

**MINUTES OF REORGANIZATION TOWN BOARD
MEETING HELD ON JANUARY 4, 2012 AT 7:00 PM AT TOWN
HALL, ONE OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

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

**ABSENT: Councilman Conte
Councilman Krakower**

- **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

Supervisor Tancredi welcomed Ann Shershin, newly elected Councilwoman of the Sixth Ward, to her first meeting of the Town Board.

Supervisor Tancredi opened the meeting to questions regarding any agenda items.

Motion made to suspend the rules for speaking on the agenda items: S. Eagleton/J. Baisley
CARRIED: 5-0

Doreen Tignanelli: I have a comment about agenda item #45, the appointment of Stephan Krakower and Todd Tancredi to the City/Town Joint Water Board.

Supervisor Tancredi: May I jump in? The agenda in our packet has changed, I don't need to be re-appointed, my term has not expired, Stephan's has expired and Sean Eagleton will be appointed there in his place.

Doreen Tignanelli: These appointments to Boards are really important and especially for myself, we have been having problems with our water for a year and a half now and have been going to Water Board Meetings and Councilman Krakower wasn't able to make a majority of the meetings in 2011 and so hope that Sean will be able to attend the meetings. It is a voting meeting and there are a lot of important issues that come up. So, I would like to stress that attendance at these different Town Board Meetings is important and if you are committed to be there, you should be there.

Jim Baratta – I congratulate Supervisor Tancredi and wish you luck in your term and welcome back Councilman Baisley and Councilwoman Shershin, welcome to the Board. I would like to make a comment about Item #31, the reappointment of Marvin Bennett to the Planning Board. My issue with that is that Mr. Bennett, for as long as I've been watching the Planning Board, spends about five months a year in Florida and so he is not here for meetings. He's been on the Planning Board I think for something like 27 or 28 years and I respect the personal time he has given the Planning Board, but when you are not living in the Town the full year, I don't see why he should have that appointment. This is not a Supreme Court appointment where you would have it for life. Just this year, he missed, 7 voting meetings, both regular and special (He listed the 7 meetings). I'm basically opposed to this appointment or for any appointment for any board where the person is not living in the Town for the full part of the year. You ask anyone on the street who don't know the people involved, do you want someone on the Planning Board representing you who lives half the year someplace else, I think they would say, "Why are you even asking me that question?" That's my point. I object to the situation, not saying anything about the person, but if you don't live here the full year, I don't think you have the right to be on the Board.

Supervisor Tancredi: I just want to make one comment to that. You're right, he does spend his winters in Florida and we are going to have appointments for alternates and if someone is missing, the alternates step in, and the alternates are supposed to keep track of what is going on the Boards, the agenda items and be aware of what is happening and so, so there will be an alternate from the Fifth Ward and so if Marv Bennett is reappointed and does spend his winters in Florida, there will be a representative to represent that Fifth Ward.

Jim Baratta: I understand that there are alternates, but I don't think alternates meant to be there to fill in almost a half of year for somebody who regularly is not here half a year and the other thing is, there is a policy or guideline, for people on the Board are basically, after missing 25% of the meetings, the Town Board can take action to remove them. So, this is in clear violation of that policy as well.

Motion to resume the rules: Supervisor Tancredi/J. Baisley

CARRIED: 7-0

01:04-01 APPOINTMENT

Attorney To The Town For 2012

RESOLUTION

WHEREAS, by Resolution 1:5 – #SC 7 of 2011, Van DeWater & Van DeWater, LLP was designated as the Attorneys to the Town of Poughkeepsie for the balance of 2011, and

NOW THEREFORE, for the reasons stated in that resolution and based on the results achieved in 2011,

BE IT RESOLVED, that the Town Board finds it to be in the best interest of the Town to designate Van DeWater Van DeWater, LLP as the Attorneys to the Town of Poughkeepsie pursuant to Town & Law Section 20(2)(b) for 2012, without the solicitation of alternate proposals, and does hereby designate it to provide such Legal Services at Town Hall, at Town Board Meetings, and by telephone consultation for \$95,000, to provide the balance of the required legal services at the rate of \$165.00 per hour for partners, \$155.00 per hour for associates and \$80.00 per hour for paralegals, subject to an annual cap of \$65,000, exclusive of Zoning and Planning Board pass through funded services, and to represent the Town in litigation and tax certiorari matters as separately assigned from time to time.

SO MOVED: J. Baisley/S. Eagleton

Councilman Eagleton: This is one of those things where you've done a great job and you've certainly performed beyond our expectations, but it's one of those things that would meet the level of that financial threshold there. I would say it ought to go out to bid and I don't know what requirements we have and I don't think we, at this time, have any requirements that would force us to do that.

Supervisor Tancredi: My feeling is with a professional service like this, I think it's such a critical position to the Town in terms of continuity and in terms of a comfort level we all have with the attorney that represents us. If we were to just bid this out like you would for the guy cutting grass on the fields, and someone won the bid and came in extreme low and did a decent job, I for one, would be extremely nervous about it. I would be equally nervous about bidding out a professional service like this and I just think it is such as critical position. I can tell you that the legal budget for 2012 is going to be less than it was in 2010, I think Mr. Nelson has kept costs in line. I understand what you are saying, but, I think with a professional service like this, it's critical to have one continuity of service. We could be changing attorneys every year if we bid this out and I think in the long run, that could be detrimental to the good of the Town. We may save 5 or 10 thousand dollars, but I think without the continuity of that dedicated legal service, I think it could end up costing us more in the long run.

Councilman Baisley: I agree. A lot of our cases and different issues carry on from year to year and the change could be detrimental. Looking at these numbers and being on other Boards, they are pretty in check to what I've seen on other Boards.

Councilman Eagleton: Then maybe we ought to consider, I know we've talked about this on the Board before, about formalizing our bid process and formalizing things like this. Maybe there are other cases like this, that ought to be exceptions, but we could be better at documenting it and maybe formalizing it. It's on the record, but I would say, in the long run, it's not enough. Especially given the amount of money that we are talking about.

Attorney Jim Nelson: My only comment, I won't comment on myself. Since we had a discussion in Attorney/Client a while back about the procurement policies, I do expect

probably not by the Committee of the Whole Meeting next week, but by the following week, to have a draft document for you to consider which would update the procurement policy.

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

Nays: None

CARRIED: 5-0

01:04-02 APPOINTMENT

Town Comptroller For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint James Wojtowicz to the position of Comptroller for the Town of Poughkeepsie for the period of January 1, 2012 through December 31, 2013, at the salary set forth in the annual budget; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

SO MOVED: S. Eagleton/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-03 APPOINTMENT

Craig Wallace, Esq. – Code Enforcement & Parking Violations – Legal Services.

AMENDED RESOLUTION

BE IT RESOLVED, that for 2012 the Town Board of the Town of Poughkeepsie does hereby find that it is in the best interest of the Town to re-appoint Craig Wallace, Esq., pursuant to Section 20(2)(b) of the Town Law to act as Attorney for the Town without solicitation of alternate proposals, and does so re-appoint him to provide services at the rate of \$155.00 per hour for code enforcement advice and litigation in the Town of Poughkeepsie Town Courts regarding zoning, noise control, animal control, building code control and violations, and parking violations at the rate of \$155.00 per hour, subject to an annual maximum cap of \$57,500.00 from the Legal Department budget line, with any surplus reverting to the General Fund at the end of the year 2012.

SO MOVED: M. Cifone/S. Eagleton

Councilman Cifone: I've spent a lot of time in court with the noise violations and Craig is doing a really good job. With hiring Craig (Wallace), we actually cut down on

overtime for the police officers and we are actually making money in courts and moving people right along and not keeping them there too long as opposed to the past where we kept them there four or five hours. This has actually been a bargain for the Town

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

Nays: None

CARRIED: 5-0

01:04-04 APPOINTMENT

David Wise, Esq. – Labor & Employment
Legal Services

AMENDED
RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby find that it is in the best interest of the Town to authorize the Supervisor to sign a Labor and Employment Legal Services Letter Agreement for the year 2012 between the Town of Poughkeepsie and David R. Wise, Esq., of the law firm of Gellert & Klein, without solicitation of alternate proposals, and does hereby authorize the execution of said agreement, a copy of which is attached hereto.

SO MOVED: A. Shershin/M. Cifone

Supervisor Tancredi: I would point out that Mr. Wise has not raised his prices, it will be the same as it was in 2011.

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

Nays: None

CARRIED: 5-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-05 RETIREMENT

Police Officer Karl E. Osterman

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Police Officer Karl E. Osterman from the Town of Poughkeepsie Police Department, effective the close of business on January 27, 2012.

SO MOVED: Supervisor Tancredi/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-06 RETIREMENT

Police Sergeant Brett Kirchner

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Sergeant Brett Kirchner from the Town of Poughkeepsie Police Department, effective the close of business on January 20, 2012.

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-07 RETIREMENT

Police Officer Joseph F. Touhey, Jr.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept with regret, the retirement of Police Officer Joseph F. Touhey, Jr. from the Town of Poughkeepsie Police Department, effective the close of business on January 20, 2012.

SO MOVED: S. Eagleton/M. Cifone

Councilman Cifone: I would just like to say that all of these officers have a lot of experience and I've worked with each one of them on certain occasions and they are all going to be missed and their experience is going to be felt as a loss to the department. I wish them all well.

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

Nays: None

CARRIED: 5-0

01:04-08 ADOPT

2012 Non-Union Salary Schedule

AMENDED
RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve and adopt the Non-Union Salary Schedule for the year 2012, a copy of which is attached hereto and incorporated herein.

SO MOVED: M. Cifone/S. Eagleton

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

01:04-09 APPOINTMENT Town Registrar For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Susan J. Miller as the Registrar for the Town of Poughkeepsie for the period of January 1, 2012 through December 31, 2013 at the salary as set forth in the annual budget.

SO MOVED: A. Shershin/M. Cifone

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

01:04-10 APPOINTMENT Deputy Town Registrar For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Margaret Decker as the Deputy Registrar for the Town of Poughkeepsie for the period of January 1, 2012 through December 31, 2013 at the salary set forth in the annual budget; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Felicia Salvatore as the Sub Registrar for the Town of Poughkeepsie for the period of January 1, 2012 through December 31, 2013 at the salary set forth in the annual budget.

SO MOVED: Supervisor Tancredi/ J. Baisley

01:04-11 DESIGNATION Poughkeepsie Journal as the Official
Newspaper For The Town of
Poughkeepsie For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby designate the Poughkeepsie Journal as the official newspaper for the Town of Poughkeepsie for the period January 1, 2012 – December 31, 2013.

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-12 DESIGNATION

Town Official Banks For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby designate the following banks as the official banks for the Town of Poughkeepsie for the period January 1, 2012 – December 31, 2013, to wit:

M & T Bank

Citizens Bank

Chase JP Morgan Bank

Key Bank

TD Bank North

Riverside Bank

SO MOVED: S. Eagleton/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-13 APPOINTMENT

Town Marriage Officers For 2012-
2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Todd Tancredi and Susan J. Miller as Marriage Officers for the years 2012 and 2013, pursuant to Chapter 49 of the Laws of 1988, whereby said Marriage Officers will have the authority to solemnize a marriage at a fee of \$50.00 to be charged to and collected from the applicant and credited to the Town of Poughkeepsie.

SO MOVED: M. Cifone/ J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Cifone, And Councilwoman
Shershin

and Supervisor Tancredi

Nays: None

CARRIED: 5-0

01:04-14 APPOINTMENT

Town Records Access Officer For
2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Susan J. Miller as the Records Access Officer for the Town of Poughkeepsie for the years 2012 and 2013.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-15 AUTHORIZE

Signatures For HUD Account For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize and declare that the authorized signatures for Account # 3981920426 (HUD Account) in the TD Bank North, for the years 2012 and 2013, are any two (2) of the following individuals:

- | | |
|--------------------|---------------------|
| 1. Todd Tancredi | 3. Stephan Krakower |
| 2. James Wojtowicz | 4. Jay Baisley |

SO MOVED: Supervisor Tancredi/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-16 AUTHORIZE

Individuals To Sign Checks For 2012-2013

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize one of the following three (3) individuals to sign checks on behalf of the Town of Poughkeepsie, for the years 2012 and 2013, to wit:

1. Todd Tancredi
2. James Wojtowicz
3. Stephan Krakower

SO MOVED: J. Baisley/S. Eagleton

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

01:04-17 APPOINTMENT Emergency Chain Of Command For 2012-
2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint the following individuals as the Emergency Chain of Command for the year 2012, to wit:

1. Todd Tancredi
2. Marc Pfeifer
3. Thomas Mauro

SO MOVED: S. Eagleton/J. Baisley

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

01:04-18 AUTHORIZE 2012 Emergency Interim Successors

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does appoint as Emergency Interim Successors, as requested by the Dutchess County Department of Emergency Response, and does hereby specify their rank in order of succession as listed, the following individuals:

1. Stephan Krakower
2. Marc Pfeifer
3. Michael Cifone

BE IT FURTHER RESOLVED, the Supervisor is hereby authorized, empowered and directed to execute the Emergency Interim Successor designation form, in duplicate, which s attached hereto, and to return it to the D.C. Department of Emergency Response.

SO MOVED: M. Cifone/J. Baisley

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

01:04-19 APPOINTMENT

Town Historian For 2012-2013

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Jean Murphy as the Town Historian for the years 2012 and 2013.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-20 APPOINTMENT

Permanent Part Time Legal Secretary
And Full Time Legal Secretary

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Mary Lou Pudney to the permanent part time position of Legal Secretary at \$27.00 per hour (\$28,080/year), effective January 9, 2012, and does hereby appoint Mary Hart to the permanent full time position of Legal Secretary at \$20.00 per hour (\$41,600/year), effective January 9, 2012.

SO MOVED: T. Tancredi/M. Cifone

Councilman Cifone: I'm glad we are able to keep Mary Lou part-time and keep Mary full time.

Supervisor Tancredi: Yes, basically they are flipping positions and Mary doesn't need any medical coverage and so the Town is saving a few dollars there.

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

Nays: None

CARRIED: 5-0

01:04-21 ADOPT

2012 Official Holiday Schedule

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby declare and adopt the following official holidays for the year 2012 to wit:

New Year's Day	Monday, January 2, 2012
Martin Luther King Day	Monday, January 16, 2012
President's Day	Monday, February 20, 2012
Memorial Day	Monday, May 28, 2012
Independence Day	Wednesday, July 4, 2012

Labor Day	Monday, September 3, 2012
Columbus Day	Monday, October 8, 2012
Election Day	Tuesday, November 6, 2012
Veterans' Day	Monday, November 12, 2012
Thanksgiving Day	Thursday, November 22, 2012
Day After Thanksgiving	Friday, November 23, 2012
Christmas Day Holiday	Tuesday, December 25, 2012

SO MOVED: J. Baisley/S. Eagleton

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

01:04-22 DESIGNATION 2012 Town Board Meeting Schedule

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has determined that a regular meeting of the Board shall be held on the 1st and 3rd Wednesday of each month with a Committee of the Whole meeting to be held on the 2nd Wednesday of each month for the year 2012, unless otherwise noted; now therefore

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby adopt the 2012 Town Board Meeting Schedule, a true copy of which is attached hereto and incorporated herein, and

BE IT FURTHER RESOLVED, said meeting shall be at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York and shall commence at 7:00 PM unless otherwise noted.

SO MOVED: S. Eagleton/M. Cifone

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

MEETING SCHEDULE ATTACHED TO FINAL BOOK COPY

01:04-23 APPROVE/
ADOPT 2012 Highway Department Rental Rates

RESOLUTION

WHEREAS, proposals were solicited for the Highway Department rental rates For the year 2012; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve and adopt the Highway Department Rental Rates for the year 2012, per the recommendation of the Superintendent of Highways, true copies of which are on file in the Town Clerk's Office for public inspection

SO MOVED: M. Cifone/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-24 AUTHORIZE

2012 Agreement To Expend Highway Funds Pursuant To Section 284 Of New York State Highway Law

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize, adopt and approve the execution of an agreement, pursuant to Section 284 of the New York State Highway Law, to expend Town Highway funds in 2013 according to the terms and conditions set forth therein, a true copy of which is attached hereto and made a part hereof.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

Town Attorney Nelson: Before you move to the next item, that last item about Highway replacement monies and street designations is something that needs to be signed by each member of the council.

AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-25 BID AWARD

Bids For Highway Supplies For 2012

RESOLUTION

WHEREAS, bids were solicited for Highway supplies for the year 2012; and

WHEREAS, said bids were received and opened; now therefore

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby award the bids for Highway Supplies for the year 2012, per the recommendations of the

Highway Superintendent, as outlined in the documentation attached hereto and made a part hereof.

SO MOVED: Supervisor Tancredi/ S. Eagleton

Town Attorney Nelson: I noticed there is something that I forgot to put in. On the third page, third line up, where it says “Black Top, Dutchess Quarry”, should also say, “Tilcon” because there are circumstances where I think, based on travel, the cost and distance if Marc may use someone other than Dutchess Quarry.

Supervisor Tancredi: Ok, so then that is an amendment?

Town Attorney Nelson: Yes. What happened is Dutchess Quarry submitted the lowest per ton proposal, but, I believe there are occasions where, based on the distance the truck has to travel in order to get materials in place so it is fully workable, he might choose someone else who is closer to him. In addition, there are times where the man hours and benefits and fuel costs, if you go outside a certain radius, it can actually be cheaper to make the purchase from the second low bidder.

Councilman Eagleton: Was Tilcon the second lowest?

Highway Superintendent Marc Pfeifer: Right, this happened years in the past and we’ve done it. It’s a small margin between the two, but we are fortunate enough to have two blacktop plants right in our area and so for us to be all the way down in Hamburg and come all the way up to Dutchess Quarry, it doesn’t work as cost effective for the small amount and difference in the price, so, fuel wise, hourly wise, and everything, we are down there and to keep the blacktop hot, it does work in our favor.

Councilman Eagleton: How many companies bid?

Highway Superintendent Marc Pfeifer: We only had two, but they are the only two in the area.

Councilman Cifone: What’s the difference in price, Marc?

Marc Pfeifer: The bid came in as \$1.40, but Tilcon has agreed to match the price. But, I’m only using them for the patching part if we do, because of the bid purpose. I’m saving the Town money.

Supervisor Tancredi: Where’s the next closest blacktop plant?

Marc Pfeifer: Dutchess Quarry in Pleasant Valley. The only reason I’m considering this is because the material needs to remain hot.

Supervisor Tancredi: Ok, then for the record, we bid it out and there were two bidders for the blacktop and the two blacktop companies are in the Town of Poughkeepsie.

Councilman Eagleton: I want to make it clear to everybody that we are really saying that we need vendors that are really close because the tar needs to be hot and they are the only two that are close and I'm just documenting your evaluation process, which isn't clear here. So, there is a reason for why there were only two vendors who bid on it. So, I want people to know why and that there was a reason for that. It is probably important that this get built into our bid process language so that whenever we do this type of an evaluation, that it be documented somehow. It's not always just the cheapest bidder, but it has to be as cheap as possible, but it also has to work.

Motion made to amend the bid to read "Dutchess Quarry/Tilcon": Supervisor Tancredi and seconded by M. Cifone.

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

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

DOCUMENTATION ATTACHED TO FINAL BOOK COPY

01:05-26 RE-ADOPT Rules Of The Town Board

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby adopt the annexed "Rules of the Town Board of the Town of Poughkeepsie", a copy of which is attached hereto and incorporated herein.

SO MOVED: J. Baisley/S. Eagleton

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

RULES OF TOWN BOARD ATTACHED TO FINAL BOOK COPY

01:05-27 AUTHORIZE Bonds For All Town Officials

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby declare and direct that the bonds for all Town Officials be continued in the same manner as heretofore established, with the same force and effect.

SO MOVED: S. Eagleton/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-28 APPROVE

Adjustment Of Holiday Schedule For
Highway Department Due To Leaf Pickup

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby adjust the Holiday Schedule for the Highway Department due to its leaf pickup commitments on Election Day and Veterans Day, as follows:

ELECTION DAY – November 6, 2012 – Change to August 2, 2012; and

VETERANS DAY – November 12, 2012 – change to December 24, 2012

SO MOVED: M. Cifone/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-29 AUTHORIZE

Business Mileage Reimbursement

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby continue the amount paid for business mileage reimbursement at \$.50 per mile.

SO MOVED: A. Shershin/Supervisor Tancredi

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

Nays: None

CARRIED: 5-0

01:04-30 APPROVE

Standard Workday For Elected & Appointed
Officials

AMENDED RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby establish the standard workday for each elective and appointive official, which shall be not less than 6 hours per day; and

BE IT FURTHER RESOLVED, that the standard work week shall be Monday through Friday; and

BE IT FURTHER RESOLVED, that the following is a list of the elected officials with their term expiration date:

Todd Tancredi, Supervisor	12/31/13
Jon Jay Baisley, 1 st Ward Councilman	12/31/13
Joseph Conte, 3 rd Ward Councilman	12/31/13
Michael Cifone, 4 th Ward Councilman	12/31/13
Stephan Krakower, 5 th Ward Councilman	12/31/13
Ann Shershin, 6 th Ward Councilwoman	12/31/13
Geoffrey Patterson, Receiver of Taxes	12/31/13
Susan J. Miller, Town Clerk	12/31/13
Marc Pfeifer, Superintendent of Highways	12/31/13
Paul O. Sullivan, Town Justice	12/31/15
Paul Banner, Town Justice	12/31/15

AND BE IT FURTHER RESOLVED, that the following is a list of the appointed officials with their term expiration date:

James Wojtowicz, Comptroller	12/31/13
8:00 AM – 4:00 PM (1 hour lunch)	

AND BE IT FURTHER RESOLVED, that commencing January 1, 2012 the elected or appointed official shall record his or her work activities for a period of three consecutive months, which will include matters outside the normal working hours for the purpose of actually attending to official duties, including to responding to an emergency, attending an employer sponsored event or meeting with, or responding to, members of the public on matters of official business; and

BE IT FURTHER RESOLVED, that said records shall be completed within 150 days of taking office and shall be submitted within 180 days to the Clerk of the Governing Board.

SO MOVED: T. Tancredi/M. Cifone

Motion made to amend list to add Sean Eagleton, 12/31/13: Supervisor Tancredi and seconded by J. Baisley

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

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

01:04-31 APPOINTMENT Marvin Bennett – Planning Board

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby re-appoint Marvin Bennett to the Town of Poughkeepsie Planning Board for a 7 year term, which term runs from January 1, 2012 through December 31, 2018.

SO MOVED: M. Cifone/S. Eagleton

Councilman Cifone: I do share some concern where Jim has brought up regarding Marv not being here, but, in defense of that, I know, when I need to reach out to him for something, I have been able to call and contact him in Florida and e-mail him and he's always been responsive to me. But, this is an appointment from the Fifth Ward and it's the Fifth Ward Councilman's determination to go ahead with this and I have to respect the Fifth Ward Councilman for this because we do work with the Planning and Zoning Board officials that we appoint on a daily basis.

Councilwoman Shershin: But, maybe he would be a stronger candidate as an alternative instead of the Planning Board Member. Maybe they could find someone who has the time and will be hear to dedicate his time full time.

Councilman Cifone: That's something we can talk to Councilman Krakower about.

Councilman Eagleton: I do agree with Councilwoman Shershin on that, but, I think Mr. Bennett has done a good job and I would not want to attack him in anything he has done, in fact he has been very supportive of all of us, I would argue, but since he does spend a lot of his time away from the Town, it might be better for the Town if he were willing to switch and be an Alternate.

Supervisor Tancredi: That's a reasonable idea and something we can look into.

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

CARRIED: 4-1

Jim Wojtowicz, Town Comptroller: The reason why your name is not on here Councilman Eagleton, is this is for the New York State Retirement System. So, Councilman Eagleton is the only member not in the Retirement System.

01:04-32 AUTHORIZE
SUPERVISOR
TO SIGN

Notices Of Intent To Proceed
And Notices Of Termination
Relating To Construction
Activity Subject To The NYS
Storm Water And Erosion
Control Rules And Regulations

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign, on behalf of the Town of Poughkeepsie, Notices of Intent to Proceed and Notices of Termination relating to construction activity subject to the New York State Storm Water and Erosion Control rules and regulations.

SO MOVED: A. Shershin/M. Cifone

Town Attorney Nelson: The DEC monitors work that is done as far as Stormwater pollution control and a project is being closed out. They sent a form in last year that asked for the Town Supervisor to confirm that it was actually closed out. So, this would give a blanket authorization to the Supervisor and what the Supervisor does is check with the Town Engineer.

Councilman Baisley: Is this something new?

Town Attorney Nelson: No, these forms have been coming in and one came in this year and we have to sign it and so I just thought we would get a resolution on authorizing it.

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

Nays: None

CARRIED: 5-0

01:04-33 AUTHORIZE
SUPERVISOR
TO SIGN

Agreement With VFW Vail Wolff Post 170
Lease Of Playground For Year 2012

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a lease agreement between the Town of Poughkeepsie and the VFW Vail Wolff Post No. 170, located on 1 Violet Avenue, Poughkeepsie, New York, for the lease of a playground for the period of January 1, 2012 to December 31, 2012, a true copy of which is attached hereto and incorporated herein.

SO MOVED: Supervisor Tancredi/M. Cifone

Councilman Cifone: Just for the public's information, this resolution and the next one for the American Legion Post costs the Town a dollar to rent them and I do believe we do maintain the grounds by cutting the grass, but it is a benefit to the taxpayers. It gives them an extra park for their kids to play in.

LEASE AGREEMENT ATTACHED TO FINAL BOOK COPY

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

01:04-34 AUTHORIZE Agreement With American legion Post
SUPERVISOR # 1302 For Recreation For Year 2012
TO SIGN

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement for the year 2012 with the American Legion Post #1302 for the utilization of premises owned by the American Legion Post #1302, which premises shall be used for recreational purposes under the terms and conditions set forth in the agreement, a true copy of which is attached hereto and incorporated herein.

SO MOVED: J. Baisley/S. Eagleton

Councilman Baisley: Just like Mike said, these aren't the only ones, I think there are three or four parks at a \$1 a year. They are helping the Town out and it's good that we can support these groups and it's nice that this can be done.

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

LEASE AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-35 AUTHORIZE Agreement With American Legion Post
SUPERVISOR #1302 For Senior Citizen Friendship And
TO SIGN Nutrition Center

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement for the years 2012 through 2016 with the American Legion Post #1302, for the utilization of premises owned by the American Legion Post # 1302, which premises shall be used for the Senior Citizen Friendship and Nutrition Center operated by the Dutchess County Office of the Aging, under the terms and conditions set forth in the agreement, a true copy of which is attached hereto and incorporated herein.

SO MOVED: S. Eagleton/M. Cifone

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

AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-36 AUTHORIZE Employee Assistance Program – WorkPlace
SUPERVISOR At Saint Francis Hospital
TO SIGN

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the renewal agreement for the Employee Assistance Program (EAP) by and between the Town of Poughkeepsie and the WorkPlace at St. Francis Hospital for 2012, at the same fee per employee as 2011.

SO MOVED: M. Cifone/S. Eagleton

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

01:04-37 AUTHORIZE License Agreement With Washington
SUPERVISOR Hollow Rod And Gun Club For Police
TO SIGN Target Practice

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a License Agreement with Washington Hollow Rod and Gun Club, Inc. for use by the Town of Poughkeepsie Police Department for target practice for an annual fee of \$2,000.00, which agreement shall be in effect from January 2, 2012 through December 31, 2012.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-38 AUTHORIZE TO
GO TO BID

HVAC Replacement – Town Hall

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for “TOWN HALL HVAC REPLACEMENT”, pursuant to plans and specifications which will be available on January 9, 2012 at the Office of the Town Clerk, with a bid opening to be held on February 6, 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 FURTHER 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: Supervisor Tancredi/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-39 AUTHORIZE
SUPERVISOR
TO SIGN

Susan Roeller-Brown – Grant Writing

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Contract Proposal between the Town of Poughkeepsie and Susan Roeller Brown to provide grant writing services, which contract will be in effect from January 1, 2012 through December 31, 2012, a copy of which is attached.

SO MOVED: J. Baisley/S. Eagleton

Councilman Cifone: Susan has been one of the best values for our dollars. We've gotten so much money from grants that we have received from having her on and her fee is

\$75.00 an hour and is very reasonable. I hope she continues her good work and I look forward to working with her.

Supervisor Tancredi: And the fee is the same fee she charged last year, there has been no increase.

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

Nays: None

CARRIED: 5-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-40 AUTHORIZE
SUPERVISOR
TO SIGN

Comnetix Agreement-Live Scan – Police
Department

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement with Comnetix Computer Systems, a copy of which is attached along with Chief Thomas Mauro's memorandum requesting same, for the maintenance of the Police Department's "Live-Scan" System, which computer based equipment documents arrests, photographs and fingerprints electronically.

SO MOVED: S. Eagleton/Supervisor Tancredi

Supervisor Tancredi: I would like to point out, again, that this price is the same as for 2011. There is no increase.

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

Nays: None

CARRIED: 5-0

AGREEMENT ATTACHED TO FINAL BOOK COPY

01:04-41 RETIREMENT

Nancy Hritz-Seifts

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Nancy Hritz-Seifts effective December 31, 2011.

SO MOVED: M. Cifone/S. Eagleton

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

01:04-42 APPOINTMENT Karmen Buckey As Zoning Board Member
And Paul Lahey As Zoning Board Alternate

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reappoint Karmen Buckey to the Town of Poughkeepsie Zoning Board of Appeals for a seven (7) year term, which term is from January 1, 2012 through December 31, 2018, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reappoint Paul Lahey to serve as an Alternate Board Member for the Zoning Board of Appeals, which designation is for a four (4) year term commencing on January 1, 2012 and expiring on December 31, 2015.

SO MOVED: A. Shershin/M. Cifone

Councilman Baisley: I just want to say that Karmen is my appointment from the First Ward. This is the second time we have appointed her and Karmen definitely has her heart and sole in this and her attendance is phenomenal. She goes and she is fair and she dives into her work and is real careful of what she does and thinks things out and treats everybody equal and we should have all members like her and as active. Karmen will be great.

Supervisor Tancredi: Yes, she does a great job.

01:04-43 APPOINTMENT James Kennedy And Edmund Orchowski To
Conservation Advisory Commission

RESOLUTION

BE IT RESOLVED< that the Town Board of the Town of Poughkeepsie does hereby re-appoint James Kennedy and Edmund Orchowski to the Town of Poughkeepsie Conservation Advisory Commission for a two (2) year term, which term runs from January 1, 2012 through December 31, 2013.

SO MOVED: M. Cifone/Supervisor Tancredi

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

01:04-44 APPOINTMENT

Todd Tancredi And Jon Baisley To
Tri-Municipal Sewer Commission

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Todd Tancredi and Jon Baisley to the Tri-Municipal Sewer Commission for the years 2012 and 2013.

SO MOVED: A. Shershin/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-45 APPOINTMENT

Sean Eagleton To City/Town Joint Water
Board

AMENDED
RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Sean Eagleton to the City/Town Joint Water Board effective January 1, 2012 and expiring on December 31, 2014.

SO MOVED: Supervisor Tancredi/M. Cifone

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

Nays: None

CARRIED: 5-0

01:04-46 NOTIFICATION

A.) Notice Form For A New Application
For A Liquor License Z & T Galazka
Corporation D/B/A Juliet Café
Located At 5-7 Raymond Avenue

B) Notice Form For A Renewal Application
For A Liquor License For Sodexo
Operations, LLC, Located At Marist
College Dining Hall At 3399 North
Road

BOTH REVIEWED BY
POLICE DEPARTMENT

NOTED BY TOWN BOARD

01:04-47 NOTIFICATION

Public Hearing To Be Continued in Town of Lloyd Town Hall On January 11, 2012 At 7:00 PM To Consider The Adoption Of Local Law M-2011, As Revised, To Amend The Zoning Map Of The Town Of Lloyd

NOTED BY TOWN BOARD

01:04-48 AUTHORIZE

Special Consent Items SC 1, SC 2, SC 3, SC 4, SC 5, SC 6, SC 7, and SC 8

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. Set Date for Public Hearing 194 Violet Avenue – Unsafe Building
- SC 2. Authorize Supervisor to Sign Stormwater Management Facilities & Maintenance Agreement With Golf Plaza, Inc.
- SC 3. Authorize Tax Certiorari Settlement – Fairview Block, Inc.
- SC 4. Notification Town of Wappinger Public Hearing
- SC 5. Notification Town of Wappinger Public Hearing
- SC 6. Notification Town of Wappinger Public Hearing
- SC 7. Notification Town of Wappinger Public Hearing
- SC 8. Notification Town of LaGrange Public Hearing

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: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 5-0

01:04-SC 1 SET DATE FOR
PUBLIC HEARING

Dangerous & Unsafe Building
Located At 194 Violet Avenue
That Presents A Fire Hazard

RESOLUTION

WHEREAS, the Building Department of the Town of Poughkeepsie has made a report to the Town Board of the Town of Poughkeepsie regarding 194 Violet Avenue, Town of Poughkeepsie, County of Dutchess, State of New York, Tax Grid No. 6162-07-533965 (“the Premises”), the owners of record being William and Beatrice Storms, 194 Violet Avenue, Poughkeepsie, NY, that the building on the premises (“the Building”) is dangerous and unsafe to the general public, open at the doorways and windows, accessible to minors, vagrants, trespassers and crime suspects, and that it presents a fire hazard, and that the grass on the Premises is greater than 10” high; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie finds as follows:

1. The report of the Building Department supports a finding by the Town Board that the Building is currently unsafe and in a dangerous condition, constitutes a public health threat, a public safety threat and is a hazardous condition; and
2. That the windows and doors to the Building must be immediately secured in a manner acceptable to the Building Department to prevent further unauthorized entry and use, and to reduce the fire hazard, and any solid waste on the Premises and in the Building must be immediately removed and the lawn mowed insofar as they constitute an additional public health and safety hazard; and
3. That the Premises’ owner has heretofore been served with an Order to Remedy dated November 18, 2011 (see Exhibit A attached hereto); and
4. That notwithstanding the issuance of the Order to Remedy, the Building is currently unsecured, dangerous and in violation of the Order to Remedy, and the lawn not mowed; and
5. That an Order, including notice of a Public Hearing, shall be served upon the owners of record, by personal delivery or by Certified Mail, Return Receipt Requested, to their last known address on the records of the Assessor of the Town of Poughkeepsie, and if such service is made by mail, a copy of such Order shall also be posted on the Premises on the date of mailing, such service to be made at least five (5) days before the Public Hearing; and
6. That the said Notice shall contain the following information:

- A. A description of the premises.
 - B. A statement of the particulars in which the Building is unsafe or dangerous.
 - C. An order outlining the manner in which the Building is to be made safe and secure, i.e. by securing all windows and doors and mowing the lawn.
 - D. A statement that the securing of such Building and mowing shall commence immediately, and in no event less than within thirty (30) days of the service of the Notice and shall be completed within sixty (60) days thereafter, unless for good cause shown such time shall be extended by the Building Inspector; and
 - E. That in the event of neglect or failure to timely comply with the Order to secure or demolish and remove the Building, the Town Board is authorized to secure or demolish and remove the Building, to assess the expense therefore against the Premises and may institute a proceeding to collect said expenses; and
 - F. That after the public hearing, the Town Board intends to direct that in the event of a failure to comply with the Order, all Town expenses relating to this Resolution and Order and the work performed by the Town and its contractors pursuant thereto be assessed against the Premises and levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy; and
 - G. That a Public Hearing on the Order and the recovery, levy and collection of Town expenses will be held before the Town Board on the 18th day of January, 2012 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY; and
- 7. That the Town Clerk of the Town of Poughkeepsie shall file a copy of the Notice so served in the Office of the County Clerk of the County of Dutchess; and
 - 8. That the Town of Poughkeepsie reserves all of its other rights and remedies as to the Building ad Premises.
 - 9. That this resolution shall take effect immediately.

SO MOVED: S. Eagleton/M. Cifone

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

and Supervisor Tancredi
Nays: None

CARRIED: 5-0

PUBLIC HEARING TO BE HELD AT THE JANUARY 18, 2012
TOWN BOARD MEETING

01:04-SC 2 AUTHORIZE
SUPERVISOR

Stormwater Management Facilities
Inspection & Maintenance
Agreement With Golf Plaza, Inc.,
Easement & Sidewalk Maintenance
Agreement & Easement With Golf
Plaza, Inc.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Stormwater Management Facilities Inspection and Maintenance Easement and Sidewalk Maintenance Agreement and Easement with Golf Plaza, Inc., in substantially the same form as attached; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign the Stormwater Management Facilities Inspection and Maintenance Agreement with Golf Plaza, Inc., in substantially the same form as attached.

SO MOVED: M. Cifone/S. Eagleton

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

Nays: None

CARRIED: 5-0

INSPECTION AND MAINTENANCE EASEMENT ATTACHED TO
FINAL BOOK COPY

01:04-SC 3 AUTHORIZE

Tax Certiorari Settlement With
Fairview Block Inc.

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 Fairview Block, Inc., for the tax assessment rolls of 2008 through 2011 as shown on the attached Stipulation and Order, and

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

SO MOVED: A. Shershin/S. Eagleton

Councilman Baisley: Jim, do we have to give them a refund?

Town Attorney Nelson: Yes.

Supervisor Tancredi: Yes, almost \$20,000.00, almost \$21,000.00.

Town Attorney Nelson: This was on at the last meeting and I believe Mr. Krakower raised the question about the value and Kathleen Taber has since spoken with him and she had told me that the discrepancy was a product of the fact that a building that was on different piece of property was included mistakenly in this during the re-val and when she went to look at the property she actually thought that the condition of the buildings was substantially less than had been originally assessed at.

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

Nays: None

CARRIED: 5-0

STIPULATION AND ORDER ATTACHED TO FINAL BOOK COPY

01:04-SC 4 NOTIFICATION

Town of Wappingers Public Hearing On
January 23, 2012 At 7:30 PM At Wappinger
Town Hall In Reference To Local Law No.
__ Of 2012 Which Would Amend The
Zoning Map Under The Town Comprehen-
sive Plan For The Purpose Of Rezoning
Properties To The R-40, R-40/80 & R-80
Zoning Districts

NOTED BY TOWN BOARD

01:04-SC 5 NOTIFICATION

Town of Wappinger Public Hearing On
January 23, 2012 At 7:30 PM At Wappinger
Town Hall In Reference To Amendment To
The Town Comprehensive Plan (Villa
Borghese)

NOTED BY TOWN BOARD

01:04-SC 6 NOTIFICATION

Town of Wappinger Public Hearing On January 23, 2012 At 7:30 PM At Wappinger Town Hall In Reference To Local Law No. ___ Of 2012, Which Would Amend Chapter 122, "Fees & Fines", Chapter 206, "Soil Erosion & Sediment Control", Chapter 217, "Subdivision Of Land" & Chapter 240, "Zoning", Of The Town Code

NOTED BY TOWN BOARD

01:04-SC 7 NOTIFICATION

Town of Wappinger Public Hearing On January 23, 2012 at 7:30 PM At Wappinger Town Hall In Reference To Local Law No. ___ Of 2012, Which Would Amend The Zoning Map Based Upon The Town Comprehensive Plan For The Purpose Of Rezoning Properties To The R-3A Zoning District

NOTED BY TOWN BOARD

01:04-SC 8 NOTIFICATION

Town of LaGrange Public Hearing On January 11, 2012 At 7:00 PM At LaGrange Town Hall In Reference To Local Law Of The Town of LaGrange Amending Chapter 240, Entitled "Zoning", Of The LaGrange Town Code To Add A New Section 2340-70A Regarding Drive-Through Facilities

NOTED BY TOWN BOARD

Motion made to suspend the rules for public speaking: Supervisor Tancredi/A. Shershin

CARRIED: 5-0

Doreen Tignanelli: Would you please clarify things on #1 for Van DeWater and Van DeWater. That was \$95,000 for the year? (Yes) Ok, and it's still the same for half the day?

Town Attorney Nelson: Yes, what had happened last year, the amount of time that was spent in the morning spilled over into pretty fair amount of time in the afternoon.

Supervisor Tancredi: What he is saying is that he is spending quite a bit more time there. I think last year we were saying 8:30 to 12:00 but he has been spending time beyond those hours, but not quite a full day. I, for one, have called him at his office and to his credit, he's spending extra time.

Councilman Cifone: He does work Saturdays as well, on occasion.

Doreen Tignanelli: Ok, I just wanted to see if it was the same as last year. Ok, on #4 for David Wise, he didn't say how much that was for.

Supervisor Tancredi: \$33,000.00.

Doreen Tignanelli: Is that up to? (Yes) Ok, after all that discussion about the bid award, the bottom line was, Tilcon really did not bid on that?

Supervisor Tancredi: No, I believe they did.

Councilman Eagleton: There were two bidders. The language in the amendment read one, and that was the lowest bidder, which was Dutchess Quarry and the second lowest bidder was Tilcon. But, Tilcon was the second and only other bidder.

Doreen Tignanelli: Ok, so then the two of them did bid. (Yes)

Rob Rubin: Councilman Eagleton, first I want to thank you for expressing the raising the bar some how on the bidding procedure that the Town is going to looking to implement hopefully over the next year in line item 1 here. I think that is terrific. "Kudos" to you and "Kudos" to Highway Department and Police Department over some experiences I've had with them over the past couple of weeks and they have been continuing to be a great asset there. Some residents have spoken to me shortly before I came here about some questions that they did not believe that the Senior project that was proposed across from the Galleria, the 7 story senior housing and 4 story medical arts building and restaurant. They are questioning as to whether or not the plans that are being submitted are in compliance with all rules and regulations with the local ordinances. I would just ask the Town Board to take a look at that and make sure all the "T's" are crossed and "I's" dotted and in compliance there.

Supervisor Tancredi: Sure, we will and I would suggest to any residents interested, I think that project is back before the Planning Board either in January or February and so tell them to watch the agendas.

Larry Slomin: Can you clarify specifically the meaning of the hours submitted for three months?

Jim Wojtowicz, Town Comptroller: Basically, New York State Retirement requires us to report certain amount of days worked per month for employees. So for Councilperson, if we report .5 parts of a month, they are required to work 15 hours in a week. So,

basically, we ask them to log on their calendar talking to constituents, responding to e-mails, going to meetings, going to Town Hall meetings, and preparing for meetings. What the State Comptroller is looking for, justify that reporting 10 days a month for the retirement system and they want to make sure the pension is on the up and up and they are getting credit for the amount of time they are reporting for.

Supervisor Tancredi: Are you saying that it's a lot to ask of a Councilperson to spend 15 hours a week?

Larry Slomin: Does the Town of Poughkeepsie put in some kind of matching contribution toward the retirement system for 15 hours of week documented?

Jim Wojtowicz: Contribution once a year we contribute toward the Councilpeople based on their salaries. If you want to stop by my office I can show you a calendar.

Mr. Slomin thought that it was read misleadingly. It should have been made clearer.

Motion made to close the meeting: Supervisor Tancredi/M. Cifone

CARRIED: 5-0

MEETING CLOSED AT 8:10 PM

SJM: lkm