

**MINUTES OF TOWN BOARD MEETING HELD ON
JUNE 19, 2013 AT 7:00 PM AT TOWN HALL, ONE OVEROCKER ROAD
POUGHKEEPSIE, NEW YORK**

PRESENT: Supervisor Tancredi
Councilman Baisley
Councilman Eagleton
Councilman Conte
Councilman Cifone
Councilman Krakower
Councilwoman Shershin
Adrienne O'Dierna, Van Dewater & Van Dewater, Attorney
Town Clerk Miller

*** 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.

{ } designates corrections or amendments to

7:00 PM

CALL TO ORDER

SALUTE THE FLAG

Supervisor Tancredi asked Town Board approval to move Covanta Proclamation to Item #1 on the Agenda.

Mike Cavalier is here from Covanta, who made a nice donation to our Senior Center, and the Chairman of our Senior Committee has a proclamation to read on their behalf.

Councilman Jon Baisley: As we stated last week, building the Senior Center, we've gotten quite a bit of help from outside sources and companies and Covanta Energy reached out to Todd and gave us a nice cash donation to help us along the way and today we would like to thank them for that and for coming here tonight.

06:19-12 RECOGNITION

Covata

PROCLAMATION

WHEREAS, the Town Board of the Town of Poughkeepsie, and all of the residents of the Town of Poughkeepsie, does hereby solute Covanta Energy Group, for their generous donation to the Town of Poughkeepsie Recreation Department. This donation will be used for the new Senior Center located at Abe's Way in the Town of Poughkeepsie; and

WHEREAS, the Covanta Energy Group is clearly making a big difference in the lives of many seniors; now therefore be it

RESOLVED, the Town Board of the Town of Poughkeepsie does hereby enthusiastically proclaim its appreciation for this generous donation; and

BE IT FURTHER RESOLVED, that an original signed proclamation be forwarded under the Great Seal of the Town of Poughkeepsie, Dutchess County, State of New York, to Covanta Energy Group.

**DATED: POUGHKEEPSIE, NEW YORK
June 12, 2013**

SIGNED BY TODD N. TANCREDI, Supervisor

Councilman Baisley: Thank you very much for the donation. It's nice to see that people like you reach out to us.

Town Supervisor Tancredi: Thank you very much for your support toward our Town Senior Center.

Town Supervisor Tancredi: We now have a number of Public Hearings for our Property Maintenance Law we talked about last week and so I would like to make a motion to suspend the rules for Public Hearing No. 1. Supervisor Tancredi/S. Eagleton

CARRIED: 7-0

Joe Armstrong: I think I just want to say, there are 12 things on here, I don't know if that's the extent of how many we have? (No) It just disturbs me to see this because of the cost I've talked about before, I understand there is a bill being put in to try to get this turned over to the banks to take this responsibility and I hope you guys are taking a second look at that and I think you are on track with it. Do we know how much it is costing us a year for this stuff?

Supervisor Tancredi: I'll let Sara answer that. I think most of this is mowing.

Sarah Davis: All of these are mowing and the first cut is \$125 and that is usually over three feet tall and any cuts after that are \$75.

Supervisor Tancredi: We've bid out the service to the low bidder and that company has been told that every other week or once every two weeks or over six inches.

Joe Armstrong: Are most of all or any of these inhabited? (No) All of these are abandoned or the bank has them.

Sarah Davis: Yes.

Wayne Thompson: I want to comment generally on all of these mowing regulations. In my opinion, I think this is an idiotic regulation. Maybe it was being thought of by landscapers or someone in the power equipment business, but it is an over regulation and people should be able to do with their property what they want. I understand the concern for blight, but I also think there is a dichotomy in the standard in the laws and in Section 159 and 159a. You talk about rodents, blight, insects and yet occupied houses can keep their lawns at 12 inches? Unoccupied have to keep it at 6 inches. Occupied houses can have whatever privacy hedge in their front yard that they want.

Supervisor Tancredi: No they can't, but- not according to our Code they can't. Sarah, what is the regulation for hedges in the front yard?

Sarah Davis: Nothing over 3 1/2 feet.

Councilman Krakower: Why is that?

Sarah Davis: Visibility.

Councilman Krakower: More often than not, the high hedge in the front yard doesn't affect visibility. On a straight road, if I have a high hedge in my yard, it doesn't affect visibility.

Sarah Davis: I believe it is because of driveways coming out.

Supervisor Tancredi: You can't have a 6 foot stockade fence in your front yard either. It can't be more than three feet.

Councilman Krakower: I think some of the things we should take another look at some times and the difference between occupied and vacant, when the Town Board looked at putting an ordinance in place for occupied properties, I had complained that I wanted it much less constricted because if someone was living there and trying to pay the bills and unable to maintain it as well, I didn't want the Town to come in and be too over reaching, but the Board took that into consideration and backed off some of those standards so we wouldn't be impacting as many houses and leaving some people alone, actually.

Wayne Thompson: I don't doubt that that's the case. Under this law, everyone is required to have a front lawn. What if you don't want a front lawn? What if you want an English Tea Garden in your front yard? Are you required now under this to have a lawn? It talks about a lawn area. (No) What describes a lawn? What if I want to plant goldenrod in my front yard to attract honey bees.

Supervisor Tancredi: When these are vacant houses, I think if one of these homes were next to you and if it were over grown to the extent that these homes are, you would be calling and wanting to get it cut and that's what has happened with most

of these, neighbors have called because the lawn is over grown. No one says it has to be two inches, but they keep their homes neat and these homes are over grown, attracting rodents, attracting vandals and police having a hard time with people stealing copper out of the homes because they look unoccupied and that is what this is all about.

Councilman Conte: Trying to keep the neighborhoods at least neat and as clean as possible and everyone else is trying to keep their lawns nice and there is that one unoccupied house that continues to get worse and worse, no one wants to see that. That's what we are trying to eliminate.

Wayne Thompson: Wait a minute. I like long lawns, so don't say nobody likes to see it.

Supervisor Tancredi: These are not long lawns, these are meadows at this point.

Wayne Thompson: Well, I think these regulations go a little bit beyond. I think in all of this, I didn't see anywhere in the Code that we are required to make a phone call to anybody. If there is a problem with something, relatives have died, maybe we don't have the current address, I don't know how many of these.

Councilman Conte: We do a good job at finding people to contact. We don't want this in place, either, but obviously we have had to act on this. We shrug our heads when we see this. We don't want to see this.

Wayne Thompson: This is a lot of money the Town is spending on Public Hearings.

Supervisor Tancredi: Many years ago, this was once in a blue moon. It's a complete sign of the economy and signs of the times that we have these on our agenda, but as Councilman Conte said, the reason we have this ordinance put in place is at the request of the neighbors. Normally, Sarah isn't going out looking for these on her own, it's because neighbors have alerted her to the blight.

Wayne Thompson: I just think we've over regulated the Town and I think that if there is problems, we should look more toward discretion of our appointed officials and more toward the discretion of determining whether or not something is blight. There is a big difference in my opinion between blight and merely being unsightly. I just think it's getting to be too much in terms of regulations in the Town. People should be able to have what they want in their own yards.

Supervisor Tancredi: I don't want to mislead you. These are VACANT homes. We've only applied once for an occupied home and that was at the CONTINUED request of the neighbors.

Councilman Baisley: Along that line Wayne, across from my business, the owner has been gone for three weeks. He left on a Saturday afternoon at 3 PM – 11 PM

that night the police raided the house with 75 kids having a party notified them by Face Book. The police raided the house again last Saturday as it became a party house and the one that Sarah had, had drug needles and everything else and so the neighbors want the safe factor as this house sits off all by itself with a stockade fence and it's becoming a party house with 75 to 80 kids. That's another issue. That's what these vacant houses turn into.

Councilman Krakower: I do think the Town does have to be cautious of overreaching and creating bills for people. I do try to be cautious where it comes to people who just can't afford it and may let it go a bit and I don't want to see them go to Town intervention where they have to pay more out that they can't afford either.

Supervisor Tancredi: Listen, if any of the Town Board Members want to amend this amendment, feel free.

Wayne Thompson: Well, I just think the amount of regulations in the Town are getting to be too much. There are better ways to work it out.

Supervisor Tancredi: Motion made to close Public Hearing #1: Seconded by Councilman Eagleton

CARRIED: 7-0

Motion made to open Public Hearing #2: Supervisor Tancredi/S. Eagleton

CARRIED: 7-0

06:19-01 PUBLIC HEARING

For Property Maintenance of 5 Club Way

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 5 Club Way, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6160-04-508309, owned by Samye Issa, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 5 Club Way has not complied with the Orders 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 (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: J. Baisley/S. Eagleton

Sarah Davis: I have reached an agreement on this property with the owner who is trying to keep it out of foreclosure and

**Motion made to Table until July 24, 2013: Supervisor Tancredi/J. Conte
CARRIED: 7-0**

THIS ITEM WAS TABLED UNTIL JULY 24, 2013

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

Sarah Davis: This is the case that the woman died and the family has turned this back to the bank. It was cut. The notices have been removed from the house and I have no idea who is cutting. Usually they post it with a maintenance company or something and I've talked to the daughter, but she's not cutting, The neighbors said a man pulls up in a long white truck and cuts it.

06:19-02 PUBLIC HEARING

For Property Maintenance of 63 Catskill Avenue

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 63 Catskill Avenue, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6262-03-274052, owned by Jean E. DeFrance, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 63 Catskill Avenue has not complied with the Orders 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 (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: S. Eagleton/J. Conte

Councilman Eagleton: Now, if the owner is deceased and we know that, where does that leave the status of this property?

Councilman Baisley: You said it was turned back to the banks, right? (Yes)

Councilman Eagleton: It's not a foreclosure though, it's a bit different?

Supervisor Tancredi: I guess it would be if they stopped paying the mortgage.

Councilwoman Shershin: That's still a foreclosure. They are refusing to pay on the mortgage so it's turned back to the bank.

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

Motion was made to close the Public Hearing: Supervisor Tancredi/ S. Eagleton

CARRIED: 7-0

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

CARRIED: 7-0

Sarah Davis: This house is totally abandoned. Every time it gets broken into it gets re-locked up. I don't know who does it. There is no postings and the neighbor cuts the grass. I'm willing to keep on it. The neighbor cuts the grass so it doesn't look so bad.

Motion made to close the public hearing: Supervisor Tancredi/S. Eagleton

CARRIED: 7-0

Motion made to open Public Hearing #3: Supervisor Tancredi/

CARRIED: 7-0

06:19-03 PUBLIC HEARING

**For Property Maintenance of
173 North Grand Avenue**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 173 North Grand Avenue, Town of

Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-16-809320, owned by Christopher & Shannon Denning, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 173 North Grand Avenue have not complied with the Orders 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 (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: J. Conte/M. Cifone

Councilman Krakower: How many have we passed resolutions on that we—

Sarah Davis: I couldn't tell you without looking it up.

Supervisor Tancredi: Our vacant property list, the last time I looked, was in the 80's.

Sarah Davis: there are a lot of maintenance companies out of there and the banks are starting to put them in place and as long as they keep on top of them and my men not doing this, some of them are coming through.

Councilman Krakower: It's really scary and IBM laying off 600 or so people in the area adding to that makes it really scary.

Supervisor Tancredi: Do you remember eight years ago, did we ever have anything like it. Once in a "Blue Moon" right?

Councilman Krakower: Right, almost never.

Sarah Davis: And like you said, I'm not looking for these. I see them, but I'm responding to neighbors, not looking.

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi
Nays: None

CARRIED: 7-0

Motion made to suspend the rules for Public Hearing #4: Supervisor Tancredi/ S. Eagleton

CARRIED: 7-0

Wayne Thompson: I just want to ask a question. On the previous two, did the Zoning Administrator say that they were cut as of today? (Yes – it was cut by the neighbor.) So, if they are in compliance, how are we voting to say they are not in compliance and they didn't comply with the order to remedy?

Councilman Krakower agreed with Mr. Thompson.

Sarah Davis: We are only looking at one element, there may have been other items that need to be were done, not just cutting of the grass.

06:19-04 PUBLIC HEARING

**For Property Maintenance of
9 Durocher Terrace**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 9 Durocher Terrace, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6261-01-308952, owned by Marlene A. Boccino, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 9 Durocher Terrace has not complied with the Orders to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the removal of all 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 (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 shall cut and continue to cut the grass.

MOTION MADE TO REMOVE FROM AGENDA: SO MOVED: J. Conte/S. Krakower

CARRIED: 7-0

**REMOVED FROM AGENDA
DUE TO COMPLIANCE**

Motion made to open Public Hearing #5: Supervisor Tancredi/M. Cifone

CARRIED: 7-0

06:19-05 PUBLIC HEARING

**For Property Maintenance Of 26
Channingville Road**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 26 Channingville Road, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6058-19-737036, owned by Deutsche Bank Nat'l Trust, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 26 Channingville Road has not complied with the Orders to Remedy; and

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

ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin and Supervisor Tancredi
Nays: None

CARRIED: 7-0

Mark Pfeifer: I have a question for you. Every one of these properties that are on the agenda tonight, we've already paid to put the add in the paper, correct? How much does it cost to put the ad in the paper?

Sue Miller, Town Clerk: I honestly don't know, but I can go back and look at the bills and bring them in. I believe it's about \$20 or \$30 for each property.

Mark Pfeifer: The thing is, we paid for the ad and even if we look and the lawn is cut, we have spent money on the process and we approve this tonight and the lawn has been cut, it costs us absolutely nothing right. To put the ad in the paper and have Sarah go through all the paper work, it should be followed through with, correct?

Councilman Krakower: If we adjourn the Public Hearing, we don't have to re-advertise, correct? (Yes) But, if there is an order to remedy and they have cut the grass, we should not be passing these. If we adjourn it for a month or two and see if it continues to be cut, if not, then go ahead with it.

Supervisor Tancredi: Most of the time it's not because the owner remedied it, it's because a neighbor got so sick of the mess, they went over and cut the grass.

Mark Pfeifer: I do think it's a good idea, however, to adjourn it and just bring it back and it would save time and money. Because more time than once we see it got cut and then it goes back to the way it was. We can watch it for a month and see if they keep up on it and if they do, great, if not, remove it from the adjourned state and follow through, if they don't, at least we're not back to the drawing board.

Supervisor Tancredi: I agree, that's a good idea.

Motion made to close the Public Hearing: Supervisor Tancredi/S. Eagleton

CARRIED: 7-0

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

Nays: None

CARRIED: 7-0

Motion was made to open Public Hearing #6: Supervisor Tancredi/M. Cifone

CARRIED: 7-0

06:19-06 PUBLIC HEARING

**For Property Maintenance of
24 Channingville Road**

RESOLVED

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 24 Channingville Road, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6058-19-729034, owned by Tamaris Colon & James Booth is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 24 Channingville Road has not complied with the Orders to Remedy; and

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

Motion was made by Councilman Baisley to remove this item from the list as he spoke to the owners and they had stated they would mow the lawn every three weeks.

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 7-0**

REMOVED FROM THE LIST

Motion made to open Public Hearing #7: Supervisor Tancredi/J. Conte

CARRIED: 7-0

Sarah Davis: This property is vacant. There was a fire that damaged it and I've not been able to contact the owners. They have been in foreclosure. They have not

paid the taxes and the neighbor has been cutting it for two years and she is 67 years old and doesn't want to do it any more and it's on a hill.

Councilman Baisley: I told the neighbors not to cut it any more. There is no way they will get anything accomplished, the homeowner has been fighting with the insurance company for two years due to fire damage and he lives in Rockland County and wants nothing to do with the house. That one can stay on.

Motion made to close Public Hearing #7: Supervisor Tancredi/J. Baisley

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 7-0**

06:19-07 PUBLIC HEARING

**For Property Maintenance of 66
Main Street, New Hamburg**

RESOLVED

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 66 Main Street, New Hamburg, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6057-07-673958, owned by Nuzio & Roseann Flaccavento is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 66 Main Street, New Hamburg have not complied with the Orders to Remedy; and

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

SO MOVED: S. Krakower/S. Eagleton

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 7-0**

Motion made to Close Public Hearing # 7: Supervisor Tancredi/S. Eagleton

Motion made to Open Public Hearing #8: Supervisor Tancredi/J. Conte

Sarah Davis: I did finally get mailed back, it was forwarded to Claremont, Florida. The taxes were paid by Bank of American. I have not been able to get in touch with anyone and the grass still remains at three feet tall.

**Motion made to close Public Hearing: Supervisor Tancredi/J. Conte
CARRIED 7-0**

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 7-0**

**06:19-08 PUBLIC HEARING For Property Maintenance Of 231 Wilbur
Boulevard**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 231 Wilbur Boulevard, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6160-01-339593, owned by Edwin Flores is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 231 Wilbur Blvd., New Hamburg, has not complied with the Orders to Remedy; and

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

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 7-0

Motion made to open Public Hearing #9: Supervisor Tancredi/J. Conte

CARRIED: 7-0

Sarah Davis: This grass was cut. I do have phone numbers of the decedents of the owners and they've been changed and the mail was refused, but I assume someone cut it.

Supervisor Tancredi: Is this house that was cut up near the house but not out by the road or the one next door?

Sarah Davis: No, next door. I've been doing this one since 2010. She cut it and hopefully will continue.

Councilman Krakower; Why don't we adjourn it for a month and see how it goes?

06:19-09 PUBLIC HEARING

**For Property Maintenance Of 245
Wilbur Boulevard**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 245 Wilbur Boulevard, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6160-01-295538, owned by Colleen Millsbaugh is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 245 Wilbur Boulevard has not complied with the Orders to Remedy; and

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

**Motion made to adjourn this Public Hearing to the last meeting in July:
Councilman Krakower/S. Eagleton**

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 7-0**

ADJOURNED UNTIL LAST MEETING IN JULY

Motion made to open Public Hearing #10: Supervisor Tancredi/S. Eagleton

CARRIED: 7-0

Sarah Davis: This has not been cut since last year by anyone but the neighbor who is not doing it any more at my advice. It is over 3 feet tall and the neighbors have commented that it looks better with the grass because now you can't see the house which is sinking into the grass.

Councilman Baisley: This is a wide open lot on the corner and is unsightly in the back. The decks are falling down and all. I talked to the owner. She doesn't have the house and her husband past away. She left and told them to bank it and I called the bank and they won't talk to you. I knew people who wanted to buy the property and the bank won't talk to them. It was Wells Fargo years ago and it is still Wells Fargo. This has been going on about five years now. The neighbors have been taking care of it.

Motion made to close Public Hearing #10: Supervisor Tancredi/J. Conte

CARRIED; 7-0

**06:19-10 PUBLIC HEARING For Property Maintenance Of 2 Lawton
Place**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 2 Lawton Road, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6058-02-967828, owned by Alec & Tanya Charley, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 2 Lawton Road. has not complied with the Orders to Remedy; and

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

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 7-0

Motion made to close Public Hearing No. 10: Supervisor Tancredi/J. Conte

CARRIED: 7-0

Motion made to open Public Hearing No. 11: Supervisor Tancredi/J Conte

Neighbor: The woman passed a year ago. After the lawn was maintained by the Town and the Health Department and Police told us she was a hoarder. What can we as general public do for that?

Supervisor Tancredi: I had a neighbor actually call me on this as well and I talked to Wayne in the Building Department and as long as it is structurally sound and secure, people and animals aren't getting in and out, at this point the extent of what we are going to do with it is it.

Neighbor: The police were there twice because some kids were in there and they were using it as a grill house for pot.

Supervisor Tancredi: If we need to board the doors, we will, and make sure it's secure. If you see anyone in there, give the police a call.

Councilman Cifone: There has been no contact with the relatives or anything, Sarah?

Sarah Davis: I did not. The Certified Mail was picked up. I can't read the signature. There is a daughter. I had the phone number from Wayne who spoke to the daughter last year. Now no one is answering and it doesn't sound like it's the right number any more.

Councilwoman Shershin: This lawn does really stick out in the neighborhood. When I went by, it's apparent.

Motion made to close the Public Hearing #11: Supervisor Tancredi/J. Conte

CARRIED: 7-0

06:19-11 PUBLIC HEARING

**For Property Maintenance Of 16
Homer Place**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on June 19, 2013 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 16 Homer Place Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6261-01-330927, owned by Judith L. Pugliese, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on June 7, 2013 and published in the Poughkeepsie Journal on June 8, 2013; 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 16 Homer Place has not complied with the Orders to Remedy; and

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

SO MOVED: S Eagleton/J. Conte

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

Nays: None

CARRIED: 7-0

Motion made to suspend the rules for public speaking on remainder of agenda: Supervisor Tancredi/

CARRIED: 7-0

Doreen Tignanelli: I have a question about Item # 13 about the shared services and salt spreaders. Would that be ones that have the monitoring of the conditions so that the least amount of salt is put down as possible.

Supervisor Tancredi: These are all automated machines and trucks. Two of our trucks have automated machines and the rest is all manual. These would be automated and they will not only save money, but better for the environment because we use about a 1/3 or less salt.

Doreen Tignanelli: Excellent. The other question I had is on SC 10. Chestnut Mart has brought an Article 78 against the Town for what?

Neil Wilson: They sued the Planning Board and the applicants in regard to the Ambassador Square project.

Bob (name not given)- What is the Code when someone is living on the property?

Supervisor Tancredi: The restrictions are less stringent. When it's vacant, the grass has to be cut at a foot, it's much less stringent.

Bob: I have a problem on my street and I called up the Zoning Department and they asked if it's occupied and I said, "Yes" and they said there was nothing they could do.

Councilman Krakower: The concern, though, is when you have someone living there and they are not able to mow the lawn, I'm not sure we want to have the Town over reach and have the Town start cutting the law.

Bob: This is a traffic hazard.

Councilman Krakower: If it's at the curb, we can cut it back anywhere, right?

Bob: Cutting back at the curb isn't enough. You have to cut the whole lot. This is a horseshoe curve on Ridge Road and it's also a hill. So, you can't look across. It can hide a car. The grass now is about three feet high.

Councilman Krakower: Someone is living in it? (Yes)

Councilman Conte: The house you are talking about really doesn't have a house on it. Just a portion of it, a couple of times it got knocked down.

Bob: They were forced to cut it last year. But, it hasn't been cut since.

Councilman Conte: it's more like they are taking care of their front property, but that was a part that I don't think they knew about it when they first purchased the house and then they realized it was their property, but they don't take care of it.

Bob: The guy before who owned it made a deal with the Town. It was Town property and the Town said, "If we give this to you, will you maintain the lawn?" and he said "Yes". But, I think he died. If a child is standing in the road, you can't see him.

Mark Pfeifer, Highway Department: For situations like that where the same thing is on Hasbrook and the town has given it to them, can we cut it and maintain that. Is it Town property still or not? (No)

Supervisor Tancredi: If it's not Town property I don't think we should be cutting it without going through the proper legal procedure. It would take just a half an hour to weed whack it and we don't have a problem doing that.

Supervisor Tancredi: If we don't own it, I would suggest you talking to Legal Department. Give us the address and we will see if there is something we can do. I can't guarantee we can, but we can look into it.

06:19-12 RECOGNITION

Covata

WAS ADDRESSED IN ITEM # 1 SPOT

06:19-13 AUTHORIZE

Supervisor To File And/Or Sign A Grant Application For Dutchess County 2013 Municipal Consolidation & Shared Services-purchase automated salt spreaders

RESOLUTION

BE IT RESOLVED, that Todd N. Tancredi, as Supervisor of the Town of Poughkeepsie (the lead applicant) is hereby authorized to sign and file an application in partnership with the Town of Hyde Park (the co-applicant), to Dutchess County for a \$351,000 grant from the 2013 Municipal Consolidation & Shared Services Grant Program to purchase 17 automated salt spreaders for the Town of Poughkeepsie and 10 automated salt spreaders for the Town of Hyde Park, and upon approval of said request to act on behalf of the Town Board in all matters related to this financial assistance, and

BE IT FURTHER RESOLVED, that this work involves the purchase of equipment which is a Type II Action under 6 N.Y.C.R.R. Section 617.5(1), (2) and (25) requiring no SEQR review.

SO MOVED: Supervisor Tancredi/S. Eagleton

Supervisor Tancredi: Marc, the only question I have is when we prepared this we had in here 17 automated salt spreaders. We're going to try to automate as many trucks as we can, but, do you know, after talking to the supplier, if there is a better description we might amend this and put in there?

Marc Pfeifer, Town Highway: No, it still stands at 17 automated spreaders for each truck and if it is possible, we have 7 and Hyde Park has 10 and that's 17 of those and the other ones, with the pre-treating we are trying to do, if we can get the full grant, that's another process with it.

Supervisor Tancredi: My suggestion would be to just amend this to say "TO DUTCHESS COUNTY FOR A GRANT UP TO \$351,000 PER PURCHASE OF A MAXIMUM OF 17 AUTOMATED SALT SPREADERS FOR THE TOWN OF POUGHKEEPSIE AND UP TO 10 AUTOMATED SALT SPREADERS FOR THE TOWN OF HYDE PARK."

Councilman Conte: I'll second that amendment.

Marc Pfeifer, That's fine, that works.

Councilman Eagleton: Before we approve the resolution, the success rate for something like this, I'm not sure what it is---

Supervisor Tancredi: Do you mean the grant or the machines themselves?

Councilman Eagleton: No, not the machines, I'm sure the machines work fine, but this is a joint service grant that we are trying to get money for, but I don't see how this would work as a joint service. I think the grant request might fail. Because I have a feeling that who ever approves these grants, might see it the same way. I don't see how this would work as a joint service.

Marc Pfeifer: The County preferred that it be a joint grant.

Supervisor Tancredi: We discussed this with the County and there is flow criteria in this grant. The fourth criteria is efficiency or savings in your service.

Marc Pfeifer: Right, you're buying more bulk and you will get a better price on them. They wanted to see more Towns getting these. The County has all these spreaders in their trucks and they know that they work, so they are willing to help other Townships get the same type of thing to protect the environment and use less salt.

Supervisor Tancredi: There are four criteria for this grant. The first three primarily deals with the consolidation of operations of service, but criteria number four speaks to savings through municipal co-operation and that is the criteria we are going to target and we spoke to the County and told them that was what we were thinking and when we first mentioned it to them, they said to us, get another Town involved that would problem help and we talked to Hyde Park and they agreed it was a good idea and they jumped on with us and so there is a criteria by which we are going to apply and it is efficiency and savings through co-operation. We are saving here between, because of bulk purchasing; you get a better price for this number of items.

Councilman Eagleton: What's the difference in the price of buying 10 on our own and buying ten out of a group of 17 with Hyde Park? What is the rough figure?

Marc Pfeifer: I would estimate probably \$2000 cheaper per unit. We didn't really get into the whole thing as to how much if we buy less, only because the County wants it to be a shared service, so we really didn't try to price it out, because if we are on our own, I don't think they would even consider us for the grant.

Supervisor Tancredi: Right, that's the feeling we were given.

Councilman Eagleton: Could they still reject it?

Supervisor Tancredi: Sure.

Mark Pfeifer: But, like I said, they have them on their trucks and they are willing to give out some money to the towns to make up for that. We cut it down to 1/3 to say I was able to save about 500 tons a salt a year, you are talking about 30 grand rights there and I think we could save more than that.

Supervisor Tancredi: I liked it because there is a savings, not only monetarily, but also it is better for the environment. We did suggest a couple other ideas verbally to the County and we were given a thumbs down on a number of other items, but this one they said it sounded like something they could support. Whether or not they will in the end, we don't know, but they did give us at least verbally recognition of being worth while.

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

Nays: None

CARRIED: 7-0

06:19-14 AUTHORIZE

Supervisor To File And/Or Sign A Grant Application For Dutchess County 2013 Municipal Consolidation & Shared Services- New Aeration System Tri-Municipal Treatment Facility

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby ratify the Tri-Municipal Sewer Commission's proposed upgrade, which involves the purchase of a new aeration system that would enable the Tri-Municipal Wastewater Treatment Facility, Sheafe Road, Town of Poughkeepsie, New York, to increase its operating depth of the aeration basins, and increase the rated organic capacity, increase the efficiency, effectiveness and use of the Facility, and

BE IT FURTHER RESOLVED, the Town of Poughkeepsie declares its' intent to participate in the grant application to the Municipal Consolidation and Shared Services Grant Program to enable this purchase and that said application is a joint application involving the Town of Poughkeepsie, Village of Wappinger Falls and the Town of Wappinger Falls, with part of the cost being provided by the County of Dutchess, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor or his designee to execute and file on behalf of the Town of Poughkeepsie all documents relating to this grant application, and

BE IT FURTHER RESOLVED, that this work involves the purchase and maintenance of equipment which is a Type II Action under SEQR.

SO MOVED: M. Cifone/J. Conte.

Councilman Krakower: What is the total cost of the project and how much is being financed with a grant?

Councilman Baisley: It's all going to be financed by a grant. They haven't come up with a total cost, They are still working on it. They will probably have a grant filed prior to us doing it. Because what it does, it stops us from having to use more land area down there. By using the small bubble diffuser, the tank can be deeper and you just have to make the tanks deeper and the ring a little higher and they decided this is a good for future expansion down there. They are still working on the cost of what it is going to be.

Councilman Eagleton: So, if we get awarded this grant, are we obligated to go forward. Say, for instance, we find out we can't afford our portion of the capital outlay for this. What then?

Councilman Baisley: Go on the tenants of that sewer district and it's very financially sound. They are looking to what the cost will be. It's not going to be a major cost because the bubble diffusers are just small bubbles in the bottom and they have to just raise the concrete up. It may be in the \$100,000 range. It will be split equally during the flow usage of the three Towns and Wappinger uses the most and the Town uses the least and so we pay by flow rate.

Supervisor Tancredi: We are not a major user of this facility.

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

Nays: None

CARRIED: 7-0

RESOLUTION AT THE MEETING ATTENDED BY SUPERVISOR TANCREDI:

RESOLUTION

WHEREAS, the Tri-Municipal Sewer Commission ("the Commission"), a New York Municipal Law Article 5-G entity, has been advised by its engineer that

the Tri-Municipal Wastewater Treatment Facility (“the Facility”) requires construction of a new aeration system; and

WHEREAS, there is an opportunity to purchase an aeration system that would enable the Facility to increase the operating depth of the aeration basins; and

WHEREAS, this increase depth would increase the rated organic capacity and would provide opportunity to increase use of the Facility; and

WHEREAS, the aeration system proposed will increase the efficiency and effectiveness of the Facility and will improve the Facility’s ability to treat sewage; and

WHEREAS, opportunities exist to increase commercial activity along the commercial corridor of Route 9 that would have a corresponding increase in employment and further economic development; and

WHEREAS, this capital improvement to the Facility will result in a measurable decrease in power usage needed to operate the Facility; and

WHEREAS, the County of Dutchess is promoting shared services amongst municipalities and municipal entities as a way of reducing costs and saving taxpayer dollars; and

WHEREAS, the Commission is initiating a joint application on behalf of the Town of Poughkeepsie, Village of Wappinger Falls and Town of Wappinger (“the participating municipalities”) who are intending to be part of the application for the construction of an aeration system; and

WHEREAS, a portion of the cost of the proposed aeration system will be provided by the County of Dutchess; and

WHEREAS, each of the participating municipalities shall provide to the Commission a resolution to declare intent to participate in said grant application.

NOW, THEREFORE, BE IT RESOLVED, that the Tri-Municipal Sewer Commission does hereby declare its intent to be the lead applicant in the grant application and to join with the participating municipalities in an application to the Municipal Consolidation and Shared Services Grant Program for the construction of the proposed aeration system; and

BE IT FURTHER RESOLVED, that the Commission’s Chairman is authorized to execute any documents in connection with such application.

The question of the adoption of the foregoing Resolution was duly put to a vote, and was approved by a vote of 4-0.

The Resolution is hereby declared duly adopted.

I hereby certify that the above is a true and correct copy of the Resolution passed by the Tri-municipal Sewer Commission at its regular meeting held on June 6, 2013.

Dated: June 6, 2013

Todd Tancredi, Secretary

06:19-15 APPOINT

**Arlington Business Improvement
District Board of Directors**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Police Chief Thomas Mauro to the Arlington Business Improvement District Board of Directors, which appointment is for the period July 1, 2013 through June 30, 2014; 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, 2013 through June 30, 2014, and the Comptroller's re-appointment of himself to said Board, which appointment is for the period July 1, 2013 through June 30, 2014.

SO MOVED: S. Krakower/M. Cifone

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

06:19-16 NOTIFICATION

**Notice Form For Submission To
State Liquor Authority of New
Applications:**

**A. Karma Entertainment D/B/A
Miraj Grill Located At 763
Main Street**

REVIEWED BY POLICE

**B. Gurdip K. Dhaliwal/Preety
Good, LLC
D/B/A Café 85 Located At 85
Taft Avenue**

REVIEWED BY POLICE

C. Abacus Asian Fusion Corp.

Located At 718 Dutchess
Turnpike
REVIEWED BY POLICE

NOTED BY TOWN BOARD

06:19-17 AUTHORIZE

**Special Consent Items SC 1, SC 2, SC 3,
SC 4, SC 5, SC 6, SC 7, SC 8, SC 9 and
SC 10**

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 | Town Code Amendment-R-20,000 District & R-M District |
| SC 2 Set Date for Public Hearing | Town Code Amendment – Subdivision Law |
| SC 3. Set Date for Public Hearing | Town Code Amendment-Business Park – Indoor Recreation |
| SC 4. Resignation | P.O. Paul Osterman |
| SC 5. Set Date for Public Hearing | 46 Lagrange Avenue-Property Maintenance |
| SC 6. Authorize | Execution of Sewer Lateral Connection Contract – Highridge |
| SC 7. Authorize Supervisor to Sign | Easement Agreement – Central Hudson- Racquet Club Condo Project |
| SC 8. Authorize | Recreation Trust Fund – Senior Center |
| SC 9. Notification | The following Notice of Petition/Verified Petition has been referred by Town Clerk to Legal Department: A. CPD NY Energy Corp. & Chestnut Mart of Pok, Inc. v. Town Planning Board, et al. |
| SC 10. Retain | Van De water & Van De water – Article 78 Proceeding-CPD NY Energy/Chestnut Mart |

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: A. Shershin/J. Conte

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

**06:19-SC 1 SET DATE FOR
PUBLIC HEARING**

Amend Town Code, Article IV, Section 210-16(E) & Article IV, Section 210 17(E) That Would Increase The Minimum Required Size Of Lots That Are Not Served By Central Sewage Treatment Facilities & Proposed Lots That Are Not Served By Both Central Sewage Treatment & Central Water Supply Facilities

RESOLUTION

Amendment to Chapter 210, Zoning Law

WHEREAS, the Town Board has received a communication from the Director of Municipal Development regarding amendment of Article IV, Section 210-16(E) and Article IV, Section 210-17(E), of the Town Code; and

WHEREAS, a copy of the proposed amendment is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendment and does direct that said amendment be spread across the record as if it, in fact, had been read verbatim; and

WHEREAS, the amendment would increase the minimum required size of proposed lots that are not served by central sewage treatment facilities, and proposed lots that are not served by both central sewage treatment and central water supply facilities; and

WHEREAS, the action to amend the Zoning Law is an Type I Action under the New York State Environmental Quality Review Act; and

WHEREAS, the amendment requires a public hearing.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Town Board hereby states that because only the Town Board can consider and adopt changes to the Town Code that it is the only involved agency, and the Board hereby declares that it is the Lead Agency for purposes of coordinating the environmental review of this matter pursuant to Article 8 of the Environmental Conservation Law; and
2. The Town Board hereby sets a public hearing on the proposed amendment for July 24, 2013, at 7:00 PM, or as soon thereafter as the matter may come to be heard, in the Town Hall, One Overocker Road, Poughkeepsie, New York; and
3. The Town Board refers this matter to the Dutchess County Department of Planning and Economic Development for a recommendation pursuant to GML 239-m; and
4. The Town Board refers this matter to the Town Planning Board for an advisory report pursuant to Section 210-154 of the Town Code.
5. The Town Board directs the Town Clerk to notify the Clerks of the surrounding municipalities of the public hearing pursuant to GML 239-nn.

SO MOVED: Supervisor Tancredi/J. Conte

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

**06:19-SC 2 SET DATE FOR
PUBLIC HEARING**

**Amend Town Code, Article III, Section
177-15 To Modify The Existing Language
In Regard To The Calculation Of
Maximum Residential Density For Both
Major Subdivisions & Minor
Subdivisions**

Amendment to Chapter 177, Subdivision Law

WHEREAS, the Town Board has received a communication from the Director of Municipal Development regarding amendment of Article III, Section 177-15, of the Town Code, and

WHEREAS, a copy of the proposed amendment is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendment and does direct that said amendment be spread across the record as if it, in fact, had been read verbatim; and

WHEREAS, the amendment would modify the existing language in regard to the calculation of maximum residential density for both major subdivisions and minor subdivisions; and

WHEREAS, the action to amend the Subdivision Law is an Unlisted Action under the New York State Environmental Quality Review Act; and

WHEREAS, the Town Board has determined that the proposed amendment must be referred to the Town Planning Board for review and recommendation; and

WHEREAS, the amendment requires a public hearing.

NOW, THEREFORE BE IT RESOLVED THAT:

- 1. The Town Board hereby states that because only the Town Board can consider and adopt changes to the Town Code that it is the only involved agency, and the Board hereby declares that it is the Lead Agency for purposes of coordinating the environmental review of this matter pursuant to Article 8 of the Environmental Conservation law; and**
- 2. The Town Board hereby sets a public hearing on the proposed amendment for July 24, 2013, at 7:00 PM, or as soon thereafter as the matter may come to be heard, in the Town Hall, One Overocker Road, Poughkeepsie, New York; and**
- 3. The Town board refers this matter to the Town Planning Board for a recommendation pursuant to Chapter 177; and**
- 4. The Town Board directs the Town Clerk to notify the Clerks of the surrounding municipalities of the public hearing pursuant to GML 239-nn.**

SO MOVED: J. Baisley/S. Eagleton.

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

**06:19-SC 3 SET DATE FOR
PUBLIC HEARING**

**Amend Town Code, Article VII, Section
210-60 that Would Allow Indoor
Recreation As An Allowed Use In A
Business Park**

Amendment to Chapter 210, Zoning Law

WHEREAS, the Town Board has received a communication from the Director of Municipal Development regarding amendment of Article VIII, Section 210-60 of the Town Code; and

WHEREAS, a copy of the proposed amendment is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendment and does direct that said amendment be spread across the record as if it, in fact, had been read verbatim; and

WHEREAS, the amendment would allow Indoor Recreation as an allowed use in a Business Park; and

WHEREAS, the action to amend the Zoning Law is an Type I Action under the New York State Environmental Quality Review Act; and

WHEREAS, the amendment requires a public hearing.

NOW, THEREFORE BE IT RESOLVED THAT:

- 1. The Town Board hereby states that because only the Town Board can consider and adopt changes to the Town Code that it is the only involved agency, and the Board hereby declares that it is the Lead Agency for purposes of coordinating the environmental review of this matter pursuant to Article 8 of the Environmental Conservation Law; and**
- 2. The Town Board hereby sets a public hearing on the proposed amendment for July 24, 2013, at 7:00 PM, or as soon thereafter as the matter may come to be heard, in the Town Hall, One Overocker Road, Poughkeepsie, New York; and**
- 3. The Town Board this matter to the Dutchess County Department of Planning and Economic Development for a recommendation pursuant to GML 239-m; and**
- 4. The Town Board refers this matter to the Town Planning Board for an advisory report pursuant to Section 210-154 of the Town Code.**
- 5. The Town Board directs the Town Clerk to notify the Clerks of the surrounding municipalities of the public hearing pursuant to GML 239-nn.**

SO MOVED: S. Eagleton/J. Conte

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

Nays: None

CARRIED: 7-0

06:19-SC 4 RESIGNATION

**Police Department Resignation
Of P.O. Paul Osterman Accepted
With Regret**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of P.O. Paul Osterman from the Town of Poughkeepsie Police Department, effective June 23, 2013 at 2359 hours.

SO MOVED: J. Conte/S. Eagleton

Councilman Cifone: We wish Paul well, he did a good job.

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

Nays: None

CARRIED: 7-0

**06:19-SC 5 SET DATE FOR
PUBLIC HEARING**

**For Property Maintenance of 46
Lagrange Avenue**

RESOLUTION

WHEREAS, an Order to Remedy, a copy of which is attached hereto, has been issued for property located at 46 Lagrange Avenue, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code; and

WHEREAS, said Order to Remedy has not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 24th day of July, 2013 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all garden waste and fallen tree limbs, and cut and continue to cut the grass to a height not to exceed 6 inches, all at the above property, so it will not become overgrown and unsightly, the cost of which work shall constitute a lien and charge on the above real property until paid, satisfied or discharged and shall be collected in the same manner as other Town charges.

SO MOVED: M. Cifone/J. Conte

Councilwoman Shershin: Why is this the 24th? Isn't that our second regular meeting of the month? Isn't there a reason why it isn't at first because this property is really overgrown, plus it has bushes growing over the sidewalk and it is in the Arlington Business Improvement District and it is right next to Elizabeth's.

Supervisor Tancredi: I think legally we have to give them a certain amount of time for this Public Hearing.

Sarah Davis: They should have enough notice.

Councilwoman Shershin: Sue, is there any reason why all of these are set for the 24th instead of the 1st?

Sue Miller, Town Clerk: No, not that I know of. We don't determine that.

Neil Wilson: I believe we have to give them a 30 day notice. I believe it's longer than the two weeks. Also, you set the public hearing, but Sarah continues to make contact and try to alleviate the problem.

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

Nays: None

CARRIED: 7-0

06:19-SC 6 AUTHORIZE

**Execution Of Sewer Lateral Connection
Contract Between Town & Highridge
Gardens, L.P. & Highridge Gardens
Housing Development Fund Corporation**

RESOLUTION

WHEREAS, Highridge Gardens, L.P. and Highridge Gardens Housing Development Fund Corporation (together, "Highridge") are developing a 50 unit studio apartment complex in the City of Poughkeepsie off Hudson Avenue Ext. ("Building # 2"; and);

WHEREAS, the Town owns the Fallkill Trunk Line (the "Trunk Line") and the Cottage Street Pump Station, and has a one-third ownership interest in the City/Town Sewer Treatment Plan; and

WHEREAS, Highridge is entitled to receive sewage treatment services for the residents of Building #2 at the Sewer Treatment Plant by reason of Building #2's location in the City of Poughkeepsie; and

WHEREAS, if Highridge were to connect Building 32 to the Sewer treatment Plant by way of the nearest City of Poughkeepsie owned line it would involve lengthy piping and pumping to overcome adverse grade conditions; and

WHEREAS, Highridge has proposed that it transport its waste to the sewer treatment plant by connecting to the Town's Trunk Line and then through the Town's Cottage Street Pump Station; now therefore

BE IT RESOLVED, that the Supervisor is authorized to execute a 40 year Sewer Lateral Connection Contract with Highridge for up to 10,500 gpd of sewer effluent from Building #2 only, which may be transmitted through the Trunk Line and the Cottage Street Pump Station, provided that High Ridge execute a contract containing the Town's standard tenancy terms, pay the Town a one-time hookup charge of \$100,00, and thereafter pay the Town its prorated benefit-based share of the cost of any capital improvements to the portion of the Trunk Line which it uses and to the Cottage Street Pump Station, and further provided that the flow from Building #2 be treated as effluent generated within the City of Poughkeepsie, which will bill Highridge for usage and operation and maintenance charges, which operation and maintenance charges will be included in the annual City/Town sewer contract reconciliation; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that this action is a Type II Action requiring no SEQR review.

SO MOVED: S. Krakower/M. Cifone

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower, Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

**06:19-SC 7 AUTHORIZE
SUPERVISOR
TO SIGN**

**Option Of Town To Take Ownership Of
Certain Sewer Lines In The Gables
Development & To Execute An
Agreement From Central Hudson Gas &
Electric Corporation To Town**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor, upon exercise of the Town's operation to take ownership of certain sewer liens in the Gables Development pursuant to Resolution 10:25 # SC 5 of 2012, to also execute an Easement from Central Hudson Gas & Electric Corporation to the Town of Poughkeepsie on behalf of itself and the Town of Poughkeepsie Fourth Ward Sewer District on and over Central Hudson property which crosses the Gables property; and

BE IT FURTHER RESOLVED, that such acceptance and authorization by the Town Board of the Town of Poughkeepsie is subject to the approval of all final documents by the Attorney for the Town, Town engineer and the Director of Municipal Development for the Town of Poughkeepsie; and

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

SO MOVED: A. Shershin/M. Cifone

Councilman Eagleton: Since I'm an employee of Central Hudson, I will abstain from the vote.

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

Nays: None

Abstain: Councilman Eagleton

CARRIED: 6-0-1

06:19-SC 8 AUTHORIZE

**Encumbrance From Recreation
Trust Fund For The Town Of
Poughkeepsie Senior Recreation
Center**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the encumbrance of \$75,000 from the Recreation Trust Fund for the Town of Poughkeepsie Senior Recreation Center; and

BE IT FURTHER RESOLVED, that this encumbrance is due to improvements to the Senior Recreation Center and is a Type II Action requiring no review under the New York State Environmental Quality Review Act.

SO MOVED: Supervisor Tancredi/S. Eagleton

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

Nays: None

CARRIED: 7-0

06:19-SC 9 NOTIFICATION

**The Following Notice of
Petition/Verified Petition has
Been Referred By The Town Clerk
To The Legal Department**

**A. CPD NY Energy Corp. &
Chestnut Mart Of Poughkeepsie,
Inc. V. Town Board, Et Al.**

NOTED BY TOWN BOARD

06:19-SC 10 RETAIN

**Van DeWater & Van DeWater For
Article 78 Proceeding-CPD NY
Energy/Chestnut Mart**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby retain Van DeWater & Van DeWater, LLP, attorneys to the Town, at the rate of \$165.00 per hour for partners, \$155.00 per hour for associates and \$80.00 per hour for paralegals, to represent the interest of the Town of Poughkeepsie Planning Board in an Article 78 proceeding instituted by CPD NY Energy Corp. and Chestnut Mart of Pok, Inc.

SO MOVED: J. Baisley/J. Conte

Councilman Krakower: Neil, do our legal fees get paid out of the escrow account by the developer in something like this?

Neil Wilson, Director of Development: Typically the defense part of it, no.

Councilman Krakower: Shouldn't they be? These are approvals for the benefit of the developer completely, not the Town.

Neil Wilson: They are certainly related to the project. Let me go back and look at the escrow law and I'll get back to you. It would seem reasonable as part of the defense related to the approvals. Yes.

Councilman Krakower: In the alternative, if they are not. If we don't defend it then the developer has to defend it if they want to get the approvals.

Neil Wilson: Right, they will in any event. It's in their best interest to do that, yes.

Motion made to Table this until the first meeting in July: Councilman Krakower/J. Conte.

**ROLL CALL: Ayes: Councilmen Baisley, Eagleton, Conte, Cifone, Krakower,
Councilwoman Shershin, and Supervisor Tancredi
Nays: None**

CARRIED: 7-0

**Motion made to suspend the rules for any public comments and Town issues:
Supervisor Tancredi/S. Eagleton**

CARRIED: 7-0

Wayne Thompson: Two things. First is, I'm a little disappointed with the Board in some of the approvals on the lawn mowing. I think, having sat here, you need to look at those things the way they are brought, if it's lawn mowing, then it's lawn mowing, if it's lawn mowing and debris, then it's to be clearly spelled out in each resolution, what exactly it is. One of the properties seems to me, complied, and the Board was bound and determined to say we don't care if you complied, we are going to go ahead and site you any way. I find that troublesome. I know that in many instances, there is good reason to be callus for the property rights, but I don't think you can disregard completely the property rights and if they did comply at the time, they complied and I just find that somewhat troubling. Second thing I would like to look to the Board at is to find out the Board's position and Town's position with respect to the proposed County Jail on the old Hudson River Psych Center property.

Councilman Krakower: It's even worse than the sales tax deal.

Wayne Thompson: Personally, I would like to express my dismay with such an idiotic proposition and know what our potential route is that we can take to, why it was even brought up, I have no idea, because in my mind, I can't grasp this.

Councilman Krakower; My own opinion is, if the jail gets built on that property, it will kill any development any where near that property and significantly damage the ability of that north portion of Town to find good commercial developers and development up there and they have had a problem with Fairview to begin with and that will probably be the "Kiss of Death" as far as bailing Fairview out of the Tax situation and I think it's a terrible idea.

Supervisor Tancredi: I agree with Stephan and Wayne. This is an issue I would agree wholeheartedly on, I've expressed that and it's no secret to the County Executive. I think it's a bad idea, they have a location of the jail and I think with an expansion added at the current site, and the jail certainly hasn't been an economic engine for that area in Poughkeepsie. It's not going to be an economic engine for the property at the Psych Center and I, too, think it's a bad idea. Additionally, whether it's our Town government, County government, any government at this point, sending up to \$2 million on a project is something that I would not welcome.

Councilman Krakower: I would also think that the County should better engage the Town of Poughkeepsie in their team approach to doing something within our Town boundaries orders of such magnitude and as far as I can tell, there really has been no effort to directly engage the Town of Poughkeepsie or the Town Board or Town residents and that's not a small project or small impact and for them to push something down on us from above, who knows whether they end up building it there

or expanding the current location, but I do think, if they are seriously considering it, they should be here at Town Hall doing a presentation at a Committee of the Whole Meeting and discussing it with Town officials early in the process and not telling us at the point when they decide to pull the trigger, that it's a done deal and you are getting it.

Wayne Thompson: What we can do as a Board? Can the Board consider passing a resolution in opposition to such a project?

Councilman Cifone; We have talked about that and we will be doing it in the near future.

Wayne Thompson: I was just aghast when I read that in the paper. Has anyone spoken with Marist College?

Supervisor Tancredi: Actually, Marist College called us and I spoke to Dennis Murray and he expressed some concerns about the jail being placed up there and I told him I agreed with the terms he expressed and suggested that he talk to the County Executive and he said he would.

Councilman Eagleton: The other thing you can do is continue to do exactly what you are doing, continue to express your opinion. Get your neighbors to contact their legislators and express their opinion and there is also a facility in the Southern part of the County, which is a prison, and I believe the State is going to close. You wouldn't have to build anything and so I don't know why that's not an option being considered now.

Wayne Thompson: I don't know if this is political gamanship or just political advertising sheer stupidity of the people proposing it.

Councilman Krakower also expressed his dislike for the sales tax situation in the Town and County as well.

Wayne Thompson: I would ask that the Board seriously consider taking pro-active steps to thwart the attempt by the County to ram this down our throats. I'm glad to see that you are all equally opposed to it as I am.

Doreen Tignanelli: Sean, what you just said about the prison facility down state, I had watched an interview that the Poughkeepsie Journal had with the County Executive and that was brought up and he sited the need to be close to the Court House in the City of Poughkeepsie. So, that was the excuse for not using the facility there.

Councilman Baisley; They can stay right where they are then, they are real close.

Doreen Tignanelli: Another thing I wanted to bring to your attention. At the June 5th Meeting, you passed a resolution for the Dutchess Golf and County Club Fireworks and one of the WHEREAS'S is that the applicant has notified the local Fire Department. Since I go to all of the Arlington Fire District Meetings, I didn't recall hearing anything about it and so I then looked at their application, #16 it says, has the local fire department been contacted and they put yes and then when you are supposed to put the name of the contact person and their phone number, that was left blank and then I filed a FOIL request with the Arlington Fire District and they had no information on that. So you're WHEREAS, your applicant has filed with the local Fire Department, that does not appear to be the case.

Supervisor Tancredi: Sue will look into it.

Rob Rubin: Sarah has been hit pretty hard tonight, but I will tell you that most recently when I've contacted her, she has handled the situation very expertly and very quickly and so compliments to Sarah for work she did. Also, as a trustee of the Wappinger's School Board, it seems that every time I tern around, I'm hearing the Name Eagleton being brought up at some honors or award ceremony, so Councilman, you must be doing something right in your household. They are good kids.

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby adjourn to Executive Session to consider the following matters, to wit:

1. Contract negotiations

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

SO MOVED: J. Baisley/S. Eagleton

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

Nays: None

CARRIED: 7-0

TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:49 PM

TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 9:14 PM

NO ACTION WAS TAKEN IN EXECUTIVE SESSION

TOWN BOARD MEETNG CLOSED AT 9:15 PM

SJM:lkm