

**MINUTES OF REGULAR TOWN BOARD MEETING  
HELD ON AUGUST 5, 2015 AT 7:00 PM  
AT TOWN HALL, ONE OVEROCKER ROAD  
POUGHKEEPSIE, NEW YORK**

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

**ABSENT:** Councilman Conte

- **NOTE:** Attachments pertaining to a particular Town Board Meeting will be found after the final minutes of that meeting, which are kept in the official minute books, held in the town Clerk's Office.

{ } designates corrections or amendments to

**7:00 PM**

**CALL TO ORDER**

**SALUTE THE FLAG**

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

**CARRIED: 6-0**

**Doreen Tignanelli:** I have questions about items 6, 7 and 8 to amend the Town Code for New Hamburg. Are those three amendments the reason why we have two Town Attorneys again this evening? Is it related to those? (Yes) Ok, and, was there ever any resolution to any of those issues using the Town's noise ordinance?

**Supervisor Tancredi:** We enforced and levied some tickets using our Noise Ordinance, but we don't feel it would absolve the issues that exists there.

**Doreen Tignanelli:** Ok, so basically, the tax payers have to pay extra money because of the fact that there was a business that maybe wasn't being exactly considerate of Town laws. Ok, my only other question was on the Budget Modification for Highway. Bottom line is, you need to buy more salt before the end of the year and there isn't enough money right now in the existing Highway Department budget and you just need to transfer some money?

**Supervisor Tancredi:** That's right and we are hoping that we can get in before the prices for salt goes up based on the demand that there has been in the last two years and so we want to do it now.

**Town Attorney Nelson:** Before you proceed, on Resolution #3, the fifth line, it indicates a sale price of \$22,600.00 that is typographically incorrect. It calculates to \$2,260.00, so who presents that resolution might want to know that.

**Motion made to resume the rules:** Supervisor Tancredi/W. Carlos

**08:05-01 APPROVE**

**Based/Adjusted 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:

	<b>H</b>	<b>NH</b>
Town	50.90981	49.09019
Town outside Village	48.44850	51.55150
Consolidate Light	52.25721	47.74279
Spackenkill School	46.62375	53.37625
Arlington School	62.03652	37.96348
Wappingers School	58.66584	41.33416

**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:

	<b>H</b>	<b>NH</b>
Town of Poughkeepsie	51.17664	48.82336
Town outside Village	48.75332	51.24668
Consolidated Light	52.66597	47.33403
Spackenkill School	46.76246	53.23754
Arlington School	62.01174	37.98826
Wappingers School	58.56692	41.43308

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

**Supervisor Tancredi:** Kathleen, I have a question. For Town, I see Spackenkill, Arlington, Wappinger, obviously the school districts and then we have Town and outside village, so---

**Kathleen Taber:** Are you comparing the top to the bottom?

**Supervisor Tancredi:** Well, I am, but I'm talking right now about, let's take Town for instance, what would that cover that isn't already covered in the Wappinger,

**Arlington, Spackenkill Town outside Village, is that just the Town INSIDE the village?**

**Kathleen Taber: It is the Town WITH the VILLAGE.**

**Supervisor Tancredi: Ok, so the Town Outside Village is the Town outside the village.**

**Kathleen Taber: Yes, that would be just the Town tax and this is on an adjusted base proportion on the second set of numbers. The Town portion is the portion that is kind of used with the Village.**

**Supervisor Tancredi: So, that's the Village and the Town outside Village would be anything outside the Village. (Yes)**

**Kathleen Taber: Basically the rates from last year have dropped on the Homestead side because last years, Town outside village, was 49.99951 and this year it is 48,75332 for Homestead and so the residents will be picking up less of a share of the levy.**

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

#### **ADJUSTED BASE PROPORTIONS ATTACHED TO FINAL BOOK COPY**

**08:05-02 AUTHORIZE Town Participation In Surplus Auction**

#### **RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize Town of Poughkeepsie Departments to dispose of surplus equipment by participating in the Dutchess County Public Auction or its website auction, and does hereby authorize the Supervisor to execute any required Intermunicipal or other participating agreements and all transfer documents, all provided that a complete record of the equipment and the results of the auction be maintained, and**

**BE IT FURTHER RESOLVED, that this is a Type II action requiring no SEQR review.**

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

**Councilman Cifone: Any of the items that we have and are going to try to re-sell, could we put them on our website so our residents can look at them first before they**

go to the website for auction? I think we ought to have our residents know what is for sale since they paid for it.

Supervisor Tancredi: That's fine, I just think sometimes the expense of putting something on the website is going to be far more expensive than what we would get from the item. For the more expensive things, I guess we can.

Councilman Cifone: Well, at least advertise the auction so they can go over to it.

Supervisor Tancredi: Ok, that's what I would recommend. (OK)

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

08:05-03 AUTHORIZE Springside Avenue Property Sale  
SUPERVISOR TO SIGN

**RESOLUTION**

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign all papers necessary and proper to effectuate a transfer of surplus property owned by the Town of Poughkeepsie to Built Parcel Three, LLC, which property is situated on Springside Avenue in the Town of Poughkeepsie and described on Exhibit A, for the sum of 2,260, such sale to be by the Town of Poughkeepsie on a quitclaim basis with the closing only to occur after the expiration of any required term for the filing of a Permissive Referendum without the filing of such a petition, and

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

SO MOVED: M. Cifone/J. Baisley

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

**MAP ATTACHED TO FINAL BOOK COPY**

08:05-04 AUTHORIZE Van Siclen Drive Property Sale  
SUPERVISOR TO SIGN Documents

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to sign all papers necessary and proper to effectuate a transfer of surplus property owned by the Town of Poughkeepsie to 716 Route 211 West LTD, which property is situated on Van Siclen Drive in the Town of Poughkeepsie and described on Exhibit A, for the sum of \$10,000.00, such sale to be by the Town of Poughkeepsie on a quitclaim basis with the closing only to occur after the expiration of any required term for the filing of a Permissive Referendum without the filing of such a petition, and**

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

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

**Councilman Cifone: We had a gentleman here a week or two ago that offered us \$10,000 for this parcel. I know this is the market rate, but in all honesty, you can't do much with that land. I would say, either give him a counter offer for maybe \$14,000 or take the \$10,000. He has already done some work to beautify the area over there. It's been an eye sore for such a long time, I say, let's just get rid of it. I'm not trying to undercut the market, but, no one could do anything if they bought that property.**

**Supervisor Tancredi: Kathleen, this is why I wanted you to stay because of this question. This price is based on an estimation you provide at \$4.00 a square foot. I don't know how firm that is. This is based on the total square footage and we used a \$4.00 value per square foot that presumably you had given. I don't know what you're feelings are about that.**

**Kathleen Taber: Well, originally, it's hard, I have no sales. I had to go with what I went with when I did it. Previously, I think it was at the height of the market he was asking and back then things were skyrocketed. This gentleman, when he called me again, I didn't have any more recent sales. I know the market has come down a little bit as far as land sales, especially in Spackenkill due to the taxes. It's hard to figure out. Basically, what I said to him was, "Look, I kind of took what sales I could and came up with a price with other parcels it sold on Route 9 going to Wappingers and like that and that's what I came up with. But, I told him, Look, the bottom line is, it's the Town Board's decision, make an offer. Since it's right there at the corner of South Road and I didn't know if there was going to be any issue with snow plowing or anything like that. I know sometimes the Town uses land for dumping snow and things like that and so I wasn't sure. I told him to make an offer to the Town.**

**Supervisor Tancredi: He did, he offered ten, that's where we got the figure from.**

**Councilman Lepore: I agree with Mike, I looked at the property and this gentleman is willing to work with the neighbors to clean the property and he's done a good job**

so far. I think the amount is a little high for me. I just don't want to have him walk away.

**Councilman Carlos:** Do, we set a price and have him come back with a counter offer, or what?

**Councilman Cifone:** We could make a counter offer.

**Town Attorney Nelson:** You can put this out and he can come back and you can change it now, whatever you would like.

**Supervisor Tancredi:** Why don't we put it out and see if he comes back with a counter.

**Councilman Cifone:** The \$19,000 number or \$12 or \$13, what did you say Mike? I said, if you feel that \$10,000 is not appropriate, make it \$14,000 and make a counter offer to him and see if he wants it. In all honesty, I would just assume take the \$10,000. He's beautifying the neighborhood and putting money into the project and he's going to help make that a better building and project over on the property he's got and honestly, it's something we don't have to maintain.

**Councilman Carlos:** No one can build anything on it. Its 4 feet wide.

**Kathleen Taber:** It's valuable to him only.

**Councilman Cifone:** I would say to just amend it to the \$10,000 and call it a day.

**Councilwoman Shershin:** I would agree. It's only worthwhile to this one property adjoining it.

**Councilman Carlos:** I make a motion to amend the resolution to change the price from the sum of \$19,863.36 to \$10,000. Seconded by Councilman Cifone

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

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

**MAP ATTACHED TO FINAL BOOK COPY**

08:05-05 RETAIN

Hearing Officer

**RESOLUTION**

**WHEREAS, the Town Board determines that the professional services of a qualified and independent hearing officer with the necessary expertise in presiding over an employee disciplinary hearing under civil Service Law Section 75 be designated, and that such employee discipline designee shall make a record of the hearing and submit his recommendation to this Board for review and decision; now therefore**

**BE IT RESOLVED, that the Supervisor of the Town of Poughkeepsie be and hereby is authorized and directed to enter into an agreement to retain the services of Kenneth M. Bernstein, Esq., a qualified and independent hearing officer, and that the fees for such hearing officer shall be billed to the Town at \$185.00 per hour plus reasonable disbursements.**

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

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

**Councilwoman Shershin and Supervisor Tancredi**

**Nays: None**

**CARRIED: 6-0**

**08:05-06 SET DATE FOR  
PUBLIC HEARING**

**Town Code Amendment – Truck  
Weights – New Hamburg**

**RESOLUTION**

**BE IT RESOLVED, that the Town board of the Town of Poughkeepsie does hereby set the 19<sup>th</sup> day of August, 2015, at 7:00 PM at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York for a public hearing, to consider amendments to the Town of Poughkeepsie Code, Chapter 195, entitled Vehicles and Traffic, which amendments are to establish a weekly schedule of truck weight limitations in the New Hamburg area of the Town by adding to Section 195-46(B) the underscored language and deleting the stricken language, as follows:**

**B. In accordance with the provision of 195-14, trucks in excess of the weights indicated are hereby excluded from the following streets or parts thereof, which restriction includes a prohibition against the pick up and delivery of material merchandise or other property on said streets during the hours set forth herein:**

<b>NAME OF STREET</b>	<b>WEIGHT LIMIT (TONS)</b>	<b>LOCATION</b>
<b>Bridge Street</b>	<b>5</b>	<b>Stone Street east to the westerly terminus of the Bridge Street Bridge all day on Sundays, from 12:00 am to 6:00 am and from 8:00 pm through 11:59 pm Monday through Saturday</b>
<b>Reed Road</b>	<b>5</b>	<b>Stone Street east to the westerly terminus of the Reed Road bridge all day on Sundays, from 8:00 pm through 11:59 pm Monday through Saturday</b>

**BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare this action to be an unlisted Action pursuant to 6 NYCRR 617.2(ak) of the SEQRA regulations, finds that there are no other involved agencies for SEQRA purposes, and authorizes the Legal and planning Departments to prepare a draft Short Environmental Assessment Form (“EAF”) Part I (“Project Information”), Part II (“Impact Statement”), and any necessary Narrative Intent Statement; and**

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

**SO MOVED: Supervisor Tancredi/J. Baisley**

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

**08:05-07 SET DATE FOR  
PUBLIC HEARING**

**Town Code Amendment – No  
Standing New Hamburg**

**RESOLUTION**

**BE IT RESOLVED**, that the Town Board of the Town of Poughkeepsie does hereby set the 19<sup>th</sup> day of August 2015 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 amendments to the Town Code, Chapter 195, entitled “Vehicles and traffic”, specifically “Section 195-50. Schedule XV: No Standing”, which amendments are to add to Section 195-50. Schedule XV the Underscored language and delete the stricken language, as follows:

**All Town-owned streets west of the westerly terminus of the Bridge Street Bridge between Reed Road and River road from 6:01 AM to 7:59 PM Monday through Saturday.**

**AND E IT FURTHER RESOLVED**, that the Town Board of the Town of Poughkeepsie does determine that pursuant to 6 NYCRR 617.5C (20) and (27) 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.

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

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

**08:05-08 SET DATE FOR PUBLIC HEARING Town Code Amendment – Tractor Trailer New Hamburg**

### **RESOLUTION**

**BE IT RESOLVED** that the Town Board of the Town of Poughkeepsie does hereby set the 19<sup>th</sup> day of August, 2015, at 7:00 PM at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York for a public hearing, to consider amendments to the Town of Poughkeepsie Code, Chapter 195, entitled Vehicles and Traffic, which amendments are to establish a weekly schedule of tractor trailer combination length limitations in the New Hamburg area of the Town by adding a new Code Section 195-14.1 “Tractor Trailer Combinations over certain lengths excluded”, and by adding a new Code section 195-46©, as detailed below, with the underscored language to be added and the stricken language to be deleted, as follows:

**ADD**

**Section 195-14.1 Tractor Trailer Combinations over certain lengths excluded.  
Tractor trailer combinations whose combined length exceeds the lengths indicated**

herein are hereby excluded from the streets or parts of streets described in Schedule XI (Section 195-46, attached to and made a part of this chapter.

**ADD TO 195-46**

**C. In accordance with the provision of Section 195-14.1 tractor trailer combinations in excess of the lengths indicated are hereby excluded from the following streets or parts thereof, which restriction includes a prohibition against the pick up and delivery of merchandise or other property on said streets during the hours set forth herein:**

<b><u>NAME OF STREET</u></b>	<b><u>LENGTH LIMIT (FEET)</u></b>	<b><u>LOCATION</u></b>
<b>Bridge Street</b>	<b>50</b>	<b>Stone Street east to The westerly Terminus of the Bridge Street bridge all day on Sundays, and from 12:00 AM to 9:00 AM and from 2:00 PM through 11:59 PM Monday through Saturday</b>
<b>Reed Road</b>	<b>50</b>	<b>Stone Street east to The westerly terminus of the Reed Road bridge all day on Sundays, and from 12:00 AM to 9:00 AM and from 2:00 PM through 11:59 PM Monday through Saturday</b>

**BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare this action to be an Unlisted Action pursuant to 6 NYCRR 617.2(ak) of the SEQRA regulations, finds that there are no other involved agencies for SEQRA purposes, and authorizes the Legal and Planning Departments to prepare a draft Short Environmental Assessment Form (“EAF”) Part I (“Project Information”), Part II (“Impact Statement”), and any necessary Narrative Intent Statement; and**

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

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

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

**08:05-09 RETAIN Van DeWater & Van DeWater –  
Arlington Sewer Improvement  
Area**

**RESOLUTION**

**Councilman Cifone, offered the following resolution, which was seconded by Councilman Jon Jay Baisley, who moved its adoption:**

**WHEREAS, the Town of Poughkeepsie proposes to enter into an agreement with Van DeWater & Van DeWater, LLP for the purpose of establishing the terms and conditions under which Van DeWater & Van DeWater, LLP shall render professional legal services to the town in connection with the expansion and improvement of the Arlington Wastewater Treatment Facility through the creation of the Arlington Sewer Improvement Area No. 1 (“Project”), including but not limited to potential New York State environmental Facilities Corporation (“EFC”) financing; and**

**WHEREAS, the purpose of this Agreement is to state by agreement, for purposes of the New York State Environmental Facilities Corporation financing, the basis under which Van DeWater & Van DeWater, LLP is compensated on this capital project so that the Town may include such expenditures in EFC grant or funding applications.**

**NOW, THEREFORE, BE IT RESOLVED that the Town Board approves, and authorizes the Supervisor to execute a proposed agreement with Van DeWater & Van DeWater, LLLP, attached hereto, for the purposes described herein, or any other agreement having substantially the same or similar provisions, for an amount not to exceed, \$20,000.**

**The foregoing resolution was duly put to a vote which resulted as follows:**

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

**Councilman Carlos: I have a question, how, with respect to the contract, it doesn’t have a termination date. It terminates at the end of the project, I would think, right?**

**Town Attorney Nelson:** A practical matter, the issue here involves the fact that in 2002 and 2008 when this project was originally projected and proposed, the financing was going to be traditional municipal financing. Since then, the Town found that there was the potential this through the Environmental Facilities Corporation, which, if the Town gets that, would result in a very substantial savings, particularly on the interest on this. However, the Environmental Facilities Corporation holds projects to their own and significantly higher SEQR Standards than a standard municipal financing would be. So, what we are doing is asking Ron Blass, who is one of my partners, to continue working with Counsel at EFC to satisfy EFC that those 2002 and 2008 documents in fact met all of the current Environmental Facilities Corporation and SEQR Standards and hopefully the Town can qualify for the current round of funding benefits.

**Councilman Carlos:** This is the same company we had at the Water Plant. Right? It's a significant difference. The only question I have is, there is no End Date on this.

**Supervisor Tancredi:** Well, it says on number 3 the Town's continued use of professional services by the Law Firm for purpose of the project shall be at the Town's future discretion and so, I think it's at our discretion with a max for this agreement of \$20,000.

**Councilman Carlos:** Ok, that means we can cancel it on our side at any time we want, right? (Yes)

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

**AGREEMENT ATTACHED TO FINAL BOOK COPY**

**08:05-10 APPROVE**

**Dedication of Jack Still Memorial Pavilion**

**RESOLUTION**

**BE IT RESOLVED,** that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to contract for, and the erection of, a plaque to be aced at Greenvale Park designating the pavilion as the Jack Still Memorial Pavilion in recognition of Jack Still's service to the Town of Poughkeepsie.

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

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

**0:05-11 APPROVE**

**Minutes:  
April 15, 2015 Town Board  
April 29, 2015 STB  
May 6, 2015 Town Board  
May 13, 2015 COW & STB  
May 20, 2015 Town Board  
June 3, 2015 Town Board  
June 17, 2015 Town Board  
July 8, 2015 Town Board**

### **RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2015 Town Board Meetings, to wit:**

**April 15, 2015 – Regular Town Board Meeting  
April 29, 2015 – Special Town Board Meeting  
May 6, 2015 – Regular Town Board Meeting  
May 13, 2015 –Committee of the Whole and Special Town Board Meeting  
May 20, 2015 – Regular Town Board Meeting  
June 3, 2015 – Regular Town Board Meeting  
June 17, 2015 – Regular Town Board Meeting  
July 8, 2015 – Regular Town Board Meeting**

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

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

**08:05-12 NOTIFICATION**

**The Following Claims have been  
Referred to Legal Department  
1. Craddock V. Town of Poughkeepsie  
2. Jacobson V. Town of Poughkeepsie**

### **REFERRED TO LEGAL DEPARTMENT**

**08:05-13 AUTHORIZE**

**Special Consents SC 1, SC 2, SC 3,  
SC 4, SC5 and SC 6**

### **RESOLUTION**

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

- |                                       |   |
|---------------------------------------|---|
| <b>1. Approve</b>                     | <b>30-day Liquor License Waiver-<br/>Dutchess Golf Club</b>   |
| <b>2. Approve</b>                     | <b>Budget Modification – Highway</b>  |
| <b>3. Set Date for Public Hearing</b> | <b>Property Maintenance-<br/>9 Patricia Road</b>  |
| <b>4. Set Date for Public Hearing</b> | <b>Property Maintenance –<br/>10 Titus Road</b>   |
| <b>5. Set Date for Public Hearing</b> | <b>Property Maintenance –<br/>242 Innis Avenue</b>  |
| <b>6. Set Date for Public Hearing</b> | <b>Town Code Amendment – No<br/>Parking – Inwood, Woodlawn,<br/>Hawk, Hawkins, Eagle, Lyford,<br/>Waldorf</b> |

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

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

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

**08:05-SC 1 APPROVE 30-Day Liquor License Waiver –  
Dutchess Golf Club**

### **RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge receipt of a request from Nicky B. Woerner on behalf of Dutchess Golf Club, 2628 South Road, Poughkeepsie, NY, for a waiver of the 30 day review period for a liquor license application; and**

**BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the Town Clerk’s forwarding of a waiver and consent, pursuant to the attached request.**

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

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

**08:05-SC 2 APPROVE Budget Modification – Highway  
COMPTROLLER  
WOJTOWICZ**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby modify the 2015 Budget, pursuant to the attached Budgetary Transfer Request Form submitted by the Comptroller, to allow for Highway to purchase salt at prices pre-August 31, 2015, as follows:**

**INCREASE:**

<b>DB</b>	<b>5042-0431</b>	<b>Snow Materials and Supplies</b>	<b>\$80,000.00</b>
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**INCREASE:**

<b>DB</b>	<b>909</b>	<b>Appropriated Fund Balance</b>	<b>\$80,000.00</b>
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**SO MOVED: W. Carlos/M. Cifone**

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

**08:05-SC 3 SET DATE FOR PUBLIC HEARING Property Maintenance – 9 Patricia Road**

**RESOLUTION**

**WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 9 Patricia 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 2<sup>nd</sup> day of September, 2015 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**

**PUBLIC HEARING TO BE HELD ON SEPTEMBER 2, 2015**

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

**ORDER TO REMEDY ATTACHED TO FINAL BOOK COPY**

**08:05-SC 4 SET DATE FOR PUBLIC HEARING Property Maintenance – 10 Titus Road**

**RESOLUTION**

**WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 10 Titus 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 2<sup>nd</sup> day of September, 2015 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 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. Lepore/J. Baisley**

**PUBLIC HEARING TO BE HELD ON SEPTEMBER 2, 2015**

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

**08:05-SC 5 SET DATE FOR PUBLIC HEARING** Property Maintenance – 242 Innis Avenue

**RESOLUTION**

**WHEREAS, said Orders to Remedy, copies of which are attached hereto, have been issued for property located at 242 Innis 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, tat the Town Board of the Town of Poughkeepsie does hereby set the 2<sup>nd</sup> day of September, 2015 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**

**PUBLIC HEARING TO BE HELD ON SEPTEMBER 2, 2015**

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

**08:05-SC 6 SET DATE FOR PUBLIC HEARING** Town Code Amendment – No Parking Inwood, Woodlawn, Hawk, Hawkins, Eagle, Lyford And Waldorf

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 2<sup>nd</sup> day of September, 2015 at 7:00 PM at the Town Hall, Town of**

**Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time, date, and place of a public hearing to consider an amendment to the Poughkeepsie Town Code, Chapter 195, entitled “Vehicle and Traffic”, specifically Section 195-51, Schedule XVI entitled “Parking Prohibited at Certain Hours” which amendment would be as follows:**

**ADD:**

<b>NAME OF STREET</b>	<b>SIDE</b>	<b>HOURS/DAYS</b>	<b>LOCATION</b>
<b>Inwood Avenue</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>From intersection with Fulton Street to the intersection with Bahret Avenue</b>
<b>Woodlawn Avenue</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>From intersection Fulton Street to the intersection with East Cedar Street</b>
<b>Hawk Lane</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>Entire length</b>
<b>Hawkins Street</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>Entire length</b>
<b>Eagle Lane</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>Entire Length</b>
<b>Lyford Lane</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>Entire Length</b>
<b>Waldorf Place</b>	<b>Both</b>	<b>Midnight to 8:00 AM/ All</b>	<b>Entire Length</b>

**AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does declare itself as Lead Agency under the New York State Environmental Quality Review Act, and does determine that this action is an exempt Action; and**

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

**PUBLIC HEARING TO BE HELD ON SEPTEMBER 2, 2015**

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

**Motion made to suspend the rules for public speaking on Town issues: Supervisor  
Tancredi/W. Carlos  
CARRIED: 6-0**

**Doreen Tignanelli: Agenda Item #7, Did you say that EAF Part 1 and 2 was needed  
for that one?**

**Town Attorney Nelson: Read it as Type 2 action requiring no environmental  
review.**

**Doreen Tignanelli: Ok, so 6 and 8 do require EAF part one and two, but number  
seven you are considering no SEQR? (Right)**

**Town Attorney Nelson: As a practical matter, all three of them will be considered  
in SEQR.**

**Doreen Tignanelli: Ok, but no EAF part one and two prepared for that particular  
one?**

**Town Attorney Nelson: I'm pretty sure that we will include the no standing in the  
EAF.**

**Doreen Tignanelli: Ok, so the other two specifically said, EAF parts one and two  
were going to be prepared but not for number 7, for no standing. (Correct)  
Ok, there was an amount set not to exceed for number 9, was there any amount set  
for those three amendments for New Hamburg? (No) Ok, my other comments are  
about Van Siclen Drive property. You went from the Assessor saying almost  
\$20,000 to you just cut it in have to \$10,000, to me it's like you just gave away the  
store.**

**Supervisor Tancredi: Well, I think the Assessor's statement here is that she had  
really no comps. This is a piece of land that isn't buildable and only can be used by  
the neighbor who purchased the land, I haven't taken the time to do it, and I won't,  
but if I went to add up the time this Town Board and this Town has taken dealing  
with that piece of property, I would bet it would be a substantial amount of money.**

**Doreen Tignanelli: I don't doubt it, but it's just that going from nearly \$20,000  
down to \$10, 000 was pretty substantial.**

**Councilman Carlos: If I remember right, the first time I saw this it was down to 7  
or 8, it wasn't even at 10. I think it went up to what it is now and it had gone all the  
way up to 19, which it's only four feet wide and 30 or 40 ft. long. It's not worth—**

**Councilman Cifone:** Well, when you think about it, it's back on the tax roll, we don't have to maintain it any more and we are saving money on both ends and in the long run, we are going to make out.

**Doreen Tignanelli:** Ok, just the one thing about property maintenance, I know at one of the last meetings you said that the County would end up making us whole on that, but let us not forget that we are also County tax payers and we are still paying for it.

**Supervisor Tancredi:** Yes, but I would still say this, and I've argued with Mr. Armstrong on this, that if any residents prefer to have these properties left with long grass, debris in the yards and the tree limbs lying all over, let us know and that's what we will do.

**Doreen Tignanelli:** I know, but we are still counting tax payers.

**Supervisor Tancredi:** But most residents have indicated to me that they don't want these properties to look vacant and they don't want vagrants to think they are vacant and get in and steal copper and piping and so we are not doing this to try to put a heavier burden on the taxpayers, we are trying to make sure that the residents that are still occupied, maintain an assessed value that is decent and as high as it can be and they are not impacted by these empty homes that are really scattered throughout the town.

**Doreen Tignanelli:** I'm not saying, "Don't do it", I'm just saying that in the long run, we as taxpayers still pay for it.

**Councilman Lepore:** In addition, I would like to add that Sarah has been doing a great job in keeping these properties maintained. I know in my Ward, for me, its quality of life and property and they have done a great job in maintaining these properties.

**Philip Dorsey and Anthony (?), Sutton Park Road, Neighbors-** We have come to talk about the traffic on our street. We've contacted the Poughkeepsie Police Department a few times and intermittently we have some enforcement, but that street is about a half mile strait away and people consistently do 50 and 60 miles an hour down that road. It also has a double yellow line, I'm not sure why. We are in a 30 residential and someone painted a double line there about ten years ago and we think it's more of a problem with the double line. It seems to ensite people to think they are on Vassar Road. There is only one way in and one way out. People insist on traveling fast on that road and we had a kid get hit on that road recently and we still can't get anything done about it. It's mostly teen kids and they will even race each other going at a high speed down that road. We've asked for stop signs and the State and said we can't put them up.

**Councilman Carlos:** Well, the State tells us you can't use stop signs to control traffic. But if there was a unique situation where there it's a very busy intersection...If that were a three way STOP, the straight away would be limited to what? Two blocks, three blocks?

**Supervisor Tancredi:** The problem is, the law doesn't allow us to lower the speed limit on Town Roads. Out Town speed limits are 30 and fortunately it's a crazy quirk in the State Law. We can raise it, but we can't lower it. We would have go through Albany and get Legislature approval from Albany to get it lowered, but we can make sure there is better and heavier police present and we will work at that.

**Jim Finnegan, Division Street, New Hamburg and I** are just here to ask the Board to vote positively on the new amendment about the traffic. The truck's length and size are really inappropriate for New Hamburg Streets and they are idling and their hours of operation can get very abusive to the residents and so any attempt to control them is very much appreciated.

**Diane Livet, New Hamburg:** I'm not sure this is the right forum, but I do have one question. I've been talking to the owners of White's marina this week and I'm not clear on the answer and maybe you are the forum to ask. You say 50 feet sounds great, but when they have a 40 ft. yacht being brought in, how will this work, is the weight what makes that possible?

**Supervisor Tancredi:** If they have a yacht being brought in of that size (50 with trailer), the way we have it set up now is if they come in between 9am and 2 pm. We are not excluding those length of trucks completely. They are allowed from 9 am to 2 pm.

**Diane Livet:** Ok, so the 18 wheelers are still coming in? (Yes) That's for the Marina as well? (Yes)

**Motion made to resume the rules: Supervisor Tancredi/M. Cifone**

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

## **RESOLUTION**

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

- 1. Personnel Matters, to wit: To discuss the hire/firing Promotion/demotion and employment history of Particular individual who may not be identified at this Time**

2. **Confidential communications between Attorney and his client, the Town Board, based on Attorney/Client Privilege and**

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

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

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

**TOWN BOARD ADJOURNED TO EXECUTIVE SESSION AT 7:55 PM**

**TOWN BOARD RETURNED FROM EXECUTIVE SESSION AT 8:25 P.M.  
TOWN**

**NO ACTION TAKEN**

**BOARD MEETING CLOSED AT 8:26 P.M**

**FS/lkm**