

**MINUTES OF REGULAR TOWN BOARD MEETING
HELD ON JULY 23, 2014 AT 7:00 PM AT TOWN HALL,
ONE OVEROCKER 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

Motion made to open Public Hearing #1: Supervisor Tancredi/M. Cifone

CARRIED: 6-0

Sarah Davis, Zoning Administrator: I haven't heard from anyone on this. This is actually something that should have been last fall.

NO SPEAKERS CAME FORWARD

Motion made to close Public Hearing: Supervisor Tancredi/W. Carlos

CARRIED: 6-0

07:23-01 PUBLIC HEARING

**6 Alexander Blvd. – Property
Maintenance**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 23, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled "Property Maintenance", does hereby determine that said property located at 6 Alexander Boulevard, Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6159-04-920477, owned by Nicholas L. Mazzioto & John Gisiano, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on July 10, 2014 and published in the Poughkeepsie Journal on July 12, 2014; and

BE IT FURTHER RESOLVED, that said determination is based on the presentation and report submitted at the public hearing by the Town of Poughkeepsie Zoning Administrator; and

BE IT FURTHER RESOLVED, that said owners of 6 Alexander Boulevard have not complied with the Orders to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the removal of all garden waste, fallen tree limbs and shall cut and continue to cut the grass to a height not to exceed 6 inches, and any continued maintenance thereafter if the premises continues not to be properly maintained; and

BE IT FURTHER RESOLVED, that the charges shall be sent to the registered owners of said property for reimbursement; and

BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (30) days of the bill, said charges shall be added to the next state, county and town tax bill pursuant to the provisions of Section 159-13 of the Town Code and shall become a lien against the property and filed with the Dutchess County Clerk and the Dutchess County Commissioner of Finance; and

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to cut and continue to cut the grass to a height not to exceed 6 inches and to remove and continue to remove all garden waste and fallen tree limbs.

SO MOVED: J. Baisley/W. Carlos

**Motion made to close this Public Hearing: Supervisor Tancredi/J. Baisley
CARRIED 6-0**

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

PHOTO ATTACHED TO FINAL BOOK COPY

**Motion was made to open Public Hearing #2: Supervisor Tancredi/Councilwoman Shershin
CARRIED: 6-0**

**07:23-02 PUBLIC HEARING 102 Creek Road – Property
Maintenance**

Sarah Davis: I was able to contact the woman’s Power of Attorney and she has arranged for cutting and it has been cut once already. So, you can withdraw this Resolution.

Motion made to close Public Hearing #2 as it was satisfied and so no action taken.

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

CARRIED: 6-0

**RESOLUTION WITHDRAWN
DUE TO COMPLIANCE**

**Motion was made to open Public Hearing #3: Supervisor Tancredi/Councilman
Cifone**

CARRIED: 6-0

07:23-03 PUBLIC HEARING

**16 West Dogwood – Property
Maintenance**

**Sarah Davis: Actually they have changed maintenance companies and another one
has come forward and I've spoke to them today and the lawn has been cut and I also
asked them to fix the fence and remove the mail box and they have scheduled it for
cutting every two weeks. I'm satisfied with that arrangement.**

**Motion made to close Public Hearing # 3 and withdraw the resolution.
Supervisor Tancredi/M. Cifone**

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

CARRIED: 6-0

**RESOLUTION WAS WITHDRAWN
DUE TO COMPLIANCE**

Motion made to open Public Hearing #4: Supervisor Tancredi/A. Shershin

CARRIED: 6-0

Sarah Davis: This one has not been touched.

**Councilman Cifone: There hasn't been any response at all? No calls, no letters?
(NO)**

Motion made to close Public Hearing: Supervisor Tancredi/M. Cifone

CARRIED: 6-0

07:23-04 PUBLIC HEARING

**83 Fairview Avenue – Property
Maintenance**

RESOLUTION

BE IT RESOLVED, that Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 23, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled “Property Maintenance”, does hereby determine that said property located at 83 Fairview Avenue, Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-09-235679, owned by Federal Home Loan Mortgage Corp., is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on July 10, 2014 and published in the Poughkeepsie Journal on July 12, 2014; and

BE IT FURTHER RESOLVED, that said determination is based on the presentation and report submitted at the public hearing by the Town of Poughkeepsie Zoning Administrator; and

BE IT FURTHER RESOLVED, that said owner of 83 Fairview Avenue has not complied with the Orders to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the removal of all solid waste, debris, litter, garden waste, fallen tree limbs and shall cut and continue to cut the grass to a height not to exceed 6 inches, and any continued maintenance thereafter if the premises continues not to be properly maintained; and

BE IT FURTHER RESOLVED, that the charges shall be sent to the registered owners of said property for reimbursement; and

BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (30) days of the bill, said charges shall be added to the next state, county and town tax bill pursuant to the provisions of Section 159-13 of the Town Code and shall become a lien against the property and filed with the Dutchess County Clerk and the Dutchess County Commissioner of Finance; and

BE IT FURTHER RESOLVED, that the Highway department or an appointed contractor is authorized to cut and continue to cut the grass to a height not to exceed 6 inches and to remove and continue to remove all garden waste and fallen tree limbs, solid waste, debris and litter.

SO MOVED: W. Carlos/M. Cifone

Motion made to close Public Hearing #4: Supervisor Tancredi/M. Cifone

CARRIED: 6-0

ROLL CALL: Ayes: Councilman Baisley, Carlos, Cifone, Krakower and Councilwoman Shershin and Supervisor Tancredi.

Nays: None

CARRIED: 6-0

Motion made to suspend the rules for Public Speaking on Agenda #5: Supervisor Tancredi/M. Cifone

Joe Armstrong: This is not about the property. My statement is, I'm glad to see there have been some positive results on a couple of them being taken care of. I'm still disturbed of the fact that the banks that own these properties are not being forced to take care of them. Our money is going out to pay for this to be done and I understand it is still going through the process and somewhere down the road we may get some of the money back. When that is, who knows. When the property is sold. That could be a long time. I just don't think we should be the ones responsible for this.

Sarah Davis: This hasn't been cut. There was a maintenance company last year.

Supervisor Tancredi: So, last year it was maintained, but this year it is not. (Right) Too bad, it's a nice little house.

07:23-05 PUBLIC HEARING

187 No. Grand Avenue – Property Maintenance

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on July 23, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled "Property Maintenance", does hereby determine that said property located at 187 North Grand Avenue, Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-16-810359, owned by Brian J. Apollonio, is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on July 10, 2014 and published in the Poughkeepsie Journal on July 12, 2014; and

BE IT FURTHER RESOLVED, that said determination is based on the presentation and report submitted at the public hearing by the Town of Poughkeepsie Zoning Administrator; and

BE IT FURTHER RESOLVED, that said owner of 187 North Grand Avenue has not complied with the Orders to Remedy; and

BE IT FURTHER RESOLVED, that the Town shall cause the removal of all solid waste, debris, litter, garden waste, fallen tree limbs and shall cut and continue to cut the grass to a height not to exceed 6 inches, and any continued maintenance thereafter if the premises continues not to be properly maintained; and

BE IT FURTHER RESOLVED, that the charges shall be sent to the registered owners of said property for reimbursement; and

BE IT FURTHER RESOLVED, that if said costs and disbursements are not reimbursed within thirty (30) days of the bill, said charges shall be added to the next state, county and town tax bill pursuant to the provisions of Section 159-13 of the Town Code and shall become a lien against the property and filed with the Dutchess County Clerk and the Dutchess County Commissioner of Finance; and

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to cut and continue to cut the grass to a height not to exceed 6 inches and to remove and continue to remove all garden waste and fallen tree limbs, solid waste, debris and litter.

SO MOVED: M. Cifone/S. Krakower

ROLL CALL: Ayes: Councilman Baisley, Carlos, Cifone, Krakower and Councilwoman Shershin and Supervisor Tancredi.

Nays: None

CARRIED: 6-0

Motion made to close this Public Hearing: Supervisor Tancredi/ S. Shershin

CARRIED: 6-0

Motion made to open Public Hearing: Supervisor Tancredi: J. Baisley

CARRIED: 6-0

NO SPEAKERS CAME FORWARD

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

CARRIED: 6-0

07:23-06 PUBLIC HEARING

**Vehicle For Hire – Code
Amendment Joint/Town City**

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to public hearings held on May 7, 2014, June 4, 2014, June 18, 2014 and July 23, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend Town Code Chapter 198, entitled “Vehicles for Hire”, which amendment is as follows, with those words underlined to be added, and those words stricken to be deleted:

SEE ATTACHMENT

AND BE IT FURTHER ENACTED, that the Town Board does hereby waive the verbatim reading and does direct that said amendment be spread across the record as if it, in fact, had been read verbatim; and

BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on April 18, 2014 and published in the Poughkeepsie Journal on April 23, 2014; and

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

SO MOVED: S. Krakower/M. Cifone

Councilman Carlos: There was a lot of work done on this revision. I need to thank publicly Councilwoman Shershin, Chief, Captain Spero, Sgt. Jicha, Craig Wallace and the Attorney for the Town. We had two meetings and went line by line, word by word through it and it is confusing when you read it the way it was presented. While everybody is not 100% thrilled with it, no one could raise an objection that we should delay going further with it. It has to do with authority and power granted to the Chief of Police and this section speaks about the City Chief and the Town Chief and we are assuming that when the law reads Chief of Police, it could be either/or and there was some concern that it was not specifically set out, but it's not enough to not go forward.

Supervisor Tancredi: We appreciate all the work on everyone's behalf.

Councilman Cifone: Is there a rate in here at all, because on one page here, the fee for waiting for passengers, but there was no given rate.

Supervisor Tancredi: Did you say the rate?

Councilman Baisley: There is no rate in here. But it says in here, if a taxi waits for more than five minutes for a passenger's request, there may be a charge of \$1.00 for every five minutes, that's \$12 an hour. No one is going to sit in a cab for \$12. That makes no sense. That was something that was definitely overlooked. You see cabs going by and they say they charge \$5.00 for the first 5 minutes. So someone should check in and see what that is. You can always come back and change it.

Councilman Carlos: Of the changes that were given to us, rates were not in it.

Supervisor Tancredi: In reality, I don't know how long they wait. If they sit there and beep twelve times, they move on. We will definitely take note of it.

ROLL CALL: Ayes: Councilman Baisley, Carlos, Cifone, Krakower and Councilwoman Shershin and Supervisor Tancredi.

Nays: None

CARRIED: 6-0

Motion made to close the Public Hearing; Supervisor Tancredi/J. Baisley

CARRIED: 6-0

ROLL CALL: Ayes: Councilman Baisley, Carlos, Cifone, Krakower and Councilwoman Shershin and Supervisor Tancredi.

Nays: None

CARRIED: 6-0

07:23-07 PUBLIC HEARING/ADJOURNMENT "Nuisance Parties"

Supervisor Tancredi: Public Hearing #7 is being adjourned. This is the Nuisance Party Public Hearing. The Poughkeepsie Journal made a mistake and didn't get it published in time after they promised it would be in the paper and so we are going to have that at the first meeting in August.

Town Attorney Nelson: This is to notice the Public Hearing for the 6th of August and on this you have to re-notice it.

Supervisor Tancredi: Oh I see. So it's just an agenda item, it's not a Public Hearing. So, we will have this as an agenda item and just re-schedule the Public Hearing.

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

CARRIED: 6-0

Doreen Tignanelli: I have a question about Special Consent item SC 2, No Parking on Boardman Road. That's usually in response to a problem and so Todd; can you elaborate on what that problem could be?

Supervisor Tancredi: No, I can not, but I will let Councilwoman Shershin do that.

Councilwoman Shershin: Yes, there was an incident in the past with people parking on the "S" curve to pick up their students, but I guess that has resolved itself better, but they had one incident where they had a game where they had people park on the street and it was very difficult for cars to get around and so it's to limit parking on Boardman from almost up to where the library is to the Town/City line on both sides.

Supervisor Tancredi: What about, Arbor Court could be an issue.

Councilwoman Shershin: We didn't include Arbor Court. We did include just a little bit of the original Boardman Road up to where Coachlight comes in.

Councilman Krakower: So, when they have a sporting event, some overflow parking parks along that street along Boardman Road?

Councilwoman Shershin: No, actually the overflow parking is they are parking up where Hudson Valley Credit Union lets them park up there a lot.

Councilman Krakower; So, this is not allowing parking on Boardman Road?

Councilwoman Shershin; This no parking on Boardman Road at any time.

Councilman Krakower: There are no houses on Boardman, right?

Councilwoman Shershin: No, there are no houses except in that strip.

Councilman Krakower: So, they are parking to the point people can't get past?

Councilwoman Shershin: Yes, Sgt. Jicha was concerned about parking to the point where, especially when they had games and events there.

Doreen Tignanelli: This was brought up at a Planning Board Meeting, but a lot of times concerns are not listened to.

Councilman Krakower: But, we are talking about a road with no houses on it, so it's not impacting people.

Councilman Baisley: No, but it sounds like a safety issue, an "S" curve on the curve.

Councilwoman Shershin: It's further than that, it goes up as far as the library.

Councilman Krakower: I think where there is a safety issue with the “S” curve, yes, we should probably keep people from parking there, but the rest of Boardman, if there is no houses there. People park on public streets, to me it’s not crazy if they have a sporting event, it’s not the worst thing in the world if people are parking their cars on Boardman Road if it’s not impacting the “S” curve or not impacting any residence, I’m not sure why.

Supervisor Tancredi: Are we going to restrict on both sides of the street? (Yes) Because I can see, based on what you are saying, restricting one side, but allow access on the other.

Doreen Tignanelli: But, people jog sometimes on that road and since Lourdes doesn’t let them park in their parking lot anymore, sometimes people just pull over on the side of the road and then jog through Boardman. Now, I guess, they won’t be able to park there either.

Councilman Krakower: I don’t see the reason to shut down the entire length of Boardman Road for anyone to park. It clearly makes it more difficult for Lourdes but, is there really a need for that?

Doreen Tignanelli: Yes, I would like more information on this.

Councilman Carlos: Did you say this was discussed at a Planning Board Meeting?

Councilwoman Shershin: Well, when the Lourdes Field was before the Planning Board I believe there were people who brought up issues about potentially people parking outside of the approved parking area near the Lourdes parking lot.

Supervisor Tancredi: The only thing I would suggest and then I’ll leave it up to you on how you want to handle it, maybe we ought to look at restricting parking on the east side of Boardman and allow people to park on the Lourdes side. And if it’s not a long period of time, if they were parking there before, people working at the school or something like that, like all day or all night, that’s one thing, but if there for specific events, to me it seems like it---

Councilwoman Shershin: Well, I was told it was very difficult for traffic to go down Boardman at all when they were parking on both sides of the street. It became very congested and it was difficult to get cars through and also when letting people out of the event it became very difficult for them to empty out the parking lots.

Councilman Krakower: But, aren’t we overshooting the runway by shutting it down completely on both sides of the street?

Councilwoman Shershin: Well, I’ll talk to Sgt. Jicha again.

Supervisor Tancredi: Well, ok, it's on Special Consent again and so think about it as we work through the meeting and if you want to delay it until the first meeting in August, we can do that.

Robert Rubin: I would just like to pay complements for what I consider exemplary professionalism I experienced recently with the Assessor's Department, Kathy Tabor's Department, and I want to pay the same respects to Mark Pfeifer and the Highway Department because on tonight's agenda there is an item that we've been working on collectively for probably a little over a year now and I wanted to say "Thank you" to both of those Departments.

Motion made to close the public comment period. Supervisor Tancredi/J. Baisley

CARRIED; 6-0

**07:23-07 PUBLIC HEARING/
ADJOURNMENT**

**"Nuisance Parties"
PUBLIC HEARING TO
BE HELD AUGUST 6, 2014**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby adjourn the date for a public hearing to consider the adoption of Chapter 144 entitled "Nuisance Parties" from July 23, 2014 to August 6, 2014 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York, as and for the time, date and place, and

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

BE IT FURTHER RESOLVED, the Town Board of the Town of Poughkeepsie does determine that said action is a Type II action for the purposes of the New York State Environmental Quality Review Act pursuant to 6 NYCRR Section 617.5(20) & (27) and therefore no environmental review is required; and

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

SO MOVED: A. Shershin/J. Baisley

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

Nays: None

CARRIED: 6-0

AMENDMENT ATTACHED TO FINAL BOOK COPY

07:23-08 BID AWARD

Highway Truck Equipment

**AMENDED
RESOLUTION**

WHEREAS, The Town of Poughkeepsie, having received a Dutchess County Shared Services Grant of \$357,000 with the Town of Hyde Park, \$287,000 of which is for the Town of Poughkeepsie, for snow control equipment, and the Town of Poughkeepsie Highway Superintendent having reviewed the items available on the New York State Bid List, and having solicited bids for snow control equipment which were opened on June 23, 2014 at the Office of the Superintendent of Highways, now therefore,

BE IT RESOLVED, the Town of Poughkeepsie Town Board awards equipment contracts to Amthor Welding of \$39,904, to Reed Systems, Inc. of \$416,200, to Hudson River Truck of \$320,177, and to Navister, Inc. of \$646,782, as detailed on Exhibit A hereto, which contracts shall be in a form acceptable to the Attorney for the Town, and

BE IT FURTHER RESOLVED, that this equipment purchase is a Type II Action requiring no SEQR Review.

SO MOVED: Supervisor Tancredi/S. Krakower

Supervisor Tancredi: I would just like to thank Jim and Marc for working on this. All of this equipment is for Highway trucks, salters, sanders and part of it is going to be through our shared services grant. Mark worked with the Town Board and with me last year in delaying leasing of new equipment, the lease was due, but our economy the way it was we delayed it a year. The rest of the purchases that aren't part of the grant are in the Budget, and actually the rate this year is going to be better than the previous rate we had at our last lease. What is it, a six year lease? (Yes) The rate this year is going to be better. The amount is a little less than last time and so it should be pretty much a wash in terms of the budget and I think it's a good deal, good job and especially based on last winter, we need this equipment.

Marc Pfeifer, Highway Department: It's a little confusing bid, because it retrofits our older trucks to newer equipment and we're getting six new trucks and it works very well.

Councilman Krakower praised the Highway Department as well.

The ones we are replacing are ten years older and better and the life of that snow plow in ten years it saves us time.

Supervisor Tancredi: Yes, they've had their use.

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

EXHIBIT A ATTACHED TO FINAL BOOK COPY

07:23-09 ADOPT Current & Adjusted Base Proportions

RESOLUTION

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

	H	NH
Town	51.61485	48.38515
Town outside village	49.16248	50.83752
Consolidate Light	52.88143	47.11857
Spackenkill School	47.48838	52.51162
Arlington school	62.94375	37.05625
Wappingers School	59.73309	40.26691

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

	H	NH
Town	51.78253	48.21747
Town outside village	49.99951	50.00049
Consolidated Light	53.32259	46.67741
Spackenkill School	47.34580	52.65420
Arlington School	53.24608	36.75392
Wappingers School	59.49032	40.50968

SO MOVED: J. Baisley/W. Carlos

Councilman Krakower: Is the Spackenkill, the shift toward non-homestead this year? Is that because the residential values decreased at a faster rate over there?

Kathleen Taber, Assessor: It's because the Homestead went down this year. They have less of a share. Commercial still is picking up more of the share. The rates are going to increase for commercial because, I usually don't just lower the commercial,

we are just kind of –you come in, you talk to me, give me what I need and we will look at it.

Councilman Krakower: So, the top numbers are what they are and the bottom numbers are what you have adjusted them to.

Kathleen Taber: The bottom numbers on there are what are to be used for the Levy. The adjusted.

Councilman Krakower: Ok, the top numbers are exactly what the numbers are coming at?

Kathleen Taber: Yes, it's looking at last year's numbers.

Supervisor Tancredi: It's an average, you told me and when we were talking with the Comptroller, Townwide you thought housing values were down about 5%.

Kathleen Taber: Right. I did check into this year, we had, because of probably sales, lack of people, were very diligent about removing any exemptions on any of the properties that if they are not living there, they are not entitled to it. We have seen a decrease in the amount of veterans in the Town and so the Town gives a big exemption amount for the veterans and last year we had for Town purposes, we had 848 veterans, this year we were down to 333. So, that is one reason that I am doing the second set of numbers for adjusted base proportions. It uses taxable value and that also helped when we were talking about the shift to the residence. That's what happened.

Councilman Krakower praised the Assessor's office for being extremely knowledgeable and helpful and his constituents also praises that Department.

Kathleen Taber: Well, we try. It's tough when everyone is complaining about taxes. Thank you.

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

07:23-10A ACCEPT

Utility Easements & Right of Way

A. Perry & Mable Albano

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Grant of Utility Easement and Right of Way from Perry and

Mable Albano at 82 Sutton Park Road, Poughkeepsie, NY to the Town of Poughkeepsie, copies of which are attached; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to record the Easement and any supporting recording documents in the Dutchess County Clerk's Office.

SO MOVED: W. Carlos/S. Krakower

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

**GRANT OF UTILITY EASEMENT AND RIGHT OF WAY ATTACHED
TO FINAL BOOK COPY**

07:23-10B ACCEPT Utility Easements & Right of Way

B. Gary S. Morano

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Grant of Utility Easement and Right of Way from Gary S. Morano at 84 Sutton Park Road, Poughkeepsie, NY to the Town of Poughkeepsie, copies of which are attached; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to record the Easement and any supporting recording documents in the Dutchess County Clerk's Office.

SO MOVED: W. Carlos/M. Cifone

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

**GRANT OF UTILITY EASEMENT AND RIGHT OF WAY
ATTACHED TO FINAL BOOK COPY**

07:23-10C ACCEPT Utility Easements & Right of Way

C. Eli & Linda Sloves

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Grant of Utility Easement and Right of Way from Eli and Linda Sloves at 6 Drum Court, Poughkeepsie, NY to the Town of Poughkeepsie, copies of which are attached; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to record the Easement and any supporting recording documents in the Dutchess County Clerk's Office.

SO MOVED: W. Carlos/M. Cifone

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

**GRANT OF UTILITY EASEMENT AND RIGHT OF WAY ATTACHED
TO FINAL BOOK COPY**

**07:23-11 APPROVE Block Party – Conklin Street
Change of Date**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby rescind Resolution 07:09-09 of 2014; and

BE IT FURTHER RESOLVED, that 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 23, 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: M. Cifone/J. Baisley

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

**07:23-12 APPROVE Fireworks – Marist College Block Party
September 1, 2014**

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Marist College to include a firework display at their Block Party to be held on Monday, September 1, 2014; and

WHEREAS, the applicant has notified the Fairview Fire Department; and

WHEREAS, a Certificate of Liability Insurance has been filed with the Town Clerk naming the Town of Poughkeepsie as an additional insured; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for a fireworks display to be held on Monday, September 1, 2014, at approximately 9:00 PM on Marist College Campus at the end of Fulton Street, Poughkeepsie, NY.

SO MOVED: S. Krakower/M. Cifone

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

Nays: None

CARRIED: 6-0

07:23-13 APPROVE

Fireworks – Marist College
Football Game September 13, 2014

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Marist College to include a firework display at their football game to be held on Saturday, September 13, 2014; and

WHEREAS, the applicant has notified the Fairview Fire Department; and

WHEREAS, a Certificate of Liability Insurance has been filed with the Town Clerk naming the Town of Poughkeepsie as an additional insured; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for a fireworks display to be held on Saturday, September 13, 2014, at approximately 9:00 PM on Marist College Baseball Field, 290 North Road, Poughkeepsie, NY.

SO MOVED: A. Shershin/M. Cifone

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

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

07:23-14 NOTIFICATION

Liquor License Renewal

- 1. Coyote Grill**
- 2. Marco's Pizza**

NOTED BY TOWN BOARD

07:23-15 ACCEPT

Town Board Minutes

Town Board Meeting June 4, 2014

Committee of Whole June 11, 2014

Town Board Meeting June 18, 2014

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2014 Town Board/Committee of the Whole Meetings, to wit:

June 4, 2014

June 11, 2014

June 18, 2014

SO MOVED: Supervisor Tancredi/J. Baisley

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

Nays: None

CARRIED: 6-0

07:23-16 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:

- | | |
|---------------------------------------|--|
| 1. Appoint | Eric Lamoree – Temporary Full Time Police Assistant |
| 2. Set Date For Public Hearing | Vehicle & Traffic – no parking – Boardman Road |
| 3. Authorize | Justice Court Personnel change |

- 4. Authorize Supervisor to determine breach of contract/terminate
- 5. Approve Half Moon Walk-Marist College campus road name
- 6. Notification Liquor License – BurgerFi

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

SO MOVED: J. Baisley/W. Carlos

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

07:23-SC 1 APPOINT Eric Lamoree – Temporary Full Time Police Assistant

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Eric Lamoree as a Temporary Full Time Police Assistant for 90 days at his current salary, effective August 1, 2014; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute and file all documentation required by the Dutchess County Department of Human Resources in connection with this appointment.

SO MOVED: W. Carlos/M. Cifone

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

07:23-SC 2 SET DATE FOR Vehicle & Traffic – No Parking – Boardman Road

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 20th day of August, 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 "Vehicles and Traffic", specifically Section 195-48. Schedule XIII: "Parking Prohibited at all Times", which amendment would be as follows:

ADD: Section 195-48. Schedule XIII: "Parking Prohibited at all Times":

NAME OF STREET	SIDE	LOCATION
Boardman Road	East/West	From the intersection with Zack's Way, (at Town/City line), South approximately 3,168 feet
"Old" Boardman Road	North/South	From the intersection with Zack's Way, East 200 feet to the intersection with Coachlight Drive

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 become effective immediately upon filing with the Secretary of State.

**ADJOURNED TO NEXT TOWN BOARD MEETING
AWAITING FURTHER INFORMATION
TO BE HELD AUGUST 6TH, 2014**

07:23-SC 3 AUTHORIZE

Justice Court Personnel Change

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the following temporary personnel/compensation changes, which shall become effective August 18, 2014 and shall remain in effect through December 31, 2014:

Appoint Typist Colleen Keith to the position of Clerk to Justice Paul L. Banner, at a salary of \$22.00 per hour;

Pay Barbara Bahl, Clerk to Justice Paul O. Sullivan, an additional \$1.00 per hour to compensate her for the extra work involved in training Colleen Keith and Sarah Hoch in the duties of Clerk to the Justice; and

Increase the compensation of Typist Sarah Hock by \$1.57 per hour for all out-of-title work performed that was previously performed by Colleen Keith.

SO MOVED: M. Cifone/S. Krakower

Councilman Krakower complimented the Justice Court and the Typists at the Court.

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

**07:23-SC 4 AUTHORIZE Supervisor To Determine Breach Of
Contract/Terminate**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie hereby authorizes the Town Supervisor to determine whether Franklin Rauch is in breach of his contract with the Town for the mowing of Town Buildings, and in the event it is determined by the Supervisor that the contract has been breached, to terminate said contract, and otherwise protect the interests of the Town, *including the right to award the balance of the contract to the next available low bidder.

**Dated: July 23, 2014
Moved: Councilwoman Shershin
Seconded: Councilman Krakower**

Supervisor Tancredi: Our attorney has given us an amendment and so I would like to read the amendment: See above *

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

- Amendment – moved by Supervisor Tancredi, seconded by Stephan Krakower**

**07:23-SC 5 APPROVE Half Moon Walk – Marist College
Campus Road Name CARRIED: 6-0**

RESOLUTION

WHEREAS, Dutchess County Real Property Tax has received a request by Marist College to rename Literary Walk on the Marist College campus, which was authorized by the Town of Poughkeepsie Town Board as part of RESOLUTION 12:18-#11 of 2013, to Half Moon Walk; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve, subject to owner's compliance with all Planning Board conditions, the road name:

HALF MOON WALK,

For the Marist College campus; and

BE IT FURTHER RESOLVED, that upon adoption of this resolution and after compliance with all conditions, said resolution shall be sent to the 911 Facilities for Dutchess County by the Town Clerk of the Town of Poughkeepsie.

SO MOVED: Supervisor Tancredi/S. Krakower

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

Nays: None

CARRIED: 6-0

07:23-SC 6 NOTIFICATION

Liquor License-BurgerFi

NOTED BY TOWN BOARD

Motion made to suspend the rules for Public speaking: Supervisor Tancredi/W. Carlos

CARRIED: 6-0

Doreen Tignanelli: I have a question for the Supervisor. You were checking into something for me about the Poughkeepsie Day School planting.

Supervisor Tancredi: Yes, Planning is looking into, what I know, at this point it seems like they are in compliance with SWIP. It doesn't seem like there are a lot of wildflowers over there, but I haven't gotten a written statement, but it looks like they will be in compliance with SWIP and the project is going to be closed out. But I just haven't gotten it in writing yet.

Doreen Tignanelli: So, they did the required planting?

Supervisor Tancredi: They did a wildflower mix evidently. Whether it came up or not, I don't know. But, there doesn't seem to be a concern. The major concern over

there seems to be a drainage issue that has been addressed and taken care of and I think the feeling is among the Planning staff and Engineering staff that what did come up with the adequate rain and the seasons that it will be the wild pasture that it once was.

Doreen Tignanelli: Ok, again, my concern was that the amended SWIP did say that they had to plant that and so my question was whether it was planted.

Supervisor Tancredi: That I don't know, all I'm telling you is, I don't think there is going to be any requirement of the Town to make them plant wildflowers out there that otherwise haven't been planted. I know I don't have that in writing, I just knew you would be looking for an answer and so I wanted to give you as much of an update as I have. What I've been told is the job is in compliance and they don't feel that it's meeting all SWIP requirements and otherwise in terms of the design and the work that is done.

Doreen Tignanelli: Well it's curious because the amended SWIP did call for that so somebody approved it, and must have approved it for a reason and now it seems they could potentially not be adhering to that.

Supervisor Tancredi: Well, when I get something in writing, I will definitely pass it on to you.

Doreen Tignanelli: The issue was that they exceeded the limits of disturbance. There was that whole pond and then they brought the rock in and as of last August they said they had shrubs they were going to replant and that never happened and so they did an addendum to their stormwater plan and the approved stormwater plan and the addendum called for a rye cover crop and then a wildflower mix to be planted and then it gave the ratio.

Councilman Carlos: So, the intent was to return that piece of ground to a wild state? (Yes) Can they do that?

Doreen Tignanelli: That's what I'm trying to determine because for the last X number of months, the inspection---

Councilman Carlos: But did they do it?

Doreen Tignanelli: That's my question, because when Morris Associates did their monthly inspection, they kept saying "SITE VISIT" to confirm the Native Showy Wildflower Seeds in the southern meadow can be arranged at a later date. Well, they have been saying this for months and I'm just not sure how much later and if it called for it, then why don't they need to do it? I think they should be held to their plan.

Supervisor Tancredi: I'm not saying they didn't do it what I'm saying to you is I think there is a concern. I'm sure if you walked through that meadow, which I haven't done, because I don't want to trespass, you could find a wildflower or two. I don't know if they put down a mix. What I've been told by the Engineers and Planners is the main concern with the project was drainage and the drainage has been fixed and it is working as they planned, it's been leveled.

Doreen Tignanelli: Then I guess my thing is, they shouldn't say that there is an addendum and they are supposed to do this and when they don't do it, just say, "Well it's ok". That's the point. There was a specific amount here that it called for.

Supervisor Tancredi: We can check and see if someone can verify whether it was planted.

Doreen Tignanelli: Ok, my other question/comment is about the Red Oaks Mill Park and I've had some conversations/emails with Councilman Carlos and I am concerned about any potential disturbance to the wetland and the wetland vegetation and I realize you're going to check with the DEC to see if any permits are needed, but some people may drive by and say it's just a bunch of weeds, but a wetland, it helps with flood control, erosion control, help with water quality, there is a value placed on the wetlands to help with those functions and so I really would not be in favor of seeing that pond drained and the vegetation cut and it does provide habitat, but aside from that, it saves money through flood control and you don't know what is going to happen if you change the layout. You could end up with flooding somewhere else down the line and I just don't think it's a good idea to do anything with that wetland unless someone has a serious issue, which I can't say I've seen anyone come to the Board for it. So, I would just like to see it left alone.

Robert Rubin: Spoke about the school board. He complemented the Building Department. I would like to take a moment to chastise about a situation at the South Hills Mall that was corrected today but went on for the better part of a week if not longer. There is a Cell Tower flag pole in that area where the Chase Manhattan Bank used to be and for the better part of a week the flag that was there was flying at half mast UPSIDE DOWN. Even though I know there is no laws governing how an individual can display their flag, I consider it a disgrace and I wanted to chastise whoever was responsible. Thankfully the flag was taken down today.

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

CARRIED: 6-0

Councilman Baisley: Before I read this, in today's Recreation Committee Meeting we realized that the Cal Ripken League is going on to the State Finals, the 8 to 10 years old, we would like to wish them luck. They are going to Rome, New York and they had a phenomenal season this year.

RESOLUITON

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

- 1. Confidential communication between attorney and his client/Town Board based on attorney/client privileges.**
- 2. Matters leading to the appointment, employment, dismissal or removal of a corporation and**

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

SO MOVED: J. Baisley/W. Carlos

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

Nays: None

CARRIED: 6-0

TOWN BOARD ADJOURNED INTO EXECUTIVE SESSION AT 7:58 PM