



BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 25, 2012 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overcker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled "Property Maintenance", does hereby determine that said property located at 9 Peter Cooper Drive, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-07-547891, owned by Steven and Jacquelyn Kaufman, 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 9 Peter Cooper Drive have not complied with the Order to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal of all garden waste, fallen tree limbs and to cut and continue to cut 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 (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 to cut and continue to cut the grass.

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the Affidavit of Posting on July 12, 2012 and published in the Poughkeepsie Journal on July 14<sup>th</sup>, 2012.

SERIES OF PICTURES FOR ITEM #1 - #6 ATTACHED  
TO FINAL BOOK COPY

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

CARRIED: 5-0

Sarah Davis, Zoning Administrator, gave an overview of the maintenance problems with this piece of property.

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

CARRIED: 5-0

07:25-02 PUBLIC HEARING

Property Maintenance For 20 Peter Cooper Drive

### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 25, 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 20 Peter Cooper Drive, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6161-077-569929, owned by Gina M. Huckell, 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 owner of 20 Peter Cooper Drive has not complied with the Order of Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal of all garden waste, fallen tree limbs and to cut and continue to cut 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 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 to cut and continue to cut the grass.

SO MOVED: S. Eagleton/M. Cifone

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

Nays: None

CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the Affidavit of Posting on July 12, 2012  
and published in the Poughkeepsie Journal on July 14, 2012.

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

CARRIED: 5-0

Sarah Davis, Zoning Administrator related to the Board the maintenance problems  
associated with the property.

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

CARRIED: 5-0

07:25-03 PUBLIC HEARING

Property Maintenance For 247 Wilbur  
Boulevard

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant  
to a public hearing held on July 25, 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 247 Wilbur Boulevard, Town of Poughkeepsie, County of Dutchess,  
State of New York, bearing Grid No. 6160-01-293524, owned by Norman and Sandra  
Comerford, 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 247 Wilbur Boulevard have  
not complied with the Order to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal  
of all garden waste, fallen tree limbs and to cut and continue to cut 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 (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 to cut and continue to cut the grass.

Motion made to Adjourn this Resolution to September 5<sup>th</sup>, 2012 Meeting: Supervisor Tancredi/S. Eagleton

ROLL CALL ON ADJOURNMENT: Ayes: Councilmen Baisley, Eagleton, Cifone,  
Councilwoman Shershin, and Supervisor Tancredi  
Nays: None CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the affidavit of posting on July 12, 2012 and published in the Poughkeepsie Journal on July 14, 2012.

Motion made to suspend the rules for public speaking on Public Hearing #4: Supervisor Tancredi/M. Cifone  
CARRIED: 5-0

Sarah Davis, Zoning Administrator, again summarized the maintenance problems attached to this piece of property.

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

CARRIED: 5-0

07:25-04 PUBLIC HEARING

Property Maintenance For 17 Ziegler Avenue

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 25, 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 17 Ziegler Avenue, Town of Poughkeepsie, County of Dutchess, State

of New York, bearing Grid No. 6161-04-652462, owned by Charles Gonzalez and Dawn McEwan Gonzalez, 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 17 Ziegler Avenue have not complied with the Order to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal of all garden waste, fallen tree limbs and to cut and continue to cut 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 (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 to cut and continue to cut the grass.

SO MOVED: M. Cifone/S. Eagleton

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

Nays: None

CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the affidavit of posting on July 12, 2012 and published in the Poughkeepsie Journal on July 14, 2012.

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

CARRIED: 5-0

Sarah Davis, Zoning Administrator, spoke regarding the maintenance problems with this property and what needed to be done to alleviate the problems.

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

CARRIED: 5-0

07:25-05 PUBLIC HEARING

Property Maintenance For 32 Streit  
Avenue

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 25, 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 32 Streit Avenue, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6161-07-698772, owned by Torrance L. Williams, 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 owner of 32 Streit Avenue 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 and litter, remove and continue to remove garden waste, fallen tree limbs and to cut and continue to cut 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 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 solid waste, debris and litter, remove and continue to remove garden waste, fallen tree limbs and to cut and continue to cut grass.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the affidavit of posting on July 12, 2012 and published in the Poughkeepsie Journal on July 14, 2012.

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

CARRIED: 5-0

Sarah Davis, Zoning Administrator, commented on the condition of this property and continued to declare the property to be in dire need of clean up.

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

CARRIED: 5-0

07:25-06 PUBLIC HEARING

Property Maintenance For 32 Briarwood Drive

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 25, 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 32 Briarwood Drive, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6059-08-979942, owned by Philip and Fanny Maxin, 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 32 Briarwood Drive have not complied with the Order to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the repair or removal of all garden waste, fallen tree limbs and to cut and continue to cut 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 (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 to cut and continue to cut the grass.

SO MOVED: Supervisor Tancredi/A. Shershin

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Cifone, Councilwoman Shershin  
and Supervisor Tancredi  
Nays: None CARRIED: 5-0

Deputy Town Clerk Salvatore: I did hereby file the affidavit of posting on July 12, 2012 and published in the Poughkeepsie Journal on July 14, 2012.

07:25-07 AUTHORIZE "The Seasons Assisted Living Center" Time  
Extension For Senior Housing Overlay  
District Designation

## RESOLUTION

### Matter of the Application of EBS Poughkeepsie, LLC

WHEREAS, on August 12, 2009 the Town Board granted conditional approval for an application submitted by EBS Poughkeepsie, LLC for Senior Housing Overlay District Designation of a proposed ± 14.51 acre parcel located at 2611-2629 South Road also presently identified as tax parcel number 6060-02-950800-0000 for a project known as "The Seasons Assisted Living at Poughkeepsie", referred to herein as the "Application"; and

WHEREAS, said designation was made pursuant to Section 210-20 of the Town Code; and

WHEREAS, Section 210-20(D)(8) of the Town Code states that a Senior Housing Overlay District Designation shall become null and void if construction work is not begun within two years of the date of Town Board approval and completed within two years of the date of Planning Board site plan and/or subdivision approvals; and

WHEREAS, the Application has not yet commenced construction due to ongoing economic conditions making financing for assisted living facilities challenging; and

WHEREAS, Section 210-20(D)(8) of the Town Code states that the Town Board may, for good cause, authorize an extension to the Senior Housing Overlay District Designation; and

WHEREAS, the Town Board has determined that the ongoing economic conditions is the proximate cause of said delay, and that the delay is beyond the direct control of the applicant.

NOW THEREFORE BE IT RESOLVED THAT, the Town Board hereby grants a two year time extension of the Senior Housing Overlay District Designation for the Application of EBS Poughkeepsie, LLC, said extension to expire on August 12, 2014.

BE IT FURTHER RESOLVED THAT, this approval is for an extension of time only and that all prior conditions of Town Board approval as set forth in the August 12, 2009 resolution of the Board and applicable and shall be completed as a condition of the Town Board's approval.

Motion made to Adjourn to August 8<sup>th</sup> Meeting: Supervisor Tancredi/M. Cifone

CARRIED: 5-0

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

Nays: None

CARRIED: 5-0

07:25-08 SET DATE FOR  
PUBLIC HEARING

Amend Chapter 210, Entitled "Zoning"  
Specifically Article V, Section 210-22,  
Entitled "Arlington Town Center (ATC)  
District"

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 22<sup>nd</sup> day of August, 2012 at 7:00 PM, or as soon thereafter as the matter may come to be heard, 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 Chapter 210, entitled "Zoning", specifically Article V, Section 210-22, "Arlington Town Center (ATC) District", and

BE IT FURTHER RESOLVED, 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, had been read verbatim; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare itself as lead agency and that the proposed action is an unlisted action; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize and direct the Town Clerk to send a copy of the proposed local law to Dutchess County Planning and the Town of Poughkeepsie Planning Board as required by General Municipal Law and the Town's local law; and

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

SO MOVED. J. Baisley/S. Eagleton

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Cifone, Councilwoman Shershin  
and Supervisor Tancredi  
Nays: None CARRIED: 5-0

07:25-09 RATIFY Supervisor's Execution of Change Order No.2  
For Hudson River Psychiatric Center Water  
District Improvements

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby ratify the Supervisor's execution of Change Order No. 2, for the project known as Hudson River Psychiatric Center Water District Improvements, wherein the contract amount of \$933,814.07 has decreased to the amount of \$906,416.07, which reflects a savings of \$27,398.00.

SO MOVED: S Eagleton/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Cifone, Councilwoman Shershin  
and Supervisor Tancredi  
Nays: None CARRIED: 5-0

07:25-10 ACCEPT Police Department Resignation of School  
Crossing Guard, Debora L. Byram

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Debora L. Byram, School Crossing Guard with the Town of Poughkeepsie Police Department Traffic Division, effective immediately.

SO MOVED: M. Cifone/J. Baisley

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

Nays: None

CARRIED: 5-0

07:25-11 AUTHORIZE

Hudson Valley Historical Miniatures Guild  
Scale Modelers Society For Sign Posting

RESOLUTION

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize William Donohue, on behalf of the Hudson Valley Historical Miniatures Guild Scale Modelers Society, to post ten (10) signs fourteen (14) days prior to the event on October 20, 2012 at the Poughkeepsie Elks Club, and to set up five (5) directional signs on the day of the event, provided they are not sandwich board signs, with all signs to be retrieved within one (1) week following the event.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

07:25-12 ADOPT

Base Proportions Consisting of Current &  
Adjusted Base Proportions

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby adopt and certify the current base proportions, as follows:

	H	NH
Town	50.67353	49.32647
Town outside village	48.17191	51.82809
Consolidate Light	51.96769	48.03231
Spackenkill School	40.44091	59.55909
Arlington School	63.60817	36.39183
Wappingers School	61.07403	38.92597

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby adopt and certify the adjusted base proportions, as follows:

	H	NH
Town	52.32098	47.67902
Town outside village	49.84324	50.15676
Consolidated Light	53.80349	46.19651
Spackenkill School	47.84711	52.15289

Arlington School	63.27264	36.72736
Wappingers School	61.01505	38.98495

SO MOVED: Supervisor Tancredi/M. Cifone

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

Nays: Councilman Krakower (Arrived 7:33 PM)

CARRIED: 5-1

07:25-13 AUTHORIZE

Reinstatement of Building Permit  
Application For 81 Bedell Road

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the reinstatement of building permit application #20080886 for a new single family home located at 81 Bedell Road, Poughkeepsie, New York, originally issued in 2008 to a Jeannie Clark, which was left dormant due to financial restraints, and

BE IT FURTHER RESOLVED, that this approval is contingent upon receipt, by the Building Department, of an administrative fee of \$100.00 from said property owner.

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 6-0

07:25-14 ACCEPT

2012 Minutes:  
June 06 – Regular Meeting  
June 20 – Regular Meeting  
June 27 – Special Town Board Meeting

#### RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2012 Town Board Meetings, to wit:

June 06- Town Board Meeting  
June 20- Town Board Meeting  
June 27- Special Town Board Meeting

SO MOVED: S. Eagleton/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Cifone, Krakower, Councilwoman

Shershin, and Supervisor Tancredi  
Nays: None

CARRIED: 6-0

07:25-15 NOTIFICATION

Liquor License Renewal For Coyote Grill  
Located at 2629 South Road

NOTED BY TOWN BOARD

07:25-16 NOTIFICATION

Marist College Student Center Renovation  
& Music Addition – SEQRA Notice Of A  
Type 1 Negative Declaration – Located At  
3399 North Road

NOTED BY TOWN BOARD

07:25-17 AUTHORIZE

Special Consent Items SC 1, and SC 2

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 Award

Bid for Safe Roads to School-Violet Avenue

SC 2 Authorize

Acceptance of Cash Security Agreement  
In Lieu of Letter of Credit from LVS

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/S. Krakower

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

Nays: None

CARRIED: 6-0

07:25-SC 1 AWARD

Bid For Safe Roads To School – Violet Avenue

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby award the bid for the “VIOLET AVENUE ELEMENTARY SCHOOL: SAFE ROADS TO SCHOOL” contract for the restoration of Fulton Avenue and Woodlawn Avenue to the low bidder, WJL Equities Corp., at the bid price of \$362,864.90, as corrected to account for a typographical error pursuant to NYSDOT Standard Specification 103-01, subject to Town Engineering checking references, the review and

acceptance of the corrected State Form-LLL, and acceptance by NYSDOT of the bid package, which restoration and repair work is part of the Town's ongoing administration and a Type II Action requiring no SEQR review; and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute a contract agreement with WJL Equities Corp.

SO MOVED: S. Krakower/M. Cifone

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

Nays: None

CARRIED: 6-0

07:25-SC 2 AUTHORIZE

Acceptance Of Cash Security Agreement In Lieu Of Letter Of Credit From LVS Enterprises

#### RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore accepted a \$35,000.00 Letter of Credit as security for the completion of the improvements in the LVS Enterprises LLC Subdivision; and

WHEREAS, said Letter of Credit is due to expire on August 21, 2012; and

WHEREAS, the developer has requested leave to provide cash security in place of the Letter of Credit; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the posting of cash security of \$35,000.00, or such lesser amount as the Town Engineer may approve, in lieu of and prior to the expiration of the existing Letter of Credit; and

BE IT FURTHER RESOLVED, that the Town Board does hereby agree to accept said cash security, subject to the execution and receipt of a Completion and Security Agreement approved by the Town Attorney, Town Engineer and the Director of Municipal Development by August 13, 2012, and does authorize the existing Letter of Credit heretofore filed with the Town to be released to the person or entity who posted the same or its designee, and failing the posting of the cash security and execution of the agreement by August 13, 2012, the Supervisor, Comptroller and their designees are authorized to call the Letter of Credit; and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to execute all papers necessary and proper to effectuate this resolution.

SO MOVED: A. Shershin/S. Krakower

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

Nays: None

CARRIED: 6-0

Motion made to accept public discussion on any item: Supervisor Tancredi/J. Baisley

CARRIED: 6-0

Rob Rubin discussed the searching process for records.

#### 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:

Confidential communication between attorney and his client/Town Board based on attorney/client privileges.

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

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 6-0

BOARD WENT INTO EXECUTIVE SESSIION AT 7:40 PM

BOARD RETURNED FROM EXECUTIVE SESSION AT 7:50 PM

NO ACTION WAS TAKEN

Motion made to close the meeting: Supervisor Tancredi/J. Baisley

MEETING CLOSED AT 7:51 PM

SJM:ikm