

**MINUTES OF REGULAR TOWN BOARD MEETING  
HELD ON MAY 21, 2014 AT 7:00 PM  
AT TOWN HALL, ONE OVERROCKER ROAD  
POUGHKEEPSIE, NEW YORK**

**PRESENT:** Supervisor Tancredi  
Councilman Baisley  
Councilman Carlos  
Councilman Cifone  
Councilman Krakower  
Councilwoman Shershin  
Town Attorney Nelson  
Town Clerk Salvatore

**ABSENT:** Councilman Conte

- **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 the Town Clerk's Office.**

{ } designates corrections or amendments to

**7:00 PM**

**CALL TO ORDER**

**SALUTE THE FLAG**

**Motion made to suspend the rules for Public Hearing regarding Plumbing Licenses:  
Supervisor Tancredi/M. Cifone**

**CARRIED: 6-0**

**Michael Ryan, Member of Town Plumbing Board:** I read what you want to do here in the e-mail you sent out and I don't believe you really need to do this. I've done quite a bit of rate job work, which this public library is and I've never filed a permit or gotten a local inspector to look at the job. It's always down by the Engineer hired by the owner. Every job I've ever done. I think we are premature in changing the Code here to allow other plumbers to come into Town when we already have over 100 plumbers in the area.

**Supervisor Tancredi:** That's good information, I wasn't aware of what you are speaking of, but, you are saying the engineer is who pulls the permit ---

**Michael Ryan:** To the owner to make sure he gets everything he pays for and it's done properly. I've never called a local inspector to check a rate job.

**Supervisor Tancredi:** You don't need a licensed and take the test and all that? (NO)

**Councilwoman Shershin:** You don't need a licensed plumber to pull a permit in this case?

**Michael Ryan:** I've never pulled a plumbing permit to do rate work.

**Councilman Carlos:** By rate work, what do you mean sir?

**Michael Ryan:** its prevailing wage work that's done with public funds. It's all public work. No private work is involved in this. Any private work has to have a licensed plumber and a permit.

**Councilman Krakower:** If the State or the County is doing a job, are they required to pull permits.

**Town Attorney Nelson:** It depends upon who they are.

**Councilman Krakower:** When the County built that building over on Route 44, did they pull permits for that?

**Town Attorney Nelson:** I don't know.

**Councilman Krakower:** I thought they had to go through a Planning process?

**Supervisor Tancredi:** I didn't think the State or County had to, I thought they had somehow, their own authority.

**Town Attorney Nelson:** A lot of State agencies, who have people who conduct their inspections. I don't know if a more involved level of government has to report to another, but that hasn't been done here.

**Councilman Krakower:** When Dutchess Community College built the dorms, did they get permits? (I don't know) I think there are a lot of situations where the higher levels of government are exempt from dealing with the Town, but I don't believe the Library is one of those, correct? (No, they are not)

**Town Attorney Nelson:** No one has made that finding.

**Supervisor Tancredi:** Fire and the Library are the two that need to.

**Town Attorney Nelson:** I think maybe School Districts have separate rules, but I really don't know.

**Councilman Cifone:** The reason we are looking at this tonight is to let this project move forward so we don't hinder the residents who are already paying the bill for the library and then double whack them with a delay and additional costs. If this gets passed tonight and the project goes through, we can always revisit and rescind this, if necessary, if we don't need it and I would like to look into that.

**Mike Ryan:** I don't think you need it, I think you just let who ever is doing the work---

**Supervisor Tancredi:** The engineer pulls the permit basically?

**Mike Ryan:** Yes, and he'll take care of the inspections.

**Supervisor Tancredi:** If that's the case, I would agree with you 100%.

**Councilman Cifone:** We don't know that tonight though and I think we want to make a decision on that tonight.

**Mike Ryan:** I think you are going to change the Town Code and then we would not be able to change it back or it will take a long process to change it back.

**Councilman Krakower:** Can I ask you a question, just to clarify? Is this change only effective for public, like the Library, etc. So, then a private corporation developers, etc. this would not apply to them?

**Town Attorney Nelson:** No, they would have to do reciprocity or get a special permit.

**Councilman Krakower:** So, the reality is, if we were to pass this, it would be applied in this situation with the Library and because a lot of other levels of government doesn't come through our system, we probably don't need to rescind it because "It is probably going to be collecting dust on the shelf?" I don't think its going to open doors to a lot of other people coming in a doing a lot of other work? That's my thought.

**Supervisor Tancredi:** The problem here is that there are times when we need the Plumbing Board to possibly meet for a Special Meeting and some times that's hard to pull off. We are not looking to try to mix it up with the area plumbers or anything like that, all we are trying to do is to keep a project from running up a tab that taxpayers are going to end up paying. That's our only objective here. The item we are voting on, the new language clearly says, "For a specific project for a public corporation". It's written, so it's exclusive to a public corporation and not just a company or individual.

**Supervisor Tancredi:** If the Board decides to approve this tonight, we can come back in a month and rescind this. Although, it will be seldom used, because it is only for a public corporation, we can easily pull the language.

**Mike Ryan:** The only thing is, I find that, as a plumber, I'm paying \$350 a year for my license and someone can come in and do a job and pay \$200 or \$225—

**Councilman Krakower:** At the last meeting, I think you guys might have seen it, the prior version, I had raised that concern and I believe we did amend it at the last meeting, because my concern was that it should at least be an even playing field so a

**plumber coming in through this process, through the Plumbing Board or through Tim Sickles, the Building Inspector would be paying the same fee that a plumber pays to get a license and we tied it to the fee, not a number, but what that fee would be, but not knowing what that fee may be, so we would rise with any fee increase to the licensed plumbers and also the fee for the exam so that the plumber is paying \$550.**

**Supervisor Tancredi: Which is equal to the licensing and the testing fee. Ok,**

**Steve Echelman, Dutchess Plumbing and member of the Town Plumbing Board, also. The qualification review is one of the things I have a problem with. Really I think that should be brought back to the Plumbing Board or not given to the Building Inspector. This is one of the tasks that are given to us, to review all qualifications for any applicants coming into the Town and I don't see a reason to give it to the Building Inspector. We should be the ones to look at this and review this and find out if they are truly qualified. The other concern I had is the fees, the \$550 seems like a reasonable fee, but I also think it should be for these public jobs on prevailing rate because we have a lot of our plumbers, over 100, they would be competitive with these. But, a lot of them don't do the prevailing rate jobs. Typically, they are inspected by engineers. I also believe he spoke with Pete Setaro who is also on the Plumbing Board and he reaffirmed that.**

**Councilman Krakower: The other thing that was changed last week is that the second criteria is approval by the Building Inspector and the language was added was "Provided the applicant is licensed by another municipality in New York State which has licensing requirements comparable to the Town of Poughkeepsie." So, we did add that requirement into the language. The other municipality has the same criteria and so all the same hoops you have to jump through as far as experience and other paper work you have to provide.**

**Steve Echelman: Then it should be the Plumber Inspector's job to look at that because he is more qualified to look at the qualifications than Tim Sickles would be.**

**Councilman Krakower: I think, in all honesty, both are equally qualified.**

**Steve Echelman: And the last thing, this particular library job has been ongoing. You have a construction managing group that is supposed to over see this. They've worked in the Town of Poughkeepsie before. They know the rules and regulations and their the delay here. They should have picked the ball up and figured out that these people didn't have a license. They started the job, with my understanding, even without a Building Permit.**

**Supervisor Tancredi: You are absolutely right and we are trying to clean up some of that---The problem here is its organization and that's the only reason we are looking at it.**

**Steve Echelman:** I agree with that, also, this has been ongoing. We meet once a month and we are readily to address any of these problems along with the problem we just had with the Juliet, that should never have been brought to a Special Meeting. The bidding process for these jobs doesn't come up in a one week time frame and then the building permits all of a sudden appear. So, it's just poor planning. The Plumbing Board is there to address any issue once a month and I really think that that is sufficient.

**Rick Harris:** I'm also a member of the Plumbing Board and I have R.C. Harris Plumbing and am a licensed plumber. I am glad to hear that you raised the fee because it was definitely not fair. We are the ones who voted it in and brought in over \$40,000 in revenue to the Town with the new fees. One of the other things we did on the Board was we imposed fines for when things were done wrong. One of the fines is \$1,000 for doing work without a license and the other fine is doing working work with a license, but without filing a permit, and that's \$250.00, that one I'm aware of myself because I had a permit on the desk in the Town of Poughkeepsie, but the permit was not issued yet, and so I paid a \$250 fine and so if this does go through, I think the fine that should be imposed is \$1,000. The Plumbing Board voted on it and we enforced it with other plumbers who have done the same and it wouldn't be fair.

**Councilman Krakower:** In my experience, I find that the Plumbing Board has been very professional, very fair and they, like Rick said, with the fees and the fines, they have looked at what's in the best interest of the Town and a lot of times, even though it was going to cost them. So, I support what you said that the Plumbing Board does take this seriously and do take the responsibilities seriously and follow the rules and when they follow the rules, they don't take exceptions to themselves. I have been impressed with the way they operate in that regard.

**Councilman Carlos:** Who does the investigations to find out whether a plumber is currently licensed in the Town of Poughkeepsie? Does the Building Department do that or your Board do that? (It comes before the Plumbing Board)

**Joe Armstrong:** As a taxpayer I have a problem with them not getting the local people to do these jobs. I understand in a competitive situation. The way I'm seeing it now, not knowing anything about the plumbing and the Board's and all, not having an inspector, even though this engineer hired by the owner has the permit to do the engineering and make sure everything is right, but he is working for the owner, where does the Town come in with their people going and inspecting?

**Supervisor Tancredi:** Well, the Plumbing Inspector will go and inspect it once the work is done.

**Joe Armstrong:** If someone hadn't complained about what was going on with this project, none of this would have been known or even come up to see what was going

on with this non-sense because they didn't follow the rules. I just think the communication between the Boards is lacking.

**Councilman Krakower:** It's not an exact science. When someone goes out without the Board's permission or authorization or knowledge, the Town is not going to know about it like that. The Town isn't patrolling every neighborhood and every area. A lot of times it comes in as a complaint or the Building Inspector was out in the area and saw something going on and looked into or a Town employee was out there and told the Zoning Administrator. A lot of the time it comes in that way as a complaint from a resident, contractor or companies that do the same type of business and see it happening and report it. So, it's impossible for the Town to know what everyone is doing all the time and absolutely guarantee compliance.

**Joe Armstrong:** I understand, but when there is a big project involved like the Library and there is big money involved and a lot of people involved, that this isn't scrutinized right down to the last dollar.

**Supervisor Tancredi:** They publicly bid this work and they had to go through the bidding process and in the paperwork, as I understand it, the contractor had to get all the necessary licenses and permits in the local municipality. That didn't happen and so now we have a problem. They are into the project, it's public corporation, it's public dollars, we can say, "Thumbs down, you were wrong, we are right, you made a mistake" and send them back to square one and, keep the project moving forward and not have the tax dollars spent. It's clear where the mistake was, the mistake wasn't with the Town or any Town Boards, the mistake was with the Library or the construction manager, I don't know who, but someone messed that up.

**Joe Armstrong:** And the taxpayer takes the bite. (Absolutely, I agree)

**Doreen Tignanelli:** Why hasn't Chazen Engineering or the Polumbo group hasn't been fined because they've worked on projects in the Town before and they should be well aware of what is required. I'm against this change and I'm objecting because I don't think we should be changing a Town Code to accommodate a particular entity and in this particular case, you would think there was a reason for the current law and you have the Plumbing Board in place, I also have a concern, which I voiced the last time this was discussed, the current Building Inspector is excellent, but that may not always be the case and then you are leaving this to just one person. At least we have the Plumbing Board and I think there is more people reviewing it and I really don't think that the law should be changed to accommodate the Library and especially, too, the use of local construction and local plumbers, picketing because of not using local workers. I was watching a project for months going on and I could clearly see there was no erosion or sediment control and when I finally brought it to the attention of the Town in March because it wasn't on any inspection reports from November through March. I brought it to the attention of the Town and it was stated that they were only maybe bringing equipment onto the

site and they hadn't had the construction meeting yet, maybe they were getting ready. But, this had been going on for six months now and this is not about the project itself, it's not whether it's a good project, the Town needs it or whatever, it's the fact that taxpayer dollars were used, the law wasn't followed and when I brought this to the attention, the Library Director said, "I would contest that the project was off to a bad start. There is considerable enthusiasm in the community for this new and expanded public service." That's not the issue, the issue is, you are supposed to be following the law, you didn't do it, and if it said in the bid that they had to have licensed people, then why not hold someone else responsible, like the contractor or engineer? I know the State DEC can fine contractors when they are responsible for violating the law.

**Councilman Krakower:** If we issue a fine here, is it against the Library directly or against the contractor directly who is not licensed in the Town?

**Town Attorney Nelson:** I'm not sure, but my assumption was that it was issued against the owner of the property, but I could be wrong.

**Doreen Tignanelli** left by saying that she just feels that it just doesn't seem to be well managed.

**Councilman Krakower:** We have a lot of employees in the Town that make important decisions and have a lot of authority to do that. I don't think the idea of allowing the Building Inspector to make the decision is a bad idea and it's a recipe for problems or corruption. I think Tim Sickles is a very good, respectable, intelligible and able to make a decision and presumably whom ever eventually replaces him and decides he doesn't want to work in the Town any longer, that the Town Board would be careful to replace that position with someone good also. I don't have a problem giving our Town employees the ability to make some important decisions because that's what they are supposed to do.

**Tom Lawrence, Director of the Library:** I think the issue that is really the rub right now is the very issue that the gentleman who spoke first, raised, and that is there is a perception that the Public Works Jobs don't need to be permitted. That is actually the perception that our construction manager used and that is the perception that one of your own Plumbing Board members seems to have. So, whether that is the right perception or the wrong perception and I don't believe that other than the work that has been done for School Districts or for the County, permitted by higher authorities than the Town, the Plumbing group hasn't had local experience in Public Works projects in the Town of Poughkeepsie. I think that the notion that we publicly bid the project, the contracts were awarded in early November, this didn't just come up, it has been brewing since the middle of March and when the Plumbing Inspector went to get the permit to do the work he needed to do, anticipating that there wasn't going to be a problem. It's my understanding that other permits are pulled fairly quickly and he anticipated the same here when he was getting ready to do the work and had mobilized the work prior to that was site

work, burring lines under ground, etc. and he was getting reading to do plumbing work in the building itself and so as far as the time line is concerned, it's not as unnatural as it might appear, it's just that we are at a point right now where he is ready and the project is ready and this has taken about six weeks to get to this point.

Councilman Krakower stated that a lot of mistakes have been made, but this is not our problem. These things can not continue to occur.

Jay Baisley mentions there are other problems, not just site work and now the contractor is going to be under the eye of the Town because they are not doing a good job. No one is happy with the project and are we going to end up with all these issues during the whole project. I've seen many projects in the Town where we've had no issues at all. The Plumbing Board does a great job keeping an eye on these things and we shouldn't have to be here for four meetings and spending this money. I have no problem with someone looking for a fine because between paying Mr. Nelson here and all the department heads to work on the stuff, the Plumbing Board having meetings. They should be fined.

Marianne Axtmann: I am the Secretary to the Plumbing Inspector in this Town and it's my job to make sure all of the qualifications or candidates who want to be Plumbers in the Town, are accurate and then presented to the Board. In the Town of Poughkeepsie, we have very high standards. Higher than neighboring communities. We require ten years in the Plumbing Trade. Letter in Good Standing and then we have an exam that the plumbers have to take, which is sponsored by an outside organization. It's a four hour exam and are given six hours to take it and it costs \$200. When they apply to the Town, it costs an additional \$100 and so if you are charging them for everything, it's \$350 for a license, \$200 for the test and \$100 for the application. In addition, I looked into the Albany District Plumbers, they require one year as a Plumbers Helper and at that point they can sit for a Plumbing Exam, which costs \$15. I guess, for that price, it's an in house exam. (it is) I can't imagine when you are talking comparable requirements that their plumbers are anywhere near the requirements that our plumbers have. This project was awarded to Polumbo and they were awarded in this Town before and they know the requirements. Anyone who comes into the Building Department and meets the Building Inspector for a project is told 1) All Plumbing Contractors are licensed in the Town and all Heating Contractors are licensed in the Town. If you are going to have anyone do those types of jobs, we have lists we present to you and you can pick someone off of that list. What happened was, the Plumbing work was done without a permit and I got the phone call to please schedule inspection for an underground ruff and I said to the gentleman on the phone, "You do not have a permit" and that's how all this came about. You can not work in the Town without a licensed contractor and there is \$1,000 fine. You can not work in the Town without a Plumbing Permit, that's a \$250 fine. Our plumbers are set to very high standards and there are over 100 of them on a list that the Public Library can choose from. I understand it's costing the taxpayers money, It's my money, but we

also have rules and regulations and to change the Code to benefit one project, I don't think is right.

**Supervisor Tancredi:** They had to bid this out, they couldn't choose a plumber, there was a competitive bidding process because it is a public corporation.

**Councilman Carlos:** How do we get the information on the work being done without a permit and without a license?

**Marianne Axtmann:** We are alerted that the job has been done. We take that information to the Board and the Board assesses a \$1,000 fine against the owner of the property, not the plumber, we don't even know who the plumber is. Part of this work has been done. It's all covered up and it can't be inspected. What's happened before on other projects, we had them dig that all up and expose it. Rip it out and start over.

**Supervisor Tancredi:** My conversation with the Plumbing Inspector is that this has to be unearthed to see what was done.

**Marianne Axtmann:** We are not actually asking for that, the Board is willing to make a little bit of leeway as long as the plumber is licensed in the Town. But at that point, GC, the Engineer, the owner of the property, someone else takes responsibility for that work. If you are not going to uncover it and expose it to an inspection by the Town Plumbing Inspector, someone else has to take responsibility for that because "God Forbid" If something happens, we haven't seen the work.

**Councilman Carlos:** Could you list again the costs associated?

**Marianne Axtmann:** It's \$100 for an application, all that information comes before me and I bring it to the Board. The Board approves it and at that point it's \$200 to sit for the test, which is a four hour exam. It's passing with a 70 percent pass rate and at that point, you are issued a license for \$350 and there is also a \$25 one time charge for an ID Card. Every plumber and his employee on site, must carry an ID Card, so when the Plumbing Inspector shows up, he knows you are working for him and not covering for someone else.

**Councilman Carlos:** Thank you, so it's \$675 Total? (Yes)

**Motion made to close the Public Hearing:** Supervisor Tancredi/Councilman Carlos

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

**CARRIED: 6-0**

05:21-01 PUBLIC HEARING

Amend Chapter 154, Article IV Issuance,  
Denial And Revocation Of Plumber's  
License; Certificate Of Insurance,  
Reciprocity: Special Permits-  
Section 154-26D Special Permits

## RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 21<sup>st</sup> day of May, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend the Town of Poughkeepsie Plumbing Code, Chapter 154, Article IV, Section 154-26 "Issuance, denial and revocation of plumber's license; certificate of insurance; reciprocity; special permits", specifically Section 154-26 D, entitled "Special permits", which amendment is as follows, with the words underlined to be added, and those words stricken to be deleted:

Section 154-26

...

D. Special permits. (1) The Town of Poughkeepsie Plumbing Board may in its discretion issue a permit to an individual or corporation who is not licensed by the Town of Poughkeepsie Plumbing Board for a specific project twice a year at a cost equal to the licensing and testing fee, of \$250 per permit, provided that the applicant is licensed by another municipality that has a comparable test or licensing requirements and said municipality offers a similar reciprocal program for licenses of the Town of Poughkeepsie. It is within the sole and absolute discretion of the Town of Poughkeepsie Plumbing Board to insure that the criteria of the licensing community or municipality is the same as the Town of Poughkeepsie.

(2) Notwithstanding anything in this Chapter to the contrary, the Building Inspector may in his or her discretion issue a permit to an individual, partnership or corporation who is not licensed by the Town of Poughkeepsie Plumbing Board for a specific project for a public corporation or for a district or corporation created by the State Legislature twice a year at a cost equal to the licensing and testing fee, per permit, provided that the applicant is licensed by another municipality in the State of New York which has licensing requirements comparable to those of the Town of Poughkeepsie.

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

**BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on May 15, 2014 and published in the Poughkeepsie Journal on May 16, 2014, and**

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

**SO MOVED: J. Baisley/W. Carlos**

**Councilman Carlos: When this first came up, my reaction immediately to it was that someone else's problem does not constitute us changing a Town law and I've done some work on that and I like to read things and check. There was a series of things that happened. The first was, the project started construction without the pre construction meeting. The significant entities involved was the architect and the construction manager all know those requirements. If there had been a pre-construction meeting before any work started, we would have had not to be here tonight. I am sure someone would have said, "You need permits and licenses." I spoke with the Executive Director of the Library and I understand the implications of it and I think this would be a good thing for the people, particularly on the South end of the Town. We are looking for a changing a law for a specific thing and I agree with that. But, I think I need to offer an amendment. The amendment I would make is that : "The permit issued by the Building Inspector is temporary and is only good until the next exam and review by our Plumbing Board. If either of those events happen and the person hasn't complied with it, then they are not going to do any more work." I don't think we should simply allow it to happen and have a temporary license go for two or three years or how ever long the project is. We have it set in place to protect the people in the Town. The Plumbing Board exists to protect the people in the Town. I am sure that they are nice people on the Library Board and I've spoken to quite a few of them in the last few days are very interested in that and they certainly don't want their building incorrectly built and pipes not installed correctly. I think, just point blank, giving it a one time thing on the Building Inspector, to keep the work going, I can understand, but the Plumber in this particular case should then be responsible to come before the Plumbing Board to complete the application and to take the test. Had that happened in November when it should have happened, he could have taken the test in March and we wouldn't be here again. So, I would like to make that amendment to this to call it a temporary permit and that it lasts only as long as the next exam and review by the Plumbing Board and if those two things don't happen then the Special Permit stops and then there is unlicensed work going on with the appropriate penalty. I do think we should cut the public slack on this. I don't think we should be adding fines up, but on the other hand, I don't think we should have done in the Town that has not been properly done or properly inspected. I also would like to include an**

**administrative fee. If we are doing something special like this for someone, in addition to paying all the fees involved - \$675, I think there should be an Administrative Fee for all the additional work being done, paid by the plumber making the application. I think if it's a bided job, it's locked into a price and someone has to "eat that".**

**Councilman Krakower: Reading through this, here is my concern. Based on what was said about the City of Albany, if we pass this tonight, that plumber still can't do work in the Town of Poughkeepsie because the way this is written, the Plumbing Board, the person has to be licensed in the municipality with comparable test or licensening and that municipality has to have reciprocity with the Town of Poughkeepsie. That plumber will not meet that criteria. The second criteria, the way we amended it, it requires that the licensed plumber is licensed by another municipality that has license requirements comparable to the Town of Poughkeepsie. The City of Albany doesn't have licensing requirements comparable to the Town of Poughkeepsie and so the problem in the way it is written right now, there is still a situation where no one could have a permit.**

**Supervisor Tancredi: I don't think that's the case, but.**

**Town Attorney Nelson: You can make changes and every one knows this, as long as they are not subletive or substantial to this and so my guess is if you want to make a temporary, you are probably ok. However, if you are going to change the language you have in front of you in D-2, then what you are doing is actually making it a little more difficult for a Public Corporation and then the Private Corporations gets special permits under D-1 and so you have to think about changing that as well. As far as whether the Albany criteria are compliable, but the way this is written is Mr. Krakower, it's not written in terms of the test, it's written in terms of the licensing requirements and so I don't know what the whole package is in Albany.**

**Councilman Krakower: That's what I'm talking about, what it sounds like, the City of Albany requires one year of experience and the Town requires ten. You can't even stretch that to say it's comparable--- I think the way it's written the Building Inspector would not be able to issue a permit for that job.**

**Supervisor Tancredi: Jim didn't read it the way you are reading it. ---- I asked that question at noon and his reading of license requirements wasn't, if we have ten years, they have to have ten years. They have a licensing process to go through, they have a testing process, they don't just let –**

**This conversation continued with one after another with no real outcome. All talked at once.**

**Councilman Carlos made an amendment which reads: "If it's made temporary, then he takes the next test and appears before the Plumbing Board and let the Plumbing Board decide if it's comparable or not."**

**“The Building Inspector or the Plumbing Board may in his or her discretion issue a temporary permit to an individual partnership or corporation which is not licensed by the Town of Poughkeepsie Plumbing Board for a specific project or for a public corporation or district corporation created by the State Legislature twice a year, which permit shall be valid until the offering and grading of the next plumbers licensing exam.”**

**Supervisor Tancredi: I recommend that we adjourn the whole subject to the first meeting in June, because this has become, quite frankly a mess. Seconded by W. Carlos**

**CARRIED: 6-0**

**Motion made to hear speakers on agenda items: No speakers came forward**

**Motion made to close Public Speaking: Supervisor Tancredi/Councilman Cifone**

**CARRIED: 6-0**

### **ADJOURNED TO FIRST MEETING IN JUNE**

**05:21-02 PRESENTATION**

**By Town Comptroller, James Wojtowicz  
First Quarter Review**

**Jim Wojtowicz, Town Comptroller: 2013 was a tough year with the snow and Dutchess County. Before you, you should have a hard copy and Todd is always interested in “Making no surprises” and so we spend a lot of time together discussing finances and all and all the first quarter of 2014 has come in as advertised, “On Budget”. The first quarter is always interesting because we pay some bills right up front. For example: Our software licenses, our workman’s Comp., we get an annual bill \$240,000 and paid in full in the first quarter. Insurance, we get two installments a year and we pay the first half in the first quarter and so 50% is already in. What you are looking for is about 25% for the payroll, but not all bills are straight line. It works the same as well. Our recreation programs, our highway guys start kicking in with the nice weather. Of course the Highway excludes the snow issue. Just a few general statements before the slides: Electric costs for the first quarter are \$214. We are up considerably, based on a couple of factors. 25% variable that we agreed upon on the cold winter we had. We also got changed to a different sector, we used to be combined with upstate New York and they moved us to downstate New York. We have taken an action on this. Jim Nelson and Todd are on the committee. We locked in with Hess for the two, March and April. We are trying to tie this thing down for maybe a year. We have some good news on New York State Retirement. The 2013-2014 Budget we had an**

increase of \$600,000 and we were informed that the rates for the next Budget will be going down a little bit. That hasn't happened. I've been back to the Town seven years and we've had no reduction since. So, that's good news.

**Supervisor Tancredi:** Assuming that holds up, we haven't gotten any conformation from the State that that is going to be the case. They've insinuated that they expect that to happen, but we say "May" until we get that bill from the State, we don't know what it will be.

**Jim Wojtowicz:** This is true, Todd, it is an estimate at this point, but I'm jumping at it, its good news. (Jim now went into his slide presentation – All of the slide titles and calculations are attached to the final book copy.)

**Slide 1 and 2:** These two slides are the general fund appropriates. This is the Town wide Fund that goes into the Village of Wappinger's and up to the bridge. We have two new department heads in the General Fund. The Town Clerk, Felicia had done a nice job during her transition. She's on budget and she understands and she works closely with my department. She's had a couple of great hires down there. She replaced a 20 year veteran I believe and she is doing a great job. The Same with the Tax Receiver. She picked up right where Mr. Patterson left off. I don't think she has missed a beat. Her revenues are up. The first slide: 25% for departments, they are on line. Insurance: Ever since we shipped over, the allocated insurance has a budget of \$112 in change. 50% paid, \$37,000 and the second bill came in and our insurance will be \$75,000 in general fund and so we have a surplus there. That's good news. Judgment Claims: This is an account Todd spends a lot of time on. We are hoping to have hit the sealing here. You see the Budget of \$300,000 in the middle of the page. \$290,000 was spent in 2013 and Todd wouldn't allow me to go over it, even if I wanted to. We are hoping we hit the sealing here. We had one big one in January, it was \$70,000 and we paid it the first day. It was a Tax Cert for four years. So, we are at \$104,000 and we hope we don't come anywhere near that \$300,000 this year. On the pool, it was a strategy change. We were partners with the City of Poughkeepsie to run Spratt Park, but we are now no longer partners and the strategy has changed. We still will be having the swim lessons at the Jewish Community Center. Tom Meyering is on top of all that. That was a wash anyway. The Budget revenue is the same. The drainage, we added \$100,000 across the Board and not much of that has been touched yet. The Senior Center is next. That was a successful mission there. A Budget of \$115,000 and nothing but positives there, they are on budget. We added a couple extra dollars this year to make sure the maintenance is up kept and clean. Workman's Comp., we cut this budget in half this year. As you can see, the bill is paid. \$55,000 Budget, we will have a \$15,000 surplus. We paid the whole bill. Dutchess County billed us twice, one in February and one in March. Basically our General Fund is on balance in the appropriation sector. The next slide is our Police Chief on down. They understand how important that they always hit their budget and I'm confident that they will in 2014. The Chief is great in using surplus funds to purchase equipment and so we don't put three or four cars in the budget each year. Somehow he transfers money every year and he

is already working on that in 2014. Gasoline is very important for the Town and the Budget was for about 90,000 gallons at \$3.30 and I checked the running rates and we are at about \$3.15 and so we are running ahead of budget on the costs. The Police in the southern part of time purchase from Exxon Mobil and we get all the taxes and rebates and we work with the Arlington Fire Department in New Hamburg and so it's a good joint municipality. Mike Cifone helped me set that up and we got a large rebate because they add all the gallons together and so the more gallons you buy each month, the better rebate you get. One of the things Todd monitors and the retiree health insurance in the B Fund. Its \$1 million 45 by contract when the police retire. We pay 100% medical. That was up \$150,000 from last year's budget. As the policeman retires, his \$90,000 goes away and a new officer comes at \$55,000. That's good news and we always keep that in back of our mind. Highway, next, the Superintendent informs me yesterday our snow budget is 71% for the first three months of the year. That gives us \$175,000 available to get through November and December and we did receive a \$35,000 rebate from New York State because of the winter and so add that to the \$175,000 and that will have to get us through the winter at about \$200,000 for November and December. All other areas are on track. Now, the last slide is Water and Sewer funds, the final 5 major funds of the Town. Everything is on budget. The only issue we have there is our joint water plant which we have with the City of Poughkeepsie with a major improvement going on. So, we plan on using some of our surplus from the Water Fund to bond everything. So, the \$135,000 Inter fund Transfer was out of the Water fund and that's paying for the design costs. So, that's in process. The last chart is the Sewer Fund and good news here because since early 2011 we are plus 1.5 million and so this goes to the transition we started early in 2011. Franco does a good job. Now, the Revenue section. New York State Mortgage Tax. We dropped \$100,000. That is a tough one to call. We are at \$249,680 for four months. I wanted to put April in there; I don't get very much from Dutchess County. So, \$95,000 in the Month of April and we are hoping that will be an upswing. We annualize that out if we divide the 249 by four months; it gets us close to the \$800,000. The Town Clerk is running a little bit slow, she mentioned, with the St. Francis and the transmission going on there may have been hurt with a couple of people not using the hospital for death certificates, etc. but she has now reported that things are back in an upswing. The Tax Receiver, she gave me a check for \$35,000 for penalty interest for March 1 to April 30<sup>th</sup>, same time last period, I checked back and we got a check for \$21,000 and so I don't know if that's good news or not, but people are paying a little bit later. Good for the revenue section, but. Recreation Day Camps are just getting started and the director informed me he is about 60% full for the camps. He started some radio ads for it and seems pretty successful and a good price. General B Fund is our largest fund and our taxes 100% guaranteed with everything in. Sales Tax distribution. We are locked into the 1925, they send us quarterly checks. Franchise taxes, \$710,000. This is the three Cable Companies. We get a quarterly check from Verizon, Time Warner and Cablevision. Last year we exceed the \$710,000 and kept our budget the same. We are expecting that to continue. Rental of Real Property. This consists of two basic components, \$192,000.

**This is still renting our Police/Courts Building. The base rent is about \$80,000 a year and we also get additional rent when they use additional space, that's another \$12,000. Also, I worked with Todd and Neil on the Cell Towers, we have three Cell Towers in the Town of Poughkeepsie, Cedar Avenue, Barns Drive and Town Hall and believe it or not, the revenue from those three cell towers is about \$145,000 a year. The Water revenues, we have a rate of \$1.50 per unit and a unit is 748 gallons and our residents pay an annual tax of \$36 and so the average family said use 25 units of water per family in the Town of Poughkeepsie. So, the average family is \$186. The City of Poughkeepsie is \$3.45 no tax, the same, 25 units per quarter and the charge would be \$345 dollars and Lagrange is \$4.80 per unit and their sewer is higher. Sewer revenues are broken down. We have 28 active sewer districts in the Town. 24 to Arlington, 3 City Plant, the northern part of town, which we own 35% of the capacity of that plant and then tri-muni, southern part of town. The rate here is \$1.25 per unit of water. So, it's the same 748 gallons that goes through your water. If you water your grass, which gets charged to your sewer, even though it's not going into the sewer. It's only one measurement; it's based on the water meter. An annual tax to the sewer districts based on infrastructures, manhole covers, pipe, etc.**

**And so average family using 100 units in the Town at \$175 annually on the tax bill will be \$300. The City of Poughkeepsie is \$3.00, no tax and Lagrange is 547 and for 100 is \$547. All and all, the first quarter I believe we are on budget.**

**05:21-03 ACCEPT**

**Resignation Of Sara Klein, School  
Crossing Guard**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Sara Klein from her position as School Crossing Guard, effective at the end of the school year, June, 2014.**

**SO MOVED: W. Carlos/J. Baisley**

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, Krakower,**

**Councilwoman Shershin and Supervisor Tancredi**

**Nays: None**

**CARRIED: 6-0**

**05:21-04 AUTHORIZE  
SUPERVISOR  
TO SIGN**

**Street Lighting Authority Order For  
School Street**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Central Hudson Gas & Electric**

**Corporation Street Lighting Authority Order for the installation of a street light on School Street at Pole No. 50085P.**

**SO MOVED: M. Cifone/S. Krakower**

**Councilman Krakower: I'm fine with this, but I think somewhere in the process, I don't know if we should do some internal audit of these or have Central Hudson work with us because we tend to just approve these as they come through, but the bill for this gets pretty high that the Town is paying. Maybe at some point have engineering or highway or one of the Town departments take a look at these streetlights that we are paying for and make sure they make sense and be sure we have all those and maybe turn some off that aren't really serving a purpose.**

**Supervisor Tancredi: We can have our street lights audited and the company will come and audit them, they take their fee out of what they save us and if they don't save us, they don't get paid. So, we will look into bringing them in for this.**

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

**05:21-05 RATIFY 2014 Amendment/Extension Agreement  
Execution Re: Counselor In Training/  
Preschool Sports**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 4<sup>th</sup> day of June, 2014 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 an amendment to the Town Code, Chapter 195, entitled "Vehicle and Traffic", specifically Section 195-46, Schedule XI, entitled "Trucks Over Certain Weights Excluded", which amendment would read as follows:**

**ADD:**

<b>Name of Street</b>	<b>Weight Limit (Tons)</b>	<b>Location</b>
<b>Roachdale Road</b>	<b>5</b>	<b>Entire Length</b>

**AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does determine that this action is a Type II Action requiring no environmental review; and**

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

**SO MOVED: S. Krakower/M. Cifone**

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

**05:21-06 RATIFY 2014 Amendment/Extension  
Agreement Execution Re: Counselor  
In Training/Preschool Sports**

### **RESOLUTION**

**BE IT RESOLVED**, that the Town Board of the Town of Poughkeepsie does hereby ratify the Supervisor's execution of the 2014 Amendment and Extension Agreement for the Town of Poughkeepsie Recreation Department – Counselor in Training and Preschool Sports Program with the County of Dutchess, copies of which are attached.

**SO MOVED: A. Shershin/M. Cifone**

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

### **AGREEMENT ATTACHED TO FINAL BOOK COPY**

**05:21-07 APPROVE Bicycling Event – “Get Your Guts In Gear”**

### **RESOLUTION**

**BE IT RESOLVED**, the Town Board of the Town of Poughkeepsie has heretofore received an application from Elysie Hallenback, on behalf of “Get your Guts in Gear, The Ride for Crohn's and Colitis”, to hold its 11<sup>th</sup> annual charity bicycle ride to be held on June 7<sup>th</sup> and 8<sup>th</sup>, 2014; and

**BE IT FURTHER RESOLVED**, that a Certificate of Liability Insurance naming the Town of Poughkeepsie as an additional insured has been filed with the Town Clerk of the Town of Poughkeepsie.

**SO MOVED: Supervisor Tancredi/W. Carlos**

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, Krakower,**

**Councilwoman Shershin and Supervisor Tancredi**  
**Nays: None** **CARRIED: 6-0**

**05:21-08 FINAL ORDER**

**Water Improvement Area VII**

**RESOLUTION**

**At a regular meeting of the Town Board  
Of the Town of Poughkeepsie, Dutchess  
County, New York, held at the Town  
Hall, in Poughkeepsie, New York, in  
Said Town, on the 21<sup>st</sup> day of May,  
2014, at 7:00 PM, Prevailing Time**

**PRESENT:**

**Todd N. Tancredi, Supervisor  
Jon Jay Baisley, Councilman  
Bill Carlos, Councilman  
Joseph Conte, Councilman  
Michael Cifone, Councilman  
Stephan Krakower, Councilman  
Ann Shershin, Councilwoman**

**In the Matter  
of**

**The establishment of Water Improvement  
Area VII in the Town of Poughkeepsie,  
Dutchess County, New York pursuant to  
Article 12-C of the Town Law**

**FINAL ORDER**

**WHEREAS, a map, report and plan, including an estimate of cost, have been duly prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Poughkeepsie, Dutchess County, New York, relating to water improvements, to serve a benefitted area in said Town to be known as Water Improvement area VII (the "Area"), whose boundaries are the same as those of existing Water Improvement Areas I, II, III, IV, V and VI, being the entire area of said Town outside of any villages, as more fully shown upon a map on file in the office of the Town Clerk, which map is available for inspection by any person or persons interested in same during regular office hours at said office; and**

**WHEREAS, said map, plan and report, including estimate of cost, were prepared by a competent engineer, duly licensed by the State of New York and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any person or persons interested in the subject matter thereof; and**

**WHEREAS, the capital improvements proposed in connection with the establishment of Water Improvement Area VII of the Town of Poughkeepsie consist of the Town's share of the cost of disinfection by-product compliance improvements at the Poughkeepsie's' Water Treatment facilities, including construction of additions to and reconstruction of existing buildings and related facilities and original equipment, machinery, apparatus, appurtenances, as well as other incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$7,448,455; and**

**WHEREAS, said maximum estimated cost shall be authorized to be financed by the issuance by the Town of Poughkeepsie of its serial bonds with a maximum maturity not in excess of the forty year period prescribed by the Local Finance Law; and**

**WHEREAS, said Town Board duly adopted an order on the 10<sup>th</sup> day of July, 2013, calling a public hearing to be held at the Town Hall, Dutchess Turnpike, in Poughkeepsie, New York, in said Town, on the 24<sup>th</sup> day of July, 2013, at 7:00 o'clock P.M., Prevailing Time, to consider the question of a map, plan and report and the maximum amount proposed to be expended in connection with the establishment of Water Improvement Area VII in said Town and the improvement proposed therefore at a maximum amount of \$7,448,455, and to hear all persons interested in the subject thereof concerning the same, and to take such action thereon as is required by law; and**

**WHEREAS, said public hearing was duly held at the time and place aforesaid, at which all persons interested were heard; and**

**WHEREAS, said Town Board duly considered all of the evidence given at such public hearing; and**

**WHEREAS, said Town Board duly adopted a Public Interest Resolution on July 24, 2013 (the "Public Interest Resolution"), subject to permissive referendum, which authorized and approved the establishment of Water Improvement Area VII and the construction of a water improvement therein, at a maximum estimated cost of \$7,448,455, as to which no petition was filed; and**

**WHEREAS, said Town Board did thereafter duly authorize an application to the Office of the State Comptroller for approval of said Water Improvement Area VII, which application has been filed; and**

**WHEREAS, said Town Board has received the approval of the State Comptroller of such Water Improvement Area VII by his order dated may 6, 2014; and**



**I, THE UNDERSIGNED Clerk of the town of Poughkeepsie, Dutchess County, New York (the “Issuer”), DO HEREBY CERTIFY :**

- 1. That a meeting of the Issuer was duly called, held and conducted on the 21<sup>st</sup> day of May, 2014.**
- 2. That such meeting was a regular meeting.**
- 3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.**
- 4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.**
- 5. That all members of the Board of the Issuer had due notice of said meeting.**
- 6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the “Open Meetings Law”.**
- 7. That notice of said meeting (the meeting at which the proceeding was adopted) was caused to be given PRIOR THERETO in the following manner:**

**PUBLICATION : Sent to the Poughkeepsie Journal and various other media outlets on May**

**POSTING: On town of Poughkeepsie Website and also on official Town Clerk Sign Board at 1 Overocker Road on May 16, 2014**

**IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this 22<sup>nd</sup> day of May, 2014.**

**Felicia Salvatore  
Town Clerk**

**05:21-09 BOND RESOLUTION**

**Water Improvement Area  
VII**

### **BOND RESOLUTION**

**At a regular meeting of the Town Board of the Town of Poughkeepsie, Dutchess County, New York, held at the Town Hall, One Overocker Road, in Poughkeepsie, New York, in said Town, on the 21<sup>st</sup> day of May, 2014, at 7:00 O'clock PM, Prevailing Time.**

**The meeting was called to order by:Supervisor Tancredi  
And upon roll being called, the following were**

**PRESENT: Councilman Baisley, Councilman Carlos, Councilman Cifone, Councilman Krakower and Councilwoman Shershin**

**ABSENT: Councilman Conte**

**The following resolution was offered by Councilman Carlos who Moved its adoption, seconded by Councilman Baisley, to-wit:**

**BOND RESOLUTION DATED MAY 21, 2014**

**A RESOLUTION AUTHORIZING THE ISSUANCE OF \$7,448,455 SERIAL BONDS OF THE TOWN OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK, TO PAY THE COST OF CERTAIN WATER IMPROVEMENTS TO SERVE WATER IMPROVEMENT AREA VII IN THE TOWN OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK**

**WHEREAS, pursuant to the proceedings heretofore duly had and taken in accordance with the provisions of Article 12-C of the Town Law, and more particularly a resolution dated July 24, 2013, said Town Board has determined it to be in the public interest to establish Water Improvement Area VII at a maximum estimated cost of \$7,448,455, which establishment thereof has been approved by the office of the State Comptroller on may 6, 2014; and**

**WHEREAS, the capital project therefore, as hereinafter described has been determined to be an Unlisted Action pursuant to the regulations of the new York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, it has been determined will not result in a significant environmental effect; and**

**WHEREAS, it is now desired to provide funding for such project, NOW, THEREFORE, BE IT**

**RESOLVED, by the Town Board of the Town of Poughkeepsie, Dutchess County, New York, as follows:**

**Section 1. For the specific object or purpose of paying the cost of the water improvements for the establishment of Water Improvement Area VII, consisting of the Town's share of the cost of the disinfection by-product compliance improvements at the Poughkeepsie's' Water Treatment facilities including construction of additions to and reconstruction of existing buildings and related facilities and original equipment, machinery, apparatus, appurtenances, as well As other incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$7,448,455, which specific object or purpose is hereby authorized at said maximum estimated cost, there are hereby authorized to be issued \$7,448,455 serial bonds of said Town pursuant to the provisions of the Local Finance Law.**

**Section 2.** It is hereby determined that the plan for the financing of the improvements for the establishment of Water Improvement Area VII is by the issuance of the \$7,448,455 serial bonds of said Town authorized to be issued pursuant to the provisions of this bond resolution.

**Section 3.** It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

**Section 4.** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

**Section 5.** The faith and credit of said Town of Poughkeepsie, Dutchess County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be annually levied upon all the taxable real property deemed to be especially benefitted thereby, in said Water Improvement Area VII, an amount sufficient therefore, but to the extent not paid thereby, all the taxable real property within said Town shall be subject to the levy of an ad valorem tax, without limitation as to rate or amount sufficient to pay principal of and interest on such obligations.

**Section 6.** The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interest of said Town, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of the these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full a quittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

**Section 7.** All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds, authorized herein, in one or more series and all matters related thereto, and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue

serial bonds with substantially level or declining annual debt service and all matters relating thereto, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in additions to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

**Section 8.** The Supervisor is hereby further authorize, at his sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond , and/or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

**Section 9.** The power to issue and sell notes to the New York State Environmental Facilities corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

**Section 10.** The intent of this resolution is to give the Supervisor sufficient authority to execute those applications, agreements, and instruments or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds and/or notes without resorting to further action of this Town Board.

**Section 11.** The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3 Such obligations are authorize in violation of the provisions of the Constitution.

**Section 12.** This resolution which takes effect immediately shall be published in full in the official newspaper, together with a notice of the Town Clerk in substantially the form provided in section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

**SECONDED BY: Councilman Baisley**

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin**

**Supervisor Tancredi**  
**Nays: Councilman Krakower** **CARRIED: 5-1**

**Supervisor Tancredi: Both of these issues have to do with the mandated Water Plant upgrade so we can meet the new standards coming down and issued by the FEDS.**

**CERTIFICATION FORM AND LEGAL NOTICE OF ESTOPPEL  
ATTACHED TO FINAL BOOK COPY**

**05:21-10 ACCEPT**

**Resignation Of Alan Gardner,  
Plumbing Board**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Alan D. Gardner from the Town of Poughkeepsie Plumbing Board, effective as of April 8, 2014.**

**SO MOVED: M. Cifone/J. Baisley**

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

**Nays: None**

**CARRIED: 6-0**

**05:21-11 NOTIFICATION**

**Public Hearing - Town of Newburgh**

**NOTED BY TOWN BOARD**

**05:21-12 NOTIFICATION**

**The Following Complaint Has Been  
Referred To Legal:**

**Nickiba Jones V. Housing  
Management Resources, Inc., Linda  
Dworak, Joann Alleva**

**REFERRED TO LEGAL DEPARTMENT**

**05:21-13 AUTHORIZE**

**Special Consents SC 1, SC 2, SC 3,  
SC 4, SC 5 and SC 6**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby grant Special Consent to the following items; to wit:**

- |  |   |
|--|---|
| <b>1. Authorize Supervisor to sign</b>                               | <b>Lease Agreement – TASERs</b>   |
| <b>2. Consent</b>  | <b>Planning Board Lead Agency –<br/>Marist College, Beck Place</b>  |
| <b>3. Consent</b>  | <b>Planning Board Lead Agency –<br/>Marist College, St. Ann’s</b>   |
| <b>4. Appoint</b>  | <b>Planning Board Intern-Alexander<br/>Dietrich</b>   |
| <b>5. Notifications</b>  | <b>Town of LaGrange Public<br/>Hearings –</b><br><br><b>1. Fees and Fines/Zoning;;</b><br><b>2. Local Law;</b><br><b>3. Amend designation of 26<br/>Myers Corners</b> |
| <b>6. FOIL resolution will<br/>be presented for Special Consent.</b> |   |

**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: S. Krakower/A. Shershin**

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

**CARRIED: 6-0**

**5:21-SC 1 AUTHORIZE**

**Lease Agreement – TASER’S**

**RESOLUTION**

**BE IT RESOLVED**, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Lease with TASER International, Inc., a copy of which is attached along with Chief Thomas Mauro's memorandum requesting same, for the leasing of 20 new TASER's; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Poughkeepsie finds that this lease agreement will be less expensive than a purchase contract, and that the solicitation of alternative proposals is not required for this form of lease agreement; and

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

**SO MOVED: A. Shershin/W. Carlos**

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

**CARRIED: 6-0**

**LEASE AGREEMENT ATTACHED TO FINAL BOOK COPY**

**05:21-SC 2 CONSENT**

**Planning Board lead Agency – Marist  
College – Beck Place**

**RESOLUTION**

**BE IT RESOLVED**, the Town Board of the Town of Poughkeepsie does hereby consent to the Town of Poughkeepsie Planning Board acting as SEQR Lead Agency for the project known as Marist College Parking Improvements – Beck Place, 3399 North Road, Poughkeepsie, New York, Grid #6162-05-005805, 007795, 002778 & 6162-02-999762.

**SO MOVED: Supervisor Tancredi/W. Carlos**

**Councilman Cifone requested to Table this to the First Meeting in June. He met with Marist and Mr. Wilson on this project and before we can actually send this to the Planning Board for review, I would like to have an opportunity to meet with the owners of the Plaza down there and get some more data before we send this out.**

**Seconded by Councilman Carlos**

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

**Nays: None**

**CARRIED: 6-0**

**ADJOURNED TO JUNE 4<sup>TH</sup>, 2014**

**05:21-SC 3 CONSENT**

**Planning Board Lead Agency –  
Marist College – St. Ann’s**

**RESOLUTION**

**BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby consent to the Town of Poughkeepsie Planning Board acting as SEQR Lead Agency for the project known as Marist College Parking Improvements – St. Ann’s 3399 North Road, Poughkeepsie, New York, Grid # 6062-02-891913, 893955,917955 & 873997.**

**SO MOVED: J. Baisley/W. Carlos**

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

**CARRIED: 6-0**

**05:21-SC 4 APPOINT**

**Planning Board Intern –  
Alexander Dietrich**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the appointment of Alexander K. Dietrich as an intern for the Planning Department starting May 27, 2014 through June 26, 2014, at no cost to the Town.**

**SO MOVED: W. Carlos/S. Krakower**

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

**CARRIED: 6-0**

**05:21-SC 5 NOTIFICATIONS**

**Town Of LaGrange Public Hearings  
1. Fees And Fines/Zoning  
2. Local Law/Zoning Map  
3. Designation Of 26 Myers Corners**

**NOTED BY TOWN BOARD**

**Motion made to suspend the rules for public speaking: Supervisor Tancredi/M. Cifone**

**CARRIED: 6-0**

**Councilman Krakower commented on the great Police Department the Town of Poughkeepsie has and the very professional Police Officers.**

**TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:55 PM**

**Doreen Tignanelli: Could you please tell me how much the lease agreement was for those taser's?**

**Town Attorney Nelson: There was a savings of \$6,000 based on leasing rather than buying and having to keep them up and the total cost is \$35,000.**

**Police Chief Mauro: The purchase price would be approximately \$34,000 and the lease price would save us \$6,500 over the five year lease and so it is \$3,700 a year for 20 taser's and because of this proposal, we will get an additional taser free for the life of the contract.**

**Supervisor Tancredi: So, the total cost through the lease is about \$24,000 and change.**

**Doreen Tignanelli: The other question was about Beck Place, Councilman Cifone, did you say it was for the Marist Plaza shopping.**

**Councilman Cifone: No, I met with Marist and Neil Wilson last week and Marist needs to do some improvements to Beck Place, however, their improvements will have a direct affect on the Plaza and so I want to talk to the Plaza first and see if we can move Beck Place up a bit.**

**Doreen Tignanelli: Ok the last question is this FOIL, will you be saying what that is when coming out of Executives Session if you can't elaborate on it now? (Yes)**

**MOTION MADE TO RESUME THE RULES: Supervisor Tancredi/S. Krakower**

**CARRIED: 6-0**

**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. Confidential communication between attorney and his client/Town Board based on attorney/client privileges.**
- 2. Information relating to the current and future investigation of the prosecution of a criminal offense, which would imperil affective law enforcement if disclosed.**

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

**SO MOVED: J. Baisley/A. Shershin**

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

**CARRIED: 6-0**

**TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:55 PM**

**TOWN BOARD RETURNED TO THE TOWN BOARD MEETING AT 9:43PM**

**05:21-SC 6 FOIL**

**Denial Of Robert T. Langley FOIL  
Request For Police Records**

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

**CARRIED: 6-0**

**TOWN BOARD MEETING CLOSED AT 9:44 PM**

**FS:lkm**