

Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, under Chapter 159 of the Town of Poughkeepsie Code, entitled “Property Maintenance”, does hereby determine that said property located at 9 Patricia Road, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6263-03-342148, owned by Robert Collins is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on August 17, 2015 and published in the Poughkeepsie Journal on August 19, 2015; 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 9 Patricia Road has not complied with the Orders to Remedy; and

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

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

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

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to 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: J. Baisley/W. Carlos

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

Nays: None

CARRIED: 7-0

09:02-02 PUBLIC HEARING

**Property Maintenance – 10 Titus
Road**

WITHDRAWN DUE TO COMPLIANCE

**Motion made to open Public Hearing #3- Property Maintenance at 242 Innis Road:
Supervisor Tancredi/J. Conte**

09:02-03 PUBLIC HEARING

**Property Maintenance – 242 Innis
Avenue**

Sarah Davis: The occupants of this property left, according to the neighbors. There is no mortgage on the property and the taxes have not been paid in ten years. I imagine the County is reluctant to take it.

Supervisor Tancredi: That’s odd. Is there anyone here who wants to speak to this Public Hearing?

Motion made to close Public Hearing #3: Supervisor Tancredi/J. Conte

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on September 2, 2015 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 242 Innis Avenue, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6162-15-747448, owned by Carrita Case and Fern Crocco is in violation of Chapter 159; and

BE IT FURTHER RESOLVED, that the Legal Notice of Public Hearing was posted on August 17, 2015 and published in the Poughkeepsie Journal on August 19, 2015; 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 242 Innis Avenue has not complied with the Orders to Remedy; and

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

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

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

BE IT FURTHER RESOLVED, that the Highway Department or an appointed contractor is authorized to 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/J. Conte

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

Motion made to open Public Hearing #4- Town Code Amendment – No Parking Inwood, Woodlawn, Hawk, Hawkins, Eagle, Lyford and Waldorf:
Supervisor Tancredi/J. Conte

09:02-04 PUBLIC HEARING

Town Code Amendment – No Parking Inwood, Woodlawn, Hawk, Hawkins, Eagle, Lyford and Waldorf

Two residents spoke.

Motion made to close Public Hearing #4: Supervisor Tancredi/Seconded by Councilman J. Conte

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 2nd day of September, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend 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:

<u>Name of Street</u>	<u>Side</u>	<u>Hours/Days</u>	<u>Location</u>
Inwood Avenue	Both	Midnight to 8:00 a.m./ All	From Inter- section with Fulton Street to the inter- section with Bahret Ave.
Woodlawn Avenue	Both	Midnight to 8:00 a.m./ All	From Inter- Section with Fulton Street to the inter- section with East Cedar Street
Hawk Lane	Both	Midnight to 8:00 a.m./ All	entire length
Hawkins Street	Both	Midnight to 8:00 a.m./ All	entire length
Eagle Lane	Both	Midnight to 8:00 a.m./ All	entire length
Lyford Lane	Both	Midnight to 8:00 a.m./ All	entire length
Waldorf Place	Both	Midnight to 8:00 a.m./ All	entire length

AND BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on August 17, 2015 and published in the Poughkeepsie Journal on August 19, 2015; 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 become effective immediately upon filing with the Secretary of State.

SO MOVED: J. Conte/M. Cifone

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

Nays: None

CARRIED: 7-0

Motion made to open Public Hearing #5: Supervisor Tancredi/A. Shershin

09:02-05 PUBLIC HEARING

Van Wagner Road

3 Residents of Van Wagner Rd. spoke in favor of making this road a dead end.

Motion made to close Public Hearing #5: Supervisor Tancredi/Seconded by Councilman Carlos

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 2nd day of September, 2015, at 7:00 PM at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York, does hereby amend the Town of Poughkeepsie Code, Chapter 195, entitled "Vehicle and Traffic", specifically "Section 195-63, Schedule XXVII: No Through Traffic", which amendments are to add to Section 195-63. Schedule XXVII the underscored language and delete the {stricken} language, as follows:

Name of Street	Direction/Location	Time Limit
<u>Van Wagner Road</u>	<u>South/Van Wagner and Arlington</u>	<u>24 hours</u>

AND BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on August 20, 2015 and published in the Poughkeepsie Journal on August 24, 2015; 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 become effective immediately upon filing with the Secretary of State.

SO MOVED: M. Cifone/J. Conte.

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

Nays: None

CARRIED: 7-0

09:02-06 PUBLIC HEARING

O'Neill Dutton – WHOD

WITHDRAWN BY APPLICANT

Motion was made to go into Executive Session at 7:20 PM for proposed litigation.

Council returned from Executive Session at 7:50 PM

NO ACTION WAS TAKEN

Supervisor Tancredi read through the Agenda.

Motion made to suspend the rules for speaking on Agenda Items: Supervisor Tancredi/J. Conte

CARRIED: 7-0

One resident spoke RE: 9:02-23-Nuisance, ATV's & Limited Use Motorcycles

Motion made to resume the rules: Supervisor Tancredi/J. Conte

CARRIED: 7-0

09:02-07 DECISION/VOTE

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

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 19th day of August, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York, does hereby declare this action to be an unlisted action pursuant to 6 NYCRR 617.2(ak) of the New York State SEQRA regulations, finds that there are no other involved agencies for SEQRA purposes, authorizes the Supervisor to execute the annexed Short Environmental Assessment Form Part 1 – Project Information (“EAF”), finds after reviewing the Part 2 (“Impact Statement”) form that each of the eleven questions on said Impact Statement should be answered “No”, concludes that the actions described in the Local Laws that are the subject of this Resolution, Resolution 9:2-#8 of this date, and Resolution 8:19-#7 of 2015 as adopted on August 19, 2015 will not result in any significant adverse environmental impact, and authorizes the Supervisor to execute Part II as noted above and the Negative Declaration annexed at Part 3, and

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a Public Hearing held on the 19th day of August, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York, does hereby amend the Town of Poughkeepsie Code to establish a weekly limitation

on truck weights in the New Hamburg area of the Town by adding to Section 195-46(B) the underscoring 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:

Name of Street	Weight Limit (Tons)	Location
<u>Bridge Street</u>	<u>5</u>	<u>Stone Street east to the westerly terminus of the Bridge Street Bridge all day on Sundays, from 12:00 a.m. to 6:00 a.m. and from 8:00 p.m. through 11:59 p.m. Monday through Friday, and from 12:00 a.m. to 8:00 a.m. and from 4:00 p.m. through 11:59 p.m. on Saturdays</u>
<u>Reed Road</u>	<u>5</u>	<u>Stone Street east to the westerly terminus of the Reed Road bridge all day on Sundays, from 12:00 a.m. to 6:00 a.m. and from 8:00 p.m. through 11:59 p.m. Monday through Friday, and from 12:00 a.m. to 8:00 a.m. and from 4:00 p.m. through 11:59 p.m. on Saturdays</u>

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

SO MOVED: J. Lepore/J. Baisley

Supervisor Tancredi: We obviously heard a lot of comments from both the residents, from the company last week. I know I've been getting e-mails all week long, I've probably received 30 e-mails from the residents and a number of phone calls from people supporting the company so it's a really a difficult position for the Town Board. One of our objectives is to take the emotion out of our decision making, which is sometimes hard, and be as objective and fair as possible. What we were trying to do is to balance the interest of a local company with the interest of the residents that live in that area and it's certainly not always easy, but this is what we signed up for when we took on this responsibility.

Councilman Cifone: I know I've taken some complaints. I don't know if any of you got calls, but Sunday hours being limited were some of my concerns that some people that I've talked to wanted at least a few hours on Sunday, especially with the winter months coming. They felt that we were doing a disservice to the residents of the Town if somebody ran out of oil on a Sunday. Looking at this, we are basically cutting them out completely.

Councilman Baisley: Mike, along the line of what Todd said, we've gone over this and looked at this in and out. I've gotten numerous, numerous phone calls on this and I think this is a step in the right direction. It's a small hamlet, it's a hamlet that has a lot that goes on in it. Beside Bottini's we've got White's. There are a thousand cars a day from the train station; we have a yacht club that is very active and a very active church. And many different things going on. This is a very tight neighborhood to have to deal with and so I think this is definitely a start in the right direction right here.

Supervisor Tancredi: In terms of the hours...

Councilwoman Shershin: With that being said, I think we need to offer some hours on Sunday just for consistency throughout the Town because we've had this situation elsewhere and we did allow for some Sunday hours. So, just a small window in case if someone has an emergency and needs oil.

Councilman Conte: Just think about it for the winter months though, November 1, April 1----

Supervisor Tancredi: Our Snow Ordinance runs from November 1st to March 31st. But, my feeling is, if we're to do that, we've got to really limit those hours and make it a window where if someone needs oil, whether it's a Hospital or School or whatever, they can get in, make the delivery.

The discussion continued for several minutes. (Can be viewed via Town website)

Councilman Cifone made a motion to amend the resolution to allow for trucks over 5 tons, on Sundays between 10:00 AM and 2:00 PM from November 1 through March 31, which was seconded by Councilman Conte.

Town Attorney Nelson: Ok, this resolution has two pieces because there is a piece for the Reed Street Bridge and a piece for the Bridge Street Bridge and so my assumption is you are going to treat them the same which is what you did in the original resolution, correct? (Yes)

**ROLL CALL ON AMENDMENT: Ayes: Councilmen Conte, Cifone, Lepore
Councilwoman Shershin and Supervisor Tancredi
Nays: Councilmen Baisley and Carlos**

CARRIED: 5-2

**ORIGINAL RESOLUTION AS AMENDED BY M. Cifone/J. Conte to read
Sundays 10-2, 11/1-3/31, Bridge Street and Reed Road .**

**ROLL CALL AS AMENDED: Ayes: Councilmen Baisley, Carlos, Conte, Cifone,
Lepore, Councilwoman Shershin and
Supervisor Tancredi**

Nays: None

CARRIED: 7-0

09:02-08 DECISION/VOTE

**Town Code Amendment – Tractor
Trailer New Hamburg**

Discussion commenced before reading Resolution. Can be viewed via website.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 19th day of August, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York, has this day declared by Resolution 9:2-#7 of 2015 this action to be an unlisted action pursuant to 6 NYCRR 617.2(ak) of the New York State SEQRA regulations, that there are no other involved agencies for SEQRA purposes, and has further this day by Resolution 9:2-#7 of 2015, after considering the actions described in this Resolution, Resolution 9:2-#7 of 2015, and Resolution 8:19-#7 of 2015 as adopted on August 19, 2015, concluded that the actions described in those Resolutions will not result in any significant adverse environmental impact, and authorized the Supervisor to execute a SEQR Negative Declaration, and

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a Public Hearing held on the 19th day of August, 2015 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York, does hereby amend 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 (C), as detailed below, with the underscoring 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:

Name of Street	Length Limit (Feet)	Location
<u>Bridge Street</u>	<u>50</u>	<u>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 p.m. through 11:59 p.m. Monday through Saturday</u>
<u>Reed Road</u>	<u>50</u>	<u>Stone Street east to the westerly terminus of the Reed Road bridge all day on Sundays, and from 12:00 a.m. to 9:00 a.m. and from 2:00 p.m. through 11:59 p.m. Monday through Saturday</u>

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/W. Carlos

A lengthy discussion ensued. (Please see the video of the meeting.)

Motion made to Table Resolution by Councilman Conte, no second

ROLL CALL ON RESOLUTION AS READ:

Ayes: Councilmen Baisley, Carlos, Lepore, Councilwoman Shershin, Supervisor Tancredi

Nays: Councilman Conte and Cifone

CARRIED: 5-2

09:02-09 AUTHORIZE

Marist College – Traffic Control Agreement Extension

TABLED UNTIL SEPTEMBER 16, 2015

09:02-10 AUTHORIZE

Dutchess Community College – Traffic Control Agreement Extension

TABLED UNTIL SEPTEMBER 16, 2015

09:02-11 ACCEPT

Resignation – John Perusse Crossing Guard

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of John Perusse from his position as School Crossing Guard, effective immediately.

SO MOVED: Supervisor Tancredi/W. Carlos

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

Nays: None

CARRIED: 7-0

09:02-12 ACCEPT

Donation – Life Insurance Betty Foster

RESOLUTION

WHEREAS, Mrs. Betty L. Foster, a former resident of 30 Twin Hills Road, has designated the Town of Poughkeepsie Police Department as a shared beneficiary of a life insurance policy, now therefore

BE IT RESOLVED, pursuant to the annexed memorandum of Chief Ronald J. Spero, Jr. the Town Board authorizes Chief Spero to accept said gift for Police Department purposes pursuant to Town Law Section 64(8), and to execute all required documents; and

BE IT FURTHER RESOLVED, that the acceptance of this give involves the ongoing administration of Town affairs which requires no SEQRA review.

SO MOVED: A. Shershin/W. Carlos

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

CARRIED: 7-0

**09:02-13 AUTHORIZE/
PROCLAMATION**

**September As Blood Cancer
Awareness Month**

RESOLUTION

WHEREAS, in the United States, an estimated 1,185,053 people are living with, or are in remission from leukemia, lymphoma, myeloma or another form of blood cancer, with an estimated 156,420 new cases expected to be diagnosed in 2015, and

WHEREAS, leukemia, lymphoma and myeloma will kill an estimated 55,350 people in the United States this year alone; and

WHEREAS, the Leukemia and Lymphoma Society (LLS) exists to find cures and ensure access to treatments for blood cancer patients, and

WHEREAS, LLS maintains an office in Stamford, CT to help improve the quality of life for blood cancer patients and their families in the State of New York, and

WHEREAS, the Town of Poughkeepsie is similarly committed to the eradication of these diseases and supports the treatment of blood cancer patients and their families, and

WHEREAS, the Town of Poughkeepsie encourages private efforts to enhance research funding and education programs that are saving lives not someday, but today and now therefore

BE IT RESOLVED, that the Town of Poughkeepsie, joins with LLS in designating the month of September, 2015 as Blood Cancer Awareness Month to educate its citizens about the need for finding cures and creating access to treatment for all types of blood cancers; to get involved with LLS, from participation in fundraising campaigns, to making a donation or volunteering; and to fund lifesaving research to advance breakthrough therapies for blood cancer patients.

SO MOVED: J. Baisley/J. Conte

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

Nays: None

CARRIED: 7-0

09:02-14 WAIVE

**30-Day Liquor License – TGI
Fridays**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge receipt of a request from Theresa M. Russo on behalf of TGI Fridays, 2594 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: W. Carlos/J. Conte

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

Nays: None

CARRIED: 7-0

09:02-15 APPOINTMENT

Pedestrian Task Force And Chairperson

RESOLUTION

WHEREAS, sidewalks and crosswalks promote walking, reduce the need for parking spaces, and contribute significantly to community life and economic vitality; and

WHEREAS, one of the Town’s goals is to enhance walkability by improving our pedestrian system; and

WHEREAS, before the Town or the Arlington Business Improvement District can seek funding from grants and other sources to implement this walkability goal detailed studies and planning documents must be prepared; and

WHEREAS, the Poughkeepsie-Dutchess County Transportation Council (“PDCTC”) and the Dutchess County Planning and Development Department (“Planning Department”) has offered to prepare a Sidewalk Inventory and Improvement Plan for the Town’s Main Street area;

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby creates a Pedestrian Task Force to be composed of local citizens Ann Shershin, Bob Legacy, Bryan Swarthout, Myrna Sadowsky, Michelle Morrill, Bob Ostertag, Jon Vincitore and James Challey, Chairperson, to provide assistance to and work in concert with this Town Board, the PDCTC, the Planning Department, grant writers, and other appointed experts, consultants, or departments on a Sidewalk Inventory and Improvement Plan for the Town’s Arlington Main Street area, such work to be generally as described in the list of Task Force responsibilities annexed hereto as Exhibit A.

SO MOVED: J. Conte/W. Carlos

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

CARRIED: 7-0

EXHIBIT A ATTACHED TO FINAL BOOK COPY

09:02-16 WAIVE

**Fees For 3rd Annual Cider
Tasting**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive all permit fees relating to Cider Mill Friends of Open Space & Historic Preservation Inc.’s Old Fashioned Cider Tasting at Kimlin Cider Mill, Cedar Street, Poughkeepsie, New York on October 10, 2015, pursuant to the request from Cider Mill Friends of Open Space & Historic Preservation, Inc. dated August 24, 2015, a copy of which is attached.

SO MOVED: M. Cifone, J. Conte

**ROLL CALL: Ayes: Councilmen Baisley, Carlos, Conte, Cifone, Lepore,
Supervisor Tancredi**

Nays: None

Abstain: Councilwoman Shershin

CARRIED: 6-0-1

**09:02-17 SET DATE FOR
PUBLIC HEARING**

**Town Code Amendment – Chapter
192 Vehicles Abandoned**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 16th day of September, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie as and for the time, date and place of a public hearing to amend the Town Code Chapter 192, entitled “Vehicles, Abandoned”, specifically Sections 192-2 and 192-7, and

BE IT FURTHER RESOLVED, that the proposed amendments are attached hereto and incorporated herein, and the Town Board does hereby waive a verbatim reading of said amendments and does direct that said amendments be spread across the record as if they, in fact, had been read verbatim, with those words underlined to be added, and words stricken to be deleted; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby determine that this action is a Type II Action involving the ongoing administration of the Town and it requires no environmental review; and

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

SO MOVED: J. Lepore/M. Cifone

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

Nays: None

CARRIED: 7-0

TOWN CODE AMENDMENT ATTACHED TO FINAL BOOK COPY

09:02-18 AUTHORIZE

**Hudson Valley Historical
Miniatures To Post Signs For
Event**

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 17, 2015 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/M. Cifone

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

CARRIED: 7-0

**09:02-19 TAX CERTIORARI
PROCEEDINGS**

**Notice Of Petitions For Review
of Tax Assessments:**

**Atom Holdings, LTD
Bright Horizons Children's Center
GasLand Petroleum
IHP Poughkeepsie
Macy's Retail Holdings
Oakwood Partners
Poughkeepsie Shopping Center'
South Road Associates LLC
Tamidan LLC and Jotemar LLC
Target # 1856
Avis Rent A Car
Iron Mountain Information
Management
LIXI Poughkeepsie
Kimco 44 Plaza LLC-2 Parcels
MCRJ Realty Corp.
Jean Patrick Estate
Poughkeepsie Plaza LLC – 2
Parcels
Mountain Brook Realty LP
RPAI Poughkeepsie Mid-Hudson
LLC – 3
Sorbaro Co.
Stop & Shop Companies, Inc. – 6
Parcels
Tucker Drive LLC – SALE
Trust Under –Richard Zirinsky**

NOTED BY TOWN BOARD

**09:02-20 TAX CERTIORARI
PROCEEDINGS**

**Notice of Petitions For Review of
Tax Assessments: Small Claims**

**Brown, Stephan
Coughlin, Vanessa
Ignaffo, Michael
Menking, Kirsten
Phelps, Allison**

NOTED BY TOWN BOARD

Supervisor Tancredi: I do have a statement from our Assessor, I asked her to compare where we've been in the past on Tax Certs and where we were today and I just want to read this to give you the information. The Town Assessor, Kathleen Taber said that in the ten year period, the Town is down in the number of Certs received. We have a total of 1,466 taxable commercial properties and this year we had 23 filings out of which 16 were new. This is 1.57% of the taxable commercial parcels and in 2013, we had 35 filing of which 24 were new and at the time of the reval in 2007, there were 64 filings. (it is slowly coming down) For your information prior to the reval in 2005, there were 36 filings and so the good news is the tax certs are down. About five or six years ago we increased the line for tax certs in our budget and last year or two we reduced them some. We are contemplating to reduce it slightly for the 2016 Budget and so, at any rate, I think Kathleen is happy with the trend.

09:02-21 AUTHORIZE

**Assignment of New Tax
Certiorari To Kyle W. Barnett,
Esq. From Van De Water & Van
De Water To Represent Town Of
Poughkeepsie**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby assign the following tax certiorari proceedings recently filed to Kyle W. Barnett, Esq. of Van DeWater & Van DeWater, LLLP to represent the Town at the hourly rate of \$185.00.

SEE ATTACHMENT

SO MOVED: Supervisor Tancredi/J. Conte

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

Nays: None

CARRIED: 7-0

(ATTACHED TO FINAL BOOK COPY)

09:02-22 AUTHORIZE

**Assignment of New Tax
Certiorari To Karen Hagstrom,
Esq. From Corbally, Gartland &
Rappleyea To Represent Town of
Poughkeepsie**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby assign the following tax certiorari proceedings recently filed to Karen Hagstrom, Esq. of Corbally, Gartland & Rappleyea, LLP to represent the Town at the hourly rate of \$185.00:

SEE ATTACHMENT

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

Nays: None

CARRIED: 7-0

ATTACHED TO FINAL BOOK COPY

**09:02-23 SET DATE FOR
PUBLIC HEARING**

**Nuisance, ATVs, Limited
Use Motorcycles**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 16th day of September, 2015 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overcker Road, Poughkeepsie, New York, as and for the time, date and place of a public hearing to consider the adoption of Chapter 144, Article II, entitled "Nuisance Vehicles", 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, that the Town Board of the Town of Poughkeepsie does hereby determine that the adoption of this local law is an

Unlisted Action under SEQRA and that there are no other Involved Agencies as defined in the State Environmental Quality Review Act; and

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

SO MOVED: W. Carlos/J. Conte

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

Nays: None

CARRIED: 7-0

ARTICLE II ATTACHED TO FINAL BOOK COPY

09:02-24 APPROVE

**Street name-Fairview at Fulton
Project/Fox Run**

RESOLUTION

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:

Campus View Ct.

for the Fox Run apartment complex; 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: J. Conte, M. Cifone

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

Nays: None

CARRIED: 7-0

**09:02-25 SET DATE FOR
PUBLIC HEARING**

**Town Code Amendment –
Chapter 195 Prohibited Turns
At Intersections**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 16th 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 an amendment to the Town Code, Chapter 195 entitled “Vehicles and Traffic”, specifically Section 195-41 Schedule VI, entitled “Prohibited Turns at Intersections”, which would repeal the following underlined Language to Section 195-41. Schedule VI: Prohibited Turns at Intersections, specifically as follows:

Name of Street	Direction of Travel	Prohibited Turn	Hours	At Intersection of
Malmros Terrace	Southeast	Left	All	Vassar Road; except Wappingers Central School District buses*
Rowley Road	Southeast	Left	All	Vassar Road; except Wappingers Central School District buses*

***Suspended effective May 7, 2015 until receipt of NYSDOT confirmation that Spring Road has been reopened to regular traffic.**

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

SO MOVED: M. Cifone/W. Carlos

Councilman Carlos: Currently the sign just says “except school buses”. I don’t know if Wappingers is the only buses that go in there. I don’t know if First Student goes in there. Should we have the words Wappingers Central School District or should we just say school buses?

Councilman Baisley: I say just school buses because the other companies pick up handicapped children and everything.

Councilman Carlos: That’s what I think. So I make a motion to amend this to remove “Wappingers Central School District buses” from both of them and just make it say “SCHOOL BUSES”. Seconded by Councilman Cifone

**ROLL CALL ON AMENDMENT: Ayes: Councilmen Baisley, Carlos, Cifone, Lepore, Councilwoman Shershin, Supervisor Tancredi
Nays: None
Absent: Councilman Conte- stepped out for a moment**

CARRIED 6-0

**ROLL CALL ON RESOLUTION: Ayes: Councilmen Baisley, Carlos, Cifone, Lepore, Councilwoman Shershin, Supervisor Tancredi
Nays: None
Absent: Councilman Conte**

CARRIED: 6-0

09:02-26 AUTHORIZE

Special Consents SC 1

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. Bid Award

Wastewater Meters

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. Lepore/M. Cifone

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

CARRIED: 7-0

09:02-SC 1 BID AWARD

Wastewater Meters

RESOLUTION

WHEREAS by Resolution 8:19-#10 of 2015 the Town Board authorized the issuance of bids for a contract for equipment to monitor the flow of wastewater through the Town infrastructure, and

WHEREAS, at the bid opening on August 31, 2015, one bid was received, from Total Control System, Inc., and

WHEREAS, after review by the Town Engineer, and consultation with the Town Comptroller regarding the fiscal benefits of rental and leasing, including a consideration of the useful life of the equipment, now therefore it is

RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby award the bid for the ‘WASTEWATER METERS’ to the low bidder, Total Control Systems, Inc., at the bid price of \$37,800.00 to rent ten (10) flow meters for a three (3) month period, and the Supervisor is authorized to execute a contract therefore; and

BE IT FURTHER RESOLVED, that a bid is also awarded and the Supervisor is authorized to execute a contract to purchase four (4) flow meters from Total Control Systems, Inc. for \$47,463.66, representing Total Control’s voluntarily reduced price from its bid price of \$52,588.00, and

BE IT FURTHER RESOLVED, that the Town determines not to award any contract for alternate one (1) to rent four (4) additional flow meters; and

BE IT FURTHER RESOLVED, that the aforesaid equipment purchase and rental contracts are Type II Actions requiring no SEQRA review.

SO MOVED: A. Shershin/W. Carlos

Councilman Baisley: Todd, can we go over these numbers? We’re paying \$37,000 to rent 10 flow meters for three months. That’s 14 meters we’ll have at one time. We are going to buy four for \$47,000, wouldn’t it be easier to just spread it out a little longer and go with the four that were purchased instead of \$37,000 for 10 of them?

Supervisor Tancredi: The problem is we are under some pressure from DEC to make sure we get some flows recorded and part of the problem is, we own 4 and we’ve been trying to do that with the 4 we have, but the engineers really feel we need this many to adequately test the flows and so what we are going to do is, we are pretty much done in Bill’s Ward, maybe another Ward, but we’re going to move into the Arlington area where there are miles of pipe and miles of flow that needs to be recorded. So this is the recommendation of the Engineering Department.

Councilman Baisley: Where is this money coming out of?

Supervisor Tancredi: The Budget and the Sewer Fund. I checked with Jim and we discussed renting them all, but again, the feeling was ---we talked about renting them- period, and not buying any-the four we purchased I think was back in 2008 and they are still working fine. They may have to be calibrated, but they are still in

good shape so Jim's recommendation was that rather than rent them, just buy them and we will have them. We only got one bid. The feeling was, these things are so expensive that the inventory this company has to keep on the shelf to let someone rent them for three months at a time....

Councilman Baisley: Is someone else doing the work or are we doing the work?

Supervisor Tancredi: We'll buy them and we'll install them. There are kinds that are cheaper, but they tend to be more problematic, so these set above the flow and things don't get caught in them as water flows through them.

Councilman Baisley: They look into the scenario of having someone else do the work? As a one shot deal and getting it all done at once?

Supervisor Tancredi: That I don't have an answer for. Not that I'm aware of. We can check on that.

Time is a little bit of an urgency on this. We need to get this work done and Engineering has been pushing on this. We can check on it, however, if you would like.

ROLL CALL: Ayes: Councilmen Baisley, Carlos, Conte, Cifone, Lepore,
Councilwoman Shershin, Supervisor Tancredi

Nays: None

CARRIED: 7-0

Supervisor Tancredi: I would like to make a motion to suspend the rules for Public Speaking on Town issues. Seconded by A. Shershin.

Two residents spoke: Virginia Buechele re: Concerns about Hudson Heritage project

Jake Simmons re: New Hamburg

Motion was made to resume the rules: Supervisor Tancredi/J. Baisley

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. Confidential communication between attorney and his client/Town Board based on attorney/client privileges.**
- 2. Discussion regarding proposed litigation**

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

money.

SO MOVED: J. Baisley/W. Carlos

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

Nays: None

CARRIED: 7-0

**TOWN BOARD WENT INTO EXECUTIVE SESSION AT 9:09 PM
AND RETURNED AT 9:20 PM**

RESOLUTION 9:2-#ES01 of 2015

BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute a contract to implement the Town's participation in the R.K. Exchange for employee benefits with Rose & Kiernan Insurance at a refundable initial charge of \$5,000, and an annual charge of \$365.00 per year.

SO MOVED: T. Tancredi/J. Conte

**ROLL CALL: Ayes: Councilman Baisley, Carlos, Conte, Cifone, Lepore,
Councilwoman Shershin , Supervisor Tancredi**

Nays: None

TOWN BOARD MEETING CLOSED AT 9:21 PM

FS:lm