

**MINUTES OF REGULAR TOWN BOARD MEETING
HELD ON JULY 9, 2014 AT 7:00 PM
AT TOWN HALL, ONE OVEROCKER ROAD
POUGHKEEPSIE, NEW YORK**

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

ABSENT: Supervisor Tancredi
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

07:09-01 DISCUSSION

Proposed Nuisance Local Law

Motion made to suspend the rules for public speaking on any agenda items: Deputy Supervisor Krakower/W. Carlos

CARRIED: 5-0

Doreen Tignanelli: I have a question about Agenda Item #5, Referral Dalia/Route 9-G Project. Is this the same item that was on the agenda back in May as LVS where they wanted the Senior Housing Overlay? I was wondering why the name change?

Deputy Supervisor Krakower: I believe so.

Councilman Cifone: It's the same project. I can't answer why the name change.

Deputy Supervisor Krakower: I haven't heard or seen anything about it since then and so I don't know, but I do believe it's the same project.

Doreen Tignanelli: Ok. My other question is, in the packet on line I saw that # 12 and #13 for the Country Club Sewer District that they were hiring a wetland delineator and I was wondering if there was going to be any wetland disturbance on this project or is this to avoid disturbance?

Town Attorney Nelson: Don's not here, but I believe that this pipe and the easement around it will skirt impacted areas, but Don needs to have it delineated to make sure that is the case.

Councilman Carlos: It's part of the SEQRA Process. We have to certify to them and so they hire the people that can do that.

Doreen Tignanelli: Right, I understand that, I just was concerned as to if you knew whether there was going to be any wetland disturbance, but it sounds like, from what Mr. Nelson said, this could be a case of where you are trying to avoid wetland disturbance because I believe that is a couple of acres, so that would be a 25 ft. buffer. Ok, my only other question is on number 11, Signs for the Historical Modelers Society. Why does this come before the Board and not go to the Zoning Department for permits, why is this different?

Councilman Cifone: I don't think we make them get a permit, we waive the fee and I think we let them put up 10 or 12 around the Town and it gets them out of there a couple of hours after the event.

Town Attorney Nelson: Only the Town Board can waive fees.

Doreen Tignanelli: Ok, so that's what this is specifically for.

Councilman Carlos: 5 directional signs, which are not covered the other way is the way it was explained to me.

Georgette Martin: I wanted to talk about the "Nuisance Law". Is the Town Board aware that Oswego cancelled their Pub Crawl this year because of three children, one died of a heroin overdose and two were hit by the trolley up there. So, I really think our Town Board should consider having Marist cancel the Pub Crawl.

Councilman Cifone: I agree with you. We don't want the Pub Crawl, but it's not a Marist sponsored event. So, it's really up to the homeowners that allow the Pub Crawl take place on their houses to get them on board to say "No, we don't want it there" and I think this Nuisance Law will eventually deal with it.

Georgette Martin: Well, I noticed in the paper, in the Nuisance Law, there is a lot of underage drinking going on there? The Nuisance Law has a provision there as to how to deal with it. Take their beverage away. Correct?

Deputy Supervisor Krakower: The Nuisance Party Law would allow the Police Department to shut down the party immediately and it would also, the way it is written and drafted right now, allow the Police to confiscate the alcohol as evidence if there is underage drinking occurring. I think that part of the problem is, you have to shut the party down before it gets out of control. The other thing, I agree with this law is that you have to take the alcohol away because if the alcohol stays,

the minute the police pull away, they will start drinking it again or they will go to another location and so it makes sense the way it is set up and written and it is geared toward stopping these parties. We don't want them to occur. They become excessive at a certain point and the problem is these people are drinking all night and something bad is bound to happen and we hope to avoid that.

Councilman Cifone: There are also provisions in here where the fine structure goes up to \$5,000 in the same year. So, if the same person keeps getting tickets, they are going to get banged pretty good on that, plus there is also a provision in there where the owner or occupant faces some consequences. So, it does cover everyone pretty much.

Georgette Martin: Well, personally I think the accelerated law is something that won't happen because I've lived next to these pub crawls ever since they've been having them and what happens is they have the big parties in April and May and by the time you get to the thousand dollar fine, they are home for their summer vacation. It's very bad to live in the area as you may know. I really think the Town should consider banning the Pub Crawl.

Deputy Supervisor Krakower: Well, what this law does is give us the ability to shut down the party immediately and that's what we are trying to do. Banning it, if someone says they are going to have a party, you can't go in and ban it ahead of time and tell them they can't do it and take away their beer. But, the minute they actually do something that violates the law, the police can then get involved and gives the police an additional tool to deal with it. The way it is written, it allows the party to be shut down immediately and effectively, that is what we are trying to do.

Georgette Martin: When is this going to be in effect?

Deputy Supervisor Krakower: We hope to get it into effect as soon as possible so it's in effect before the beginning of the next school year so we can apply it right away. This was something that came out of the Police Department and they looked at it as the best way to help them do their job and there were a number of Board Members working on it so they could get it where it would be an effective tool.

Joe Armstrong: Is there provisions there for the landlord as well that if this constantly happens that they are going to get zinged as well? (Yes) That might help. The supplement on Spring Road, is this just to finalize some agreements as to who is doing what and how it is going to be done? I thought that was all in the works and they were just waiting to start the job.

Councilman Carlos: This is the part of the SEQRA process. To do that, the Town has to make certain statements to them on the application and to do that, we have to hire individuals with that particular skills. One is Archeological and the other is Environmental. So, those two things there is, one to walk the route of the new line to make sure there is no Archeological factor and the other one is for

Environmental, turtles, bat, whatever, because we would have to mitigate that and it was explained to me that the expense of mitigating it, it would be cheaper to change where the pipe goes and so that's what that is for. Now, it's the nuts and bolts.

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

CARRIED: 5-0

07:09-01 DISCUSSION

Proposed Nuisance Local Law

Councilman Carlos: This came out of our June 11th Board Meeting and we did some research. There has been a lot of work done on this by Jim Nelson, Stephan, by the Chief and some of his Captains and by me and the idea was to try and impact those individual things that we see are making this a bigger and bigger problem. We have to do it according to the way the laws can be administered and so basically what we have are three individual defined people under the law as to who can be held responsible. The first responsible person would be the people who organize it, sell the tickets, and get the Port a Potties delivered and the T-shirts. The second would be the person attending. For example: the crawl they have. The individuals attending go to one and then to the second and the third and fourth one. That would be the person attending and under certain circumstances, the person attending can be given a ticket. The third one is the property owner. That is one of the first changes I want to make from the draft if it is ok with my fellow Board Members. Property owner can become liable for the same fine and same ticket if the property owner has received two notices of conviction. That sounds simple, but, it's not that simple. There has to have been a prior nuisance party on that piece of property where someone was cited by the Police Department and convicted of that violation and the property owner gets a copy of that conviction. If there is a second party and a second notice of conviction issued to the property owner, he or she is now presumed to have knowledge of the third party and at the third party, they get the ticket, seven days in jail, or up to \$1,000 fine. I don't think there is any property owner we have anywhere in the Town that would intentionally try to hurt his neighbors or make a bad mark on the neighborhood. Now, I went to college and I went to beer parties. I hosted a beer party in an apartment on Hammersley Avenue and "It's well beyond the statute of limitations". I was the entertainment chairman for Gama Fi Fraternity in Buffalo and I ran parties for a year. I can tell you, without a doubt, the Police never came to one of them. I was a policeman here in the Town of Poughkeepsie and I was sent on these kind of calls and so I can understand from both perspectives, but I do think we need to give the Police Department a stick. The way this was discussed to be done is that this Fall, the Community Relations Sergeant in the Police Department, Sergeant Hurlbut will walk Fairview and speak to each group of students and give them copies of this law. Marist is going to be given a copy of the law and I hope they publish it in the student newspaper. The idea is that it will prevent the parties from happening. If they still happen, they will have been clearly notified, warned, told the penalties and then the Police Department will do what has to be done.

Councilwoman Shershin: I think having two prior convictions is too lenient. They should actually have one prior conviction, because it takes many months for this to actually go from an arrest to a conviction, if it makes it to a conviction and there could be several parties in between that time and this could take way too long and too much disruption in the neighborhood that I think one conviction is enough and that they should be put on notice then and then the following conviction start for the property owner. The other responsible people get fines with the initial convictions.

Deputy Supervisor Krakower: The reality is, we are looking at a nuisance party ordinance. One party, in and of itself, doesn't create a situation where the property is a nuisance. The idea that you notify someone once, I'm guessing you wouldn't be evicting anyone at that point. There would be a warning to the tenant or whatever. Two I think is reasonable because something can happen once and the landlord could make a good effort to deal with and then wasn't followed through on the tenant's side. We are living in a world where you should be allowed to do something and have people over. One party of itself doesn't mean you necessarily will have a problem.

Councilwoman Shershin: But if the police weren't called, or no one came out on a nuisance call... if you have a house that is a real problem.

Councilman Carlos: Right, but if we are going to charge the property owner for the actions of the tenant, we have to go well beyond what it would be for the people running the party, because they don't technically give permission for the party. They are not hosting it or paying for the beer. If we go to the second notice of conviction (two violations) there is absolutely no problem with holding the property owner as the responsible party. We just can't go in and tell the landlord "Here's your ticket" with one violation. But, we can if there has been two prior convictions and the property owner has been told about it.

Pros and cons of this proposed law continued and amendments were drafted with a Public Hearing Date being set up for a Special Meeting on July 16, 2014.

Copy of Proposed Nuisance Parties Law attached to final book copy

07:09-02 SET DATE

**For A Special Town Board Meeting On
July 16, 2014**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby call a Special Town Board Meeting on Wednesday, July 16, 2014 at 7:00 PM, before the Committee of the Whole Meeting, at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY for the following:

BE IT RESOLVED, that the Town Board for the Town of Poughkeepsie does hereby authorize the purchase of a Mini-CALIBER Robot, with necessary features, from ICOR Technology, Inc. as a sole source provider; and

BE IT FURTHER RESOLVED, that the purchase of this equipment is a Type II Action requiring no environmental review.

SO MOVED: M. Cifone/A. Shershin

Councilwoman Shershin: What would this be used for?

Police Chief Mauro: The grant we were rewarded from the State was a 2 million dollar competitive grant fund in which established tactical teams had met certain requirements and had been fully established could request equipment for domestic terrorism incidents, active shooters or other high risk tactical procedures. The equipment in the past has been very large, very unreliable and technology has come a long way at an extreme cost to our military and this device weighs 40 lbs, you can put it in a backpack and someone can carry it and it will fit in the back seat of a car. It gives video technology, and other things we can do we don't really want to advertise. The problem we have is the Town as complex as it is with 23 schools and College Campuses and some of the calls for services we are experiencing, we have to ask officers to go down into basements looking for suspects, possibly armed, up into second floor residences, large commercial facilities, malls, and schools and so what the State looked for, and we were the only team in Dutchess County to be awarded these funds, they were looking for a sound strategy on the part of our department on How we planned to respond to high risk incidents in our community and this device will be used as a life saving tool because of it's portability and it's ability to gather intelligence that I would have to ask a Police Officer to assert to putting himself at risk and I would rather use a machine. It can go up and down stairs, work in a wet environment. The company will provide the training over a course of two days and all these grants require us to share this resource. If the State Police has one and if theirs went down, this would give them redundancy and this resource would be available and we would train any area Police Agency interested in learning how it works and it doesn't seem to be a large learning process, it's just controlled with a remote control and the area departments that may need it, can call upon us. We were very fortunate to get this grant.

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

07:09-05 APPROVE

**Referral Dalia/Route 9-G Project-
Planning Board**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the referral of the Dalia-Route 9G project application for a zoning amendment from Residence Single Family 20,000 Square Feet (R-20) District to Residence Multifamily (R-M) District and an application for Senior Housing Overlay District designation to the Town of Poughkeepsie Planning Board for a recommendation pursuant to Town Code Section 210-154, and hereby consents to the designation of the Planning Board as the Lead Agency for the SEQR review of said project.

SO MOVED: A. Shershin/W. Carlos

Councilman Cifone: I would like to have the full Board look at this because when they came before us before, we had questions and concerns regarding this project and I would rather have the full Board. I would rather you come back at a Committee of the Whole and update us on the project because this Board had questions and concerns regarding this project before and with the Holiday weekend and we are now missing a few people here tonight and we just got this packet sent to us and—

Deputy Supervisor Krakower: This wasn't brought to the Land Use Committee and there was a lot of questions and concerns last time, my question is, how did it make it back to the agenda already without any Board Members? We had issues with this project.

Neil Wilson, Development Director: Rather than come back to the Committee of the Whole, they selected to submit an application. They've submitted fees, and escrows and that is why it is here. Now, you can certainly Table it and continue to work on it. There were questions raised about the original plan and the focus of the original comments had to do with the location of the driveway. We did meet with the Planning staff. We made some modifications to it, but you have not seen this except for what was presented in the packet.

Deputy Supervisor Krakower: Why not?

Neil Wilson: They chose to take this route.

Deputy Supervisor Krakower: Rather than to communicate with the Board that would be approving it. Normally, this gets brought to the Board.

Kelly Libolt: My understanding of it was that when we were before the Board last month, there were questions relative to the driveway and the buildings in the front and so what we did was we reworked a plan that we thought addressed everyone's comments and because there are limited meetings coming up in the fall, we were hoping to try to work with the Board and the Planning Board and Town's consults

on address site concerns that you have. Tonight, all we are seeking is a referral over to the Planning Board just to start the SEQR Process.

Deputy Supervisor Krakower: What do you mean limited meetings in the Fall?

Kelly Libolt: There are no Planning Board Meeting in August and so we are just looking for a referral to the Planning Board Meeting just to start SEQR, that's it.

Deputy Supervisor Krakower: Well, it ultimately requires the Town Board to approve it and I guess my question is, I don't know why it didn't come back to either the Land Use Committee or the Town Board or the Councilman for the Ward because there were a whole bunch of questions. The numbers were completely off, the design was less than fantastic and so I would have thought it would have come back somewhere to the Board.

Kelly Libolt: I guess I just misinterpreted you comments.

Motion made to refer to Land Use Committee: Deputy Supervisor Krakower/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

07:09-06 AUTHORIZE

Dutchess County Supplemental Agreement #4-Spring Road

RESOLUTION

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the Spring Road Reconstruction, Town of Poughkeepsie, Dutchess County, New York, PIN 8759.21 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, Resolution No. 2:19 of 2014 adopted by the Town of Poughkeepsie on February 21, 2014 approved and agreed to advance the Project by making a commitment of 100% of the non-federal share of the costs of construction, construction inspection, and construction supervision work.

WHEREAS, it was subsequently found necessary to undertake additional

Construction work not contemplated in the original agreement authorized by the previous resolution; and

WHEREAS, it has been found necessary to increase the federal and non-federal share of costs for the additional construction work for the project; and

NOW, THEREFORE, the Poughkeepsie Town Board, duly convened does hereby

RESOLVE, that the Poughkeepsie Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Poughkeepsie Town Board hereby authorizes The Town of Poughkeepsie to pay in the first instance 100% of the federal and non-federal share of the cost of the additional construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$125,000 (\$2,183,000 minus previous \$2,058,000) is hereby appropriated from Account H23 5110.0202 and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Poughkeepsie Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further

RESOLVED, that the Supervisor of the Town of Poughkeepsie be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Town of Poughkeepsie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that in addition to the Supervisor, the following municipal titles: Commissioner of Public Works, Town Highway Superintendent, Town Engineer, Town Comptroller and Town Clerk are also hereby authorized to execute any necessary Agreements or certifications on behalf of the Town of Poughkeepsie, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

Paul Banner, Town Justice

12/31/15

6

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

WORKDAY	TERM ENDS	HOURS PER
James Wojtowicz, Comptroller 8:00 AM – 4:00 PM (1 hour lunch)	12/31/15	8

AND BE IT FURTHER RESOLVED, that commencing January 1, 2014 the elected or appointed official shall record his or her work activities for a period of three consecutive months, which will include matters outside the normal working hours for the purpose of actually attending to official duties, including to responding to an emergency, attending an employer sponsored event or meeting with, or responding to, members of the public on matters of official business; and

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

BE IT FURTHER RESOVOED, that the Town Clerk is authorized and directed to certify the “Standard Work Day and Reporting Resolution” as presented to this Town Board.

SO MOVED: J. Baisley/W/Carlos

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

07:09-08 NOTIFICATION

**Springside Neighborhood Development-
Reaffirm Planning Board – SEQRA Lead
Agency**

NOTED BY TOWN BOARD

07:09-09 APPROVE

**Block Party – Conklin Street
To Be Held August 16, 2014**

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by Pam Kingsley to hold a block party on

Conklin Street between its intersection with Main Street and Lawson Street on August 16, 2014, from 2:00 PM to 10:00 PM, and does hereby authorize the Town of Poughkeepsie Police Department Traffic Division to close said street, but allowing access for emergency vehicles, from 2:00 PM to 10:00 PM; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive the “Open Container Law” in the event alcoholic beverages are to be served.

SO MOVED: W. Carlos/S. Krakower

Councilman Cifone: Channingville Road should not be on there. Just Main Street.

Motion made to remove Channingville Road: Deputy Supervisor Krakower/W. Carlos

CARRIED: 5-0

**ROLL CALL ON RESOLUTION: Ayes: Councilmen Baisley, Carlos, Cifone,
Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

07:09-10 APPROVE

**Block Party – Orchard Park
To Be Held July 26, 2014**

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by Colleen Flanagan to hold a block party on Orchard Park on July 26, 2014 with a rain date of July 27, 2014, from 12:00 noon to 11:30 PM, and does hereby authorize the Town of Poughkeepsie Police Department Traffic Division to close said street, but allowing access for emergency vehicles, from 12:00 noon to 11:30 PM; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive the “Open Container Law” in the event alcoholic beverages are to be served.

SO MOVED: M. Cifone/A. Shershin

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman
Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

07:09-11 AUTHORIZE

**Signs For The Hudson Valley Historical
Miniatures Guild Scale Modelers Society**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize William T. Donohue, on behalf of the Hudson Valley Historical Miniatures Guild Scale Modelers Society, to post ten (10) temporary signs fourteen (14) days prior to the event on October 18, 2014 at the Poughkeepsie Elks Club, and to set up five (5) directional signs on the day of the event, provided they are not sandwich board signs, with all signs to be retrieved within one (1) week following the event.

SO MOVED: A. Shershin/W. Carlos

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman
Shershin and Deputy Supervisor Krakower**

Nays: None

CARRIED: 5-0

07:09-12 AUTHORIZE SEQRA

**Country Club Sewer District SEQRA/
Map, Plan & Report Expenses**

RESOLUTION

At a regular meeting of the Town of Poughkeepsie, Dutchess County, New York, held at the Town Hall, in Poughkeepsie, New York, on the 9th day of July, 2014 at 7:00 o'clock PM, Prevailing Time.

The meeting was called to order by Deputy Supervisor Stephan Krakower and upon roll being called, the following were

PRESENT:

**Councilman Jon Jay Baisley
Councilman William Carlos
Councilman Michael Cifone
Councilman Stephan Krakower
Councilwoman Ann Shershin**

Absent:

**Supervisor Todd Tancredi
Councilman Joseph Conte**

The following Resolution was offered by Councilman Stephan Krakower, who moved its adoption, seconded by Councilman William Carlos, to wit:

RESOLUTION DATED JULY 9, 2014.

A RESOLUTION APPROPRIATING \$19,620 OF THE TOWN OF POUGHKEEPISE, DUTCHESS COUNTY, NEW YORK, TO PAY THE SEQRA COST RELATING TO A MAP, PLAN AND REPORT IN CONNECTION WITH THE PROPOSED INCREASE AND IMPROVEMENT OF FACILITIES OF THE COUNTRY CLUB SEWER DISTRICT.

WHEREAS, Section 202-b of the Town Law authorizes any town to prepare a map, plan and report, including an estimate of cost, in connection with the increase and improvement of the facilities of an existing improvement district; and

WHEREAS, it has been proposed to increase and improve the facilities of the Country Club Sewer District in the Town of Poughkeepsie, Dutchess County, New York (the "Sewer District"); and

WHEREAS, by Resolution 12:18 - #2 of 2013, this board authorized Morris Associates to prepare a map, plan and report at a cost not to exceed \$12,000; and

WHEREAS, it appears that an environmental review of this project under SEQRA is required; and

WHEREAS, it is now desired to further authorize and provide for the preparation, receipt and analysis of a required cultural resources/archeological study and a wetland delineation and endangered/threatened species evaluation in connection with the SEQRA review of this project; and

WHEREAS, it is now desired to appropriate monies of said Sewer District to pay the cost of the aforesaid preparation of a map, plan and report for said improvements to said Sewer District, and the SEAQRA review referred to above, in accordance with the provisions of Section 202-b of the Town Law; now therefore

BE IT RESOLVED, by the affirmative vote of not less than a majority of the total voting strength of the Town Board of the Town of Poughkeepsie, Dutchess County, New York, as follows:

Section 1. The appropriation of \$12,000 for the map, plan and report is hereby ratified, and there is hereby appropriated the additional total sum of \$7,620.00 of monies of the Country Club Sewer District in the Town of Poughkeepsie, Dutchess County, New York, to pay the cost of the aforesaid SEQRA review as it relates to the increase and improvement of facilities of such Sewer District in said Town, including in particular, a fee not to exceed \$3,620.00 payable to Black Drake Consulting for an archeological and cultural resources study

pursuant to its proposal, and a fee not to exceed \$4,000.00 payable to Ecological Solutions, LLC for a wetland delineation and endangered/threatened species habitat assessment per its proposal.

Section 2. In the event that such improvements shall be authorized pursuant to the provisions of Section 202-b of the Town law, the expenses incurred for the preparation of such map, plan and report and SEQRA review shall be deemed to be a part of the cost of the increase and improvement of such Sewer District. It is reasonably anticipated that such expenses shall be reimbursed from the issuance of serial bonds and/or bond anticipation notes in anticipation thereof.

Section 3. This resolution shall take effect immediately.

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

Councilman Baisley	VOTING Aye
Councilman Carlos	VOTING Aye
Councilman Conte	ABSENT
Councilman Cifone	VOTING Aye
Councilman Krakower	VOTING Aye
Councilwoman Shershin	VOTING Aye
Supervisor Tancredi	ABSENT

The resolution was thereupon declared duly adopted.

Document was certified by Town Clerk Salvatore on July 10, 2014.

07:09-13 SEQRA LEAD AGENCY

Country Club Sewer District

**AMENDED
RESOLUTION**

WHEREAS, the Town Board of the Town of Poughkeepsie has received a Short Environmental Assessment Form regarding the decommissioning of the Country Club Estates Sewer District Plant and the connection of the District to the Arlington Sewage Treatment Plan, as well as documentation regarding the financing of this project; and

WHEREAS, after review of the submittals and the description of the action the Town Board makes the following determinations:

- 1. That this project will require SEQRA review;**
- 2. That the proposed action is an Unlisted Action;**

3. That the following appear to be Involved Agencies: The Town Board, the Dutchess County Health Department, the New York State Department of Environmental Conservation, the New York State Department of Transportation, and the New York State Environmental Facilities Corporation;
4. That the Town Board wishes to assume Lead Agency status in connection with the SEQRA review of this project and hereby declares its intent to be the Lead Agency unless an objection is received from an involved agency within 30 days of the mailing of notice of such intent;
5. That the Town Board directs the Planning Department to circulate a Lead Agency coordination notice among the various Involved Agencies together with the Environmental Assessment Form.

SO MOVED: J. Baisley/W. Carlos

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

ENVIRONMENTAL ASSESSMENT FORM ATTACHED TO FINAL BOOK COPY

07:09-14 AUTHORIZE Arlington Fire Department Easements/Agreements

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie (the “Town” wishes to enter into a written agreement with the Arlington fire District (“AFD”) to formalize their agreement as to the design, construction and installation of certain drainage swale(s), catch-basins and related piping and other equipment (collectively, the “Drainage System”) deemed advisable to resolve certain drainage issues relating to water runoff emanating from Mountain View Road and traversing (i) certain property commonly known as 15 Mountain View Road, Poughkeepsie, Dutchess County, New York 12603 (Section 6261, Block 01 and Lot 172832) (the “Califano Property”) and owned by Joanna Ciampaglione and Joseph J. Califano (collectively, “Ciampaglione and Califano) and (ii) certain property commonly known as the Arlington Fire District – Station 1 Headquarters, 11 Burnett Boulevard, Poughkeepsie, Dutchess County, New York 12603 (Section 6261, Block 01 and Lot 155830) (the “AFD Property”) and owned by AFD; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve and authorize the execution of an Inter-Municipal Drainage Agreement (the “IMA”) with AFD, setting forth certain terms and conditions as to

the cost, reimbursement, liability and certain construction obligations with respect to the Drainage System, and in substantially the form attached hereto as Exhibit A, the execution of which is expressly subject to and conditioned upon (i) the Town's receipt and acceptance of (a) a drainage easement from Ciampaglione and Califano over the Califano Property (the "Califano Easement") in substantially the form attached hereto as Exhibit B and (b) a drainage easement from AFD over the AFD Property (the "AFD Easement"), in substantially the form attached hereto as Exhibit C, in each case for the purposes of constructing, installing and maintaining the Drainage System and (ii) the Town's entering into a separate agreement with Ciampaglione and Califano with respect to the repair of the driveway located on the Califano Property (the "C&C Agreement"), in substantially the form attached hereto as Exhibit D; and

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve and authorize the execution of the C&C Agreement and does hereby approve and authorize the acceptance of the Califano Easement and the AFD Easement, and

BE IT RESOLVED, that the execution of the IMA and the C&C Agreement is part of the ongoing administration of the Town's affairs, involving no change in policy which might adversely affect the environment, and it is a Type II Action for which no environmental review is required, and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute both the IMA and the C&C Agreement on behalf of the Town of Poughkeepsie.

SO MOVED: W. Carlos/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0

INTERMUNICIPAL DRAINAGE AGREEMENT WITH ARLINGTON FIRE DISTRICT ATTACHED TO FINAL BOOK COPY

07:09-15 AUTHORIZE

Key Bank Agreement

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie finds that it is in the best interest of the taxpayers of the Town to conservatively maximize the income earned on the Town's general fund monies; and

WHEREAS, the Town has a current banking relationship with Key Bank, NA; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor, or the Comptroller as his designee, to execute the applications, contracts, resolutions and other documents required to establish a Key Bank Capital Markets Account to invest in U.S. Treasury Bills and Notes, and other statutorily permitted New York municipal investments, which investments will be held in the name of the Town in a Key Bank Safe Keeping Account, all consistent with the provisions of General Municipal Law Section 11 and the other applicable statutes, laws and rules and regulations; and

BE IT FURTHER RESOLVED, the Town Board authorizes Supervisor Todd N. Tancredi and Comptroller James N. Wojtowicz to be the signatories on these accounts; and

BE IT FURTHER RESOLVED, that the execution of these documents involves ongoing Town administration which is a Type II Action requiring no SEQR review.

SO MOVED: M. Cifone/J. aisley

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

07:09-16 APPOINT

Margaret Kakish-Planning Board

REMOVED FROM AGENDA

07:09-17 RESCIND/APPOINT

Thomas W. Colgan-Water Department

RESOLUTION

WHEREAS, Thomas W. Colgan, by Resolution 10:17-#3 of 2012, was granted a provisional appointment to the position of Water Distribution System Operator – Grade D, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby rescind RESOLUTION 5:7 - #10 Of 2014 at the request of the County due to an error in the date of permanent hire noted previously, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Thomas W. Colgan as permanent Water Distribution System Operator – Grade D, pursuant to the notice from the Dutchess

County Department of Personnel, a copy of which is attached hereto, subject to a probationary period of not less than 8 nor more than 26 weeks per Civil Service Law, effective retroactively to April 11, 2014.

SO MOVED: A. Shershin/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None **CARRIED: 5-0**

07:09-18 RESCIND/APPOINT **James R. Normandin-Water Department**

RESOLUTION

WHEREAS, James R. Normandin, by Resolution 6:20-#SC 3 OF 2012, was granted a provisional appointment to the position of Water Distribution System Operator Grade D, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby rescind RESOLUTION 5:7-11 OF 2014 at the request of the County due to an error in the date of permanent hire noted previously, and

BE IT FURTHER RESOVLED, that the Town Board of the Town of Poughkeepsie does hereby appoint James R. Normandin as permanent Water Distribution System Operator-Grade D, pursuant to the notice from the Dutchess County Department of Personnel, a copy of which is attached hereto, subject to a probationary period of not less than 8 nor more than 26 weeks per Civil Service Law, effective retroactively to April 11, 2014.

SO MOVED: S. Krakower/A. Shershin

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None **CARRIED: 5-0**

07:09-19 SET DATE FOR **Property Maintenance – 107 East**
PUBLIC HEARING **Cedar Street**

RESOLUTION

WHEREAS, an order to Remedy, a copy of which is attached hereto, has been issued for property located at 107 East Cedar Street, 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 23rd day of July, 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 a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all garden waste, fallen tree limbs, cut and continue to cut the grass to a height not to exceed 6 inches, and maintain throughout the growing season so as not to 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: J. Baisley/W. Carlos

Sarah Davis, Town Zoning Administrator : I do have a contract today and I have a contract and he made restitution.

WITHDRAWN FROM AGENDA

07:09-20 SET DATE FOR Property Maintenance – 102 Creek Road

RESOLUTION

WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 102 Creek Road, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code; and

WHEREAS, said Orders to Remedy have not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 23rd day of July, 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 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, cut and continue to cut the grass to a height not to exceed 6 inches, and remove and remove and continue to remove all solid waste, debris and litter, 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: W. Carlos/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None **CARRIED: 5-0**

ORDER TO REMEDY VIOLATION ATTACHED TO FINAL BOOK COPY

07:09-21 SET DATE FOR

**Property Maintenance –
32 Lindbergh Place**

RESOLUTION

WHEREAS, an Order to Remedy, a copy of which is attached hereto, has been issued for property located at 32 Lindbergh Place, 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 23rd day of July, 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 a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all garden waste, fallen tree limbs, cut and continue to cut the grass to a height not to exceed 6 inches, and maintain throughout the growing season so as not to 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/A. Shershin

Deputy Supervisor Krakower: What ever happened to that Good Neighbor Law that Senator Gipson came in here and said that this would now make the banks responsible and make them good neighbors, etc. Did anything ever go anywhere with that?

Councilwoman Shershin: No. It's still in the Committee. Yes, they have two years to get it into the system.

Sarah Davis: Actually, this was cut when I went there today. But, there is no postings. I don't have any name. The neighbor has complained since the beginning and he was cutting it.

ADJOURNED TO FIRST MEETING IN AUGUST

07:09-22 SET DATE FOR

Property Maintenance – 83 Fairview Avenue

RESOLUTION

WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 83 Fairview Avenue, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code; and

WHEREAS, said Orders to Remedy have not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 23rd day of July, 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 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, cut and continue to cut the grass to a height not to exceed 6 inches, and remove and continue to remove all solid waste, debris and litter, 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: A. Shershin/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

ORDER TO REMEDY VIOLATION ATTACHED TO FINAL BOOK COPY

**07:09-23 SET DATE FOR
PUBLIC HEARING**

**Property Maintenance –
6 Alexander Blvd.**

RESOLUTION

WHEREAS, an Order to Remedy, a copy of which is attached hereto, has been issued for property located at 6 Alexander Boulevard, 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 23rd day of July, 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 a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all garden waste, fallen tree limbs, cut and continue to cut the grass to a height not to exceed 6 inches, and maintain throughout the growing season so as not to 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: S. Krakower/M. Cifone

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

ORDER TO REMEDY VIOLATION ATTACHED TO FINAL BOOK COPY

07:-09-24 SET DATE FOR PUBLIC HEARING Property Maintenance – 16 W. Dogwood Drive

RESOLUTION

WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 16 West Dogwood Drive, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code, and

WHEREAS, said Orders to Remedy have not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 23rd day of July, 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 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 remove and continue to remove all solid waste debris and litter, 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: J. Baisley/W. Carlos

Deputy Supervisor Krakower: I just want to thank Sarah Davis for the work she does, I've thanked her before, because prior to being the Zoning Administrator in the Town, a lot of this stuff, it just flew under the radar and was not addressed and I appreciate the work that you and appreciate the fact that you are out there all the time and that you are vigilant in making sure people follow just the basic rules we have and I think you do it fair. Thank you again, Sarah.

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman Shershin and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

ORDER TO REMEDY VIOLATION ATTACHED TO FINAL BOOK COPY

**07:09-24 SET DATE FOR
PUBLIC HEARING**

**Property Maintenance – 16 W. Dogwood
Drive**

07:09-25 NOTIFICATION

**The Following Claim Has Been Referred
To The Legal Department**

- 1. Donald Cramer v. Town**

REFERRED TO LEGAL DEPARTMENT

07:09-26 AUTHORIZE

Special Consents SC 1, SC 2 and SC 3

RESOLUTION

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

**1. SC 1: Set Date For
Public Hearing**

**Property Maintenance – 187 North
Grand Avenue**

2. SC 2: Appointment

**Karl Oysterman – Part Time Permanent
Court Attendant**

3. SC 3 Notification

**The Following Notice Of Claim Has
Been Referred By The Town Clerk To
The Legal Department
Wolven, Tom vs. Town**

BE IT FURTHER RESOLVED, upon the objection of any member of the Board, an item may be removed from the list and voted on separately.

SO MOVED: W. Carlos/M. Cifone

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman
Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

**07:09-SC 1 SET DATE FOR Property Maintenance – 187 North
Grand Avenue
RESOLUTION**

WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 187 North Grand Avenue, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code; and

WHEREAS, said Orders to Remedy have not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 23rd day of July, 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 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, cut and continue to cut the grass to a height not to exceed 6 inches, and remove and continue to remove all solid waste, debris and litter, 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. Baisley

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Cifone, And Councilwoman
Shershin and Deputy Supervisor Krakower
Nays: None CARRIED: 5-0**

ORDER TO REMEDY VIOLATION ATTACHED TO FINAL BOOK COPY

**07:09-SC 2 APPOINTMENT Karl Osterman – Part Time Permanent
Court Attendant**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Karl Osterman to the position of Permanent Part Time Court Attendant at the salary of \$15.15 per hour, effective immediately.,

SO MOVED: A. Shershin/M. Cifone

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

and Deputy Supervisor Krakower

Nays: None

CARRIED: 5-0

07:09-SC 3 NOTIFICATION

**The Following Notice Of Claim
has Been Referred By The Town
Clerk To The Legal Department**

Wolven, Tom vs. of Poughkeepsie

REFERRED TO LEGAL DEPARTMENT

Deputy Supervisor Krakower: Motion made to suspend the rules for public comments.

John McBride: For the second time in three years and in two different leagues, I've had to pull my son from his league because I have evidence his coach was using illegal drugs and the League President would not or could not remove the coach from the field. Two different League Presidents and the same response. I'm not going to name any names in telling you my story. No child should have to suffer through one of their parents being publicly named as a drug addict. Also, some of you on the Board know me and know that my family has been victimized over and over again by drug addicts over the past 20 or 25 years. I have more horror stories than any of you could imagine and I'm fed up with people that get themselves hopelessly addicted to drugs, cause physical, emotional and financial harm to friends, family and innocent people and then expect everyone to "Understand they have an illness and they can't control their actions". I'm also fed up with people in power who continue to give the drug addict the benefit of the doubt and leaving the law abiding victims to have to suffer at the hands of the drug addict and are left with no other choice than to endure the trauma or take the law in their own hands. These are Judges, lawguardians, or elected officials, counselors and yes, Little League organizers. Three years ago at my son's game, I noticed a friends ex-husband in the dugout with my son and I went to my friend and asked her what her ex was doing in there, I knew he was doing drugs. She said she didn't know and this was the first time she saw him with the team. My friend went to the coach and privately told him that the friend was a drug addict and the coach refused to listen. He has a long list of failed drug tests, orders of protection, a no contact order issued by a Family Court Judge for a year with his own children and the head coach still refused to listen. He said he was a volunteer and he needed the help. I was

outraged and confronted the Coach myself and I said I didn't want a drug addict coaching my son and the Head Coach told me that the man had a right to see his son and that people should give him a chance to redeem himself. The League President told me if I was unwilling to volunteer to help out in the dugout, then I had no right to criticize any other coach.

Mr. McBride went on to say that his son happened to break his arm that year and so he never got to go further with the complaint. He felt guilty for not following through with the complaint. He further had problems with a couple of other leagues for the same thing. The Presidents of the leagues continued to defend the Coaches. He suggested that the Town Board take action on these leagues. He stated he thought coaches should be subjected to drug testing each year. Making that the law would probably scare coaches away. "I see no alternative to that." He continued for some time with other incidents with the Ball Game Coaches.

"I'm here to tell you we have a problem with the way these complaints are addressed. I think the Town Board needs to take over on this."

Councilman Cifone: You gave us something to think about. We will discuss it and see what we can do.

Deputy Supervisor Krakower suggested that if he ever sees anything like that, report it to the Town Police. "I think the Town will look at it and see what we can do. I also asked the Town Attorney to take a look into this." They are using our fields, but we don't run the league, so we can look at what we are able to do and I'll ask the Town Attorney to take a look at it also.

Doreen Tignanelli: I'm glad that the Board didn't take any action on the LVS Subdivision because I was here at that meeting also and I don't know how anyone could have thought that the Board was in favor of what was presented and this has been going on for a very long, long time and I don't see what the difference is that for one month the Planning Board wasn't having a meeting and so, I'm glad to see that you are going to take another look at it and didn't just vote on it.

Susan Salem: I've lived in this area for 50 years. Had three children I brought up in these local schools and I have 10 Grandchildren and the more I find out about this drug problem with the coaches and Little League, something has got to be done. I don't know what the Town Board can do, but they are using our ball fields and I really feel that it has to be looked into by the Town, not just by this ball league. If they are having a problem with getting good people to volunteer, if these parents find out that there won't be a league, maybe they will step up and volunteer. I've heard from a law enforcement person say there is nothing they can do about something like that. What are we going to do, wait until something happens in our Town like what happened in Wappinger's where those three little boys were killed because these whacko drug dealers were trying to collect their money. We've got to do something. We just can't stand by and let this continue.

Greg Daw: I would like to read a very brief statement. I first appeared before the Town Board on September 19, 2013 regarding a major drainage problem on upper Hillis Terrace. I'm here this evening to ask the Board what has been done in the last ten months to address the problem. A lot has happened since I brought this matter to your attention last September. We continue to have flash floods in the Northeast and we just had the first major hurricane come up the east coast. The house behind me was just sold and I no longer have a place to pump the water that has been flooding my property for the past 35 years. In the last several months I discussed my drainage problem with two local contractors who both informed me they cannot do anything about my drainage problem until a storm drain system is developed by the Town of Poughkeepsie. One of the contractors even arranged a meeting at my home with Mr. Pfeifer in the Town Highway Department in May, who I have not heard from since. I would appreciate your comments on this matter.

Councilman Carlos: There is no drainage on the upper part. There is no basins, nothing.

Deputy Town Supervisor Krakower: It's a problem in certain areas of the Town and it goes back to when these projects were first built out and there is supposed to be a process where you would review them, engineers look at them. It amazes me where you have a subdivision built out with no drainage at all and it just boggles my mind as to how that's been approved. We, as a Town, have to go back and try to correct these things after the fact. The developers left town with the money stuffed in their pockets and its years later. Hopefully we tried to be more active with the newer developments that have come through, sometimes it works and sometimes it doesn't. One thing we've tried to do is add money to the Drainage Fund to be able to address these issues. We moved it from 20,000 up to \$100,000.00 last year, which isn't a lot in the grand scheme thing, but it helps to go a long way against dealing with these projects. One of the things is, these things didn't just occur yesterday, they are long standing and have developed over time. So, there has got to be some point in the process where we come up with a solution and then figure out whether we can pay for it. If we can't pay for it today, then we have to plan long term. I'm not aware where the Highway or Engineering Department is as far as figuring out a solution, but I know from my experience in my own Ward that the turnaround time in order to resolve these is fairly long because the Highway Department goes out to look at it, we have to have Engineering and sometimes the Water and Sewer Departments to go look at it and then to figure the impact on all their systems and the Engineering Department has to come up with a fix. In my Ward, there was a fix about 30 years in the making and they came up with a fix, but the State DOT wouldn't allow us to connect into their system without upgrading the entire system downstream and it was going to coast a million dollars to us and we needed easements and over the years we've collected easements. I don't know specifically where it is at this time.

Councilman Carlos The top of Hillis Terrace is like a big bowl. You have to go over a ridge to get into it. Once the water is there, it is clay. This man's house is at the bottom of the bowl. The only way, I don't know anything about engineering, you are going to have to put some kind of a big catch basin and a pump.. It's got to be pumped out of the hole. I don't know how much that costs or what the Engineer –

Deputy Town Supervisor Krakower: That's why we need either Don Beer or Sean to go out, or our Engineer to go out and come up with a plan and give us a cost and then from there figure out whether we can afford it. A lot of the problem is that a lot of these things aren't affordable when they are a multi-million dollar projects for houses or a portion of the Town it's not affordable, but sometimes if you keep going at it, it eventually will come around that the easement will be able to get done. But, these are not easy fixes, because they are not easy problems. So, if Marc Pfeifer went out there, my assumption is that he is working on it. I can check and see where that is at, but we do need Engineering to get involved, too, because they are the ones that come up with the dollar value and then if the plan to fix it doesn't match up with the money that we have, our only option is to sit and wait or look for grants. Then we have the grant writer look and see if there is anything available as far as grant money for these things and a lot of times the grant money isn't there and so it's not an easy fix and it may not happen in the near future, but the best we can do is to take a look at it and figure out what the solution is.

Councilman Carlos: What did your contractor say to you?

Gregory Daw: I had two contractors come to my home just in the last several months. The first is an excavation and construction contractor. He thought that a viable alternative would be to put some sort of retention system on my property and a pumping system, but he says there is no place to pump it to. He said and he told Mr. Pfeifer, he has no choice but to pump it in the street. Marc Pfeifer said that you can't pump it into the street. My contractor said that "If he doesn't pump it into the street he is going to lose his home." I've been under water hundreds of times. This area was developed 55 years ago. The rest of Hillis Terrace over the hill, there is storm drains or dry wells all the way out to Vassar Road and all over the Town of Poughkeepsie but not on the upper circle. It's not a cul-de-sac, it's a large circle with 22 homes on it. When I first brought this up with the Board last September, Mr. Tancredi said that he would meet with the Engineering Department to see what the recommendations were. Long before I came to this meeting last September, I invited the Engineering Department to come out to my home. Sean Crimmins came out to my home in July of last year, a year ago, he walked around my house and the neighborhood. He took pictures and notes and then he disappeared. I've reached out to everyone in the Town of Poughkeepsie over many years to try to get some solution to this problem and everyone has turned their backs on me. I'm out of time now. I have no place to pump the water. The storms are coming up the coast. The neighborhood and my home is getting flooded. I can't tolerate it any more. I'm going to have no choice but to pump it into the street and we are talking thousands of gallons.

Deputy Town Supervisor Krakower: The trouble with pumping it into the street is it then gets into your next door neighbors yard or property and something like that is not an individual issue, it is then a Town issue because when you have a number of people who have a drainage issue, that is part of the reason the Town exists and the Town has to look at it and make a decision. If Marc Pfeifer has been out there and Sean has been out there, my guess is that there is some sort of plan or idea in process as to what needs to be done to fix it. Someone just hasn't communicated that back to you. But, we will make sure what the answer is and communicate it back to you. The answer may be that we can't fix it right now.

Greg Daw: It's fixable. Dollarize things.

Deputy Town Supervisor Krakower: Dollarize things is based on the reality of we have to tax people to do these things and your reality is, if your fix is a \$10 million fix, we can't tax people to fix that. All I am telling you is we have to figure out if we have the money in our budget.

Councilman Carlos: You said your contractor said some kind of a catch basin or a way to hold the water and then you pump it out. You are looking for a place to pump it to? (Yes) The answer to that question was, when I asked about it, "Because of the topography of that whole community, the upper circle, the only solution is to pump it over that ridge line and into the water system that goes down Hillis Terrace.

Greg Daw: That's an obvious choice. There are other possibilities, one that was mentioned to me was to pump it into the power lines that Central Hudson has a right of way on two doors down from me. They are pumping some of my neighbors into the Central Hudson area now. (Mr. Daw continued a few minutes longer with his plea and then asked that someone from the Town please get back to him with some kind of an answer.)

Councilman Carlos stated that he would get back to him on this issue.

Cliff Lawby: Mr. Lawby `spoke on the Little League Baseball problem and was urging the Board to make sure something is done about this problem.

Deputy Supervisor Krakower assured him that they were going to look into it and get back to them regarding it. He stated they are making every effort to make sure the problem is addressed and they are concerned and will try and get back to him as soon as possible on the issue.

Motion made to adjourn the meeting: Deputy Supervisor Krakower/W. Carlos

MEETING ADJOURNED AT 8:53 PM

FS:lkm