and clean up the debris And get it cut down and trimmed out. Remove the stagnant pool in the back. They have made no effort. The mail has come back to us. No one has tried to do anything with this piece of property.

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

CARRIED; 6-0

Councilman Baisley: Thanks for doing that because that house has been a mess for 30 years. The home owner passed away and the family moved on. It's a horrible thing for the neighbors to deal with. The smell and order from the animals is bad in there. I wouldn't be surprised if it doesn't need to be demolished because it is totally in disrepair inside.

Wayne: It is certainly in disarray and in unhealthy environment.

Doreen Tignanelli: When animals are in these places, what is the procedure? How does the Town handle abandoned animals?

Councilman Baisley: The SPCA came for that one. Actually, they got in touch with the son when the mother passed away and our animal control was there years ago and go rid of the animals. But now, there were about 20 or 30 stray cats that were floating around besides a house pet, but they got most of that cleaned up now, too.

Motion was made to resume the rules: Supervisor Tancredi/A. Shershin

CARRIED: 6-0

06:20-07 PUBLIC HEARING

Property Maintenance For 14 Twin Road

#### RESOLUTION

WHEREAS, by Resolution 6:6-SC 3 of 2012 adopted on June 6, 2012, the Town Board of the Town of Poughkeepsie has determined that the building ("Building") located at 14 Twin Road, Wappingers Falls, County of Dutchess, State of New York, bearing Grid No. 6057-07-722980 (the "Premises"), owned by Gloria Anderson, 14 Twin Road, Wappingers Falls, New York 12590, is dangerous and unsafe to the general public; and

WHEREAS, pursuant to said Order, a Notice of a Public Hearing has been served and posted, which Order included a direction that the required work begin immediately and must be commenced not later than thirty (30) days from service of the Notice and be completed no later than sixty (60) days after service of the Notice, and gave further notice that on failure to timely comply, the Town Board is authorized to secure or demolish and remove the Building and assess the expense thereof against the Premises as a special ad valorem levy under Town Law Article 15 and to institute a proceeding to collect the expenses of such work, and

WHEREAS, said Public Hearing has been held this day, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie authorizes and directs the Building Department to secure the Building by Town employees or contractors in the event that the same is not timely commenced by the Owner or if it is not timely completed by the Owner as directed in the Order, and to

thereafter assess against the Premises and levy and collect the expenses of same as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy.

SO MOVED: A. Shershin/M. Cifone

(TOTAL DIALOG WAS LOST BY THE AIR CONDITIONING)

Councilman Krakower: Are the taxes generally paid on these properties that are coming through?

Wayne: It's a mix, depending on the particular property, but I believe was in the original packet that we filed, that the property was delinquent.

Councilman Krakower: Would it be possible and make sense to put a list of these on the website so that maybe property owners of these may be able to find it, but also, for those people looking to buy investment properties, maybe it's a way to get some of these cleaned up and get rid of them?

Town Attorney Nelson: Sure.

Town Supervisor: Sure, we could do that. That's a good idea.

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

Town Clerk Miller: I did hereby file the affidavit of posting on June 7, 2012 and published in the Poughkeepsie Journal on June 9, 2012.

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

CARRIED: 6-0

06:20-08 AUTHORIZE

Police Department Promotion Of Gary  
Hulbert To Police Sergeant

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the promotion of Police Officer Gary Hulbert to the position of Police Sergeant, effective June 25, 2012, which promotion is subject to a probationary period of no less than eight (8) weeks or more than twenty-six (26) weeks per Civil Service Law.

SO MOVED: Supervisor Tancredi/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

06:20-09 AUTHORIZE

Police Department Promotion Of Michael O'Dowd To Police Sergeant

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the promotion of Police Officer Michael O'Dowd to the position of Police Sergeant, effective June 25, 2012, which promotion is subject to a probationary period of no less than eight (8) weeks or more than twenty-six (26) weeks per Civil Service Law.

SO MOVED: J. Baisley/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

Motion made to suspend the rules for public speaking on agenda items: Supervisor Tancredi/ J. Conte

CARRIED: 6-0

Bob Casement: I would just like to address number 14<sup>th</sup>. Haven't they talked about closing that school?

Supervisor Tancredi: I haven't heard about any closure.

Councilman Cifone: They aren't closing Violet Avenue. They are closing one in Hyde Park, but it's not Violet Avenue.

Councilwoman Shershin: Also, this is a Federal Program, this is a Federal Grant.

Doreen Tignanelli: Could you just explain what #15 is? Over the years we've heard so much about this interpretive signage and I don't know if it ever installed.

Supervisor Tancredi: Basically, it has taken so long, due to the State to get this done, actually they are moving in another direction concerning the signs. They are going to handle it themselves. So, it's just a formality to tell the State, "Look, thanks, but we are going to withdraw.

Doreen Tignanelli: Ok, my other question is, for #SC 10 about the grant for the waterfront walkway improvements. Does it spell out exactly what those improvements are? Is this a cleanup, the walk itself, extension, what.

Councilman Cifone: It says, "Waterfront Improvements".

Supervisor Tancredi: Wait, maybe we will get further information on it when we get to it.

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

CARRIED: 6-0

06:20-10 AUTHORIZE

Settlement Of Tax Certiorari For Racquet Club Apartments, LLC

### RESOLUTION

WHEREAS, there is now pending in the Dutchess County Supreme Court tax certiorari proceeding commenced in 2007, 2008, and 2009 by Racquet Club Apartments, LLC, regarding Grid Nos. as outlined on the attached Schedule, seeking reduction of the 2007 through 2009 tax assessment for those respective tax rolls; and

WHEREAS, the Town Assessor and Special Counsel have recommended a settlement of these tax review proceedings; now therefore be it

RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve a settlement on behalf of the Town of Poughkeepsie of the tax review proceedings for the years 2007 through 2009 as follows:

Year Assessment	Original Assessment	Revised Assessment	Reduction
2007	\$2,825,000	\$2,599,000	\$226,000
2008	\$2,679,500	\$2,600,000	79,000
2009	\$2,679,000	\$2,600,000	79,000

And per the individual grid numbers as described on the attached Schedule; and

BE IT FURTHER RESOLVED, that the Town Supervisor, Town Assessor and Gellert & Klein, P.C., Special Counsel to the Town of Poughkeepsie, are hereby authorized to take all action necessary and appropriate to effectuate the terms of this resolution.

SO MOVED: J. Conte/M.Cifone

Councilwoman Shershin: Does it matter in 2008 we lost \$500 and so the reduction is actually \$79,500? It's actually on the attached sheet.

Motion made to correct the resolution to read "Reduction in year 2008 to be \$79,500:

Supervisor Tancredi/M. Cifone

ROLL CALL ON AMENDMENT: Ayes: Councilmen Baisley, Conte, Cifone,  
Krakower, Councilwoman Shershin and Supervisor Tancredi  
Nays: None CARRIED: 6-0

ROLL CALL ON RESOLUTION: Ayes: Councilmen Baisley, Conte, Cifone,  
Krakower, Councilwoman Shershin and Supervisor Tancredi  
Nays: None CARRIED: 6-0

06:20-11 AUTHORIZE Settlement Of Tax Certiorari For Racquet  
Club Apartments, LLC

### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the settlement of the tax review proceedings instituted by GNF Realty for the tax assessment rolls of 2009 through 2011, pursuant to the attached Consent Judgment as follows:

Tax Year	Assessed Valuation	Reduction in Assessment	Final Assessment
2009	\$686,000	\$161,000	\$525,000
2010	\$500,000	35,000	\$465,000
2011	\$465,000	\$ -0-	\$465,000

BE IT FURTHER RESOLVED, that Kyle W. Barnett, Esq., Van DeWater & Van DeWater, LLP and Kathleen D. Taber, Town Assessor are authorized to sign such papers as are necessary to effectuate the settlement.

SO MOVED: M. Cifone/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman  
Shershin and Supervisor Tancredi  
CARRIED: 6-0

### CONSENT JUDGMENT ATTACHED TO FINAL BOOK COPY

06:20-12 APPOINTMENTS Arlington Business Improvement District  
Board of Directors Of Police Chief Mauro &  
Councilwoman Shershin

### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Police Chief Thomas Mauro the Arlington Business Improvement District

Board of Directors, which appointment is for the period July 1, 2012 through June 30, 2013; and

BE IT FURTHER RESOLVED, that the Town Board does acknowledge the Supervisor's appointment of Councilwoman Ann Shershin to said Board, which appointment is for the period July 1, 2012 through June 30, 2013, and the Comptroller's re-appointment of himself to said Board, which appointment is for the period July 1, 2012 through June 30, 2013.

SO MOVED: S. Krakower/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

06:20-13 AUTHORIZE  
SUPERVISOR  
TO SIGN

Safeco Alarms Systems, Inc. Agreement  
Monthly alarm Monitoring/Annual Alarm  
Inspection

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign an Agreement of Purchase with Safeco Alarm Systems, Inc. for annual alarm inspection (\$895.00) of three Town facilities, and monthly monitoring (\$150.00 per month) as outlined on the attached agreement, for the period of July 1, 2012 to June 30, 2013 at an annual cost of \$2,695.00; and

BE IT FURTHER RESOLVED, that the Town Board finds that this is a Type II Action requiring no environmental review.

SO MOVED: A. Shershin/M. Cifone

Councilman Baisley: I talked to Tim regarding this, the \$895.00 is actually a physical inspection of the building, which is required and he said somewhere along the line that was forgotten over the last few years. That's why it is in there as a maintenance fee.

Councilwoman Shershin: Actually, what do they do for this?

Councilman Baisley: They go through all the buildings and make sure that all of the detectors are working alright and that everything is in place once a year. It should be done on all commercial buildings once a year. Somewhere along the line, maybe they will change recreation to be part of that building, because it hasn't been done in five or six years.

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

06:20-14 AUTHORIZE

Town Clerk To Advertise For Bids For  
Violet Avenue Elementary School: Safe  
Roads To School

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for “VIOLET AVENUE ELEMENTARY SCHOOL: SAFE ROADS TO SCHOOL”, pursuant to plans and specifications which will be available on June 25, 2012 at the Office of the Town Clerk, with a bid opening to be held on July 18, 2012 at 11:00 AM at the Town Hall, Town of Poughkeepsie, one Overocker Road, Poughkeepsie, NY: and

BE IT FURTHER RESOLVED, that Town Board does hereby determine that this action is a Type II Action requiring no environmental review; and

BE IT 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: J. Conte/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

06:20-15 AUTHORIZE  
SUPERVISOR  
TO SIGN

Termination Agreement With The State Of  
New York Pertaining To Longview Park  
Interpretive Signage At Marist College

RESOLUTION

WHEREAS, the Town of Poughkeepsie, on behalf of Marist College, in 2009 received a grant in the amount of \$18,200 from the State of New York for interpretive signage at Longview Park; and

WHEREAS, the Town of Poughkeepsie and Marist College entered into a Sub Contract Agreement in 2010 wherein all responsibility for the management and administration of said grant were assigned to and assumed by Marist College; and

WHEREAS, Marist has requested that the Town of Poughkeepsie terminate this unexpended grant because it intends to undertake this project without State funding; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign a Termination Agreement with the State of New York, in substantially the form presented, and to terminate the Sub-Contract Agreement with Marist; and

BE IT FURTHER RESOLVED, that the Town Board finds that this is a Type II Action requiring no environmental review.

SO MOVED: Supervisor Tancredi/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

06:20-16 AUTHORIZE Field & Concession Stand License  
SUPERVISOR Agreement With Town Of Poughkeepsie  
TO SIGN Little League, Inc.

REMOVED FROM AGENDA

06:20-17 AUTHORIZE Field & Concession Stand License  
SUPERVISOR Agreement With Town of Poughkeepsie  
TO SIGN Soccer Club, Inc.

REMOVED FROM AGENDA

06:20-18 AUTHORIZE Field & Concession Stand License  
SUPERVISOR Agreement With Poughkeepsie Mid  
TO SIGN Hudson Babe Ruth, Inc.

REMOVED FROM AGENDA

06:20-19 AUTHORIZE Field License Agreement With Town Of  
SUPERVISOR Poughkeepsie Little League Girls Softball,  
TO SIGN Inc.

REMOVED FROM AGENDA

06:20-20 APPROVE Planning Department Appointment  
Of Celeste Roeller As An Intern

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the appointment of Celeste Roeller as an intern for the Planning Department for two (2) days a week starting July 10, 2012, at no cost to the Town.

SO MOVED: J. Baisley/J. Conte

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

Councilman Baisley: I discussed this with The Supervisor after being in a Tri-meeting together. After going over the Budget, the Tri-meeting for the last couple of years, we had some contract negotiations that has taken a lot of high volume pumps and we've re-done the pump system and we knocked our electric costs down probably close to 25% and different things over the year and so the Fund Balance has grown and so there is a decent amount of money and after a discussion after the last meeting, we decided we were all going to take our Fund Balance above and beyond and leaving 35% in the system, which is what the State asks us to have. The Town is getting a reimbursement check of \$210,000.00 we held because of a two year contract negotiations with them with the guys running the plant down there and so now we negotiated the contract and we feel comfortable with it, so we are going to take that money this year and use it to pay down the debt for that plant slowly, which should be a decent size reduction for the residents in the First Ward.

Supervisor Tancredi: Yes, that's good news for those residents.

Motion made to Close the Meeting: Supervisor Tancredi/A. Shershin

ROLL CALL: Ayes: ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi

CARRIED: 6-0

MEETING CLOSED AT 8:17 PM

SJM:lkm

