

seeking to change the zoning to fit the parcel around it, which is Business Highway and that will allow the Texas Roadhouse, if all goes well, to put a restaurant there and so is there anyone here who would like to speak to this Public Hearing?

NO SPEAKERS CAME FORWARD

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

CARRIED: 6-0

01:20-02 PUBLIC HEARING

**Texas Roadhouse-Zoning Map
Amendment**

RESOLUTION

BE IT ENACTED, the Town Board of the Town of Poughkeepsie, held a duly noticed public hearing on the 20th day of January, 2016 at 7:00 p.m. at Town of Poughkeepsie Town Hall, One Overocker Road, Poughkeepsie, New York to amend the Town Code, Chapter 210, Article III, specifically Section 210-11, which amendment proposes to change the zoning designation of 2323 South Road, tax parcel number 6161-03-111047 as set forth in the attached amendment from O-R (Office Research) District to the B-H (Highway Business) District, for a project known as One Page Park/Texas Roadhouse; and

BE IT FURTHER ENACTED, on November 19, 2015 the Planning Board, as the designated lead agency, issued a Negative Declaration for the proposed One Page Park/Texas Roadhouse project; and

BE IT FURTHER ENACTED, that a written recommendation dated December 17, 2015 was received from the Dutchess County Department of Planning and Development and that said recommendation stated that the adoption of the herein zoning amendment is a matter of local concern; and

BE IT FURTHER ENACTED, that a written recommendation dated November 23, 2015 was received from the Town of Poughkeepsie Planning Board in which said Board recommended adoption of the herein zoning amendment; and

BE IT FURTHER ENACTED, that the Town Clerk notified the Clerks of the surrounding municipalities of the public hearing pursuant to GML 239-nn; and

BE IT FURTHER ENACTED, the Legal Notice of Public Hearing was posted on December 30, 2015 and published in the Poughkeepsie Journal on January 5, 2016; and

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

SO MOVED: W. Carlos/J. Conte

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

ZONING AMENDMENT ATTACHED TO FINAL BOOK COPY

**Motion made to open Public Hearing #3, Juliet Theater Sign: Supervisor
Tancredi/Conte**

NO SPEAKERS CAME FORWARD

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

CARRIED: 6-0

01:20-03 PUBLIC HEARING Historic Designation – Juliet Sign

RESOLUTION

WHEREAS, the Historic Preservation Commission of the Town of Poughkeepsie has made a recommendation to the Town Board of the Town of Poughkeepsie for the designation as a landmark of property located at 60 Raymond Avenue, Poughkeepsie, New York; and

WHEREAS, pursuant to Chapter 126 of the Code of the Town of Poughkeepsie, a public hearing was held on January 20, 2016 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York concerning such designation, public notice being given for said hearing and all interested parties having an opportunity to be heard; and

WHEREAS, said action is a Type II Action pursuant to the NYS Environmental Quality Review Act such that no further environmental review is necessary; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie hereby designates the Juliet Theater Sign located at 60 Raymond Avenue to be a Historic Landmark subject to all the applicable rules and regulations found in Chapter 126 of the Code of the Town of Poughkeepsie; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to give the appropriate notification as required by the Town Code.

SO MOVED: J. Conte/W. Carlos

Councilman Conte: I don't know if you saw the note here or not, but that is the original sign from when it first opened on January 6, 1938.

Councilwoman Shershin: Yes, it's 77 years old. Town Historian John Pina wishes he could have been here tonight, but he teaches a class at Marist College on Wednesday nights and tonight was his first class and so he thought that would be pretty poor form for the professor not to show up on the first class. We just want to make it clear that this designation is only for the sign and doesn't encompass the rest of the building and while the first Vice President of Vassar College choose not to sign the application, they are not opposed to it. And when you think of Arlington, you think of the sign. It's just iconic.

Councilman Carlos: So if they took the building down for whatever reason, they would have to put that sign back up on to the new building I would think.

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

**HISTORIC PRESERVATION COMMISSION ATTACHMENTS
MADE TO AND ATTACHED TO FINAL BOOK COPY**

Motion made to suspend the rules for discussion on Agenda items: Supervisor Tancredi/Councilman Carlos

CARRIED: 6-0

Doreen Tignanelli: On Agenda item #13, unsafe building on Vassar Road. I sent an e-mail about a month ago to Todd and you said you've been working on it. So, are you still going forward with this, because, the place is in pretty bad shape.

Supervisor Tancredi: Yes, evidently what is happening here is we've been working on now for at least eight months and some time in the summer it was all fenced off. Evidently what has happened is the building has asbestos and that tends to complicate things. Wayne did a memo to the Town Board basically outlining the issue, but evidently the asbestos company that won, and the other one was upset and they started bickering and the Department of Labor became involved and so it's been tied up there. Wayne seems to think the building owner is making a real effort to straighten this out to have the building torn down. We don't want to do it, if we don't have to and so we've been talking about this today and we are going to go forward and approve this. Wayne, our Building Inspector, has been discussing this with the owner and if it doesn't look like progress being made, we will be ready to go. But at this point, if we don't have to do the work, we would rather not, but we do want it done.

Doreen Tignanelli: It looks like there has been a lot of starting and stopping on this project over the years. Ok, my other question is on #10 and #11. I looked online, why would someone retire and then be reinstated at a salary of almost \$60,000, if it's the same job, the Court job?

Supervisor Tancredi: Because, she's of age and has been here 45 years plus she is Tier I and so she can retire and she wants to retire and start collecting her retirement, but doesn't really want to quit right now and is willing to continue to work and she is Judge Sullivan's clerk, and she also does a lot in managing the courts.

Doreen Tignanelli: So it's the same job?

Supervisor Tancredi: Yes. She did check with the State Retirement on it, and we checked on it as well and on the Town's perspective, I and some other councilman, think it will in fact save us money because we won't be paying her retirement any longer and she will have to start contributing toward her medical and the residents are going to get the same work at less expense and she gets the benefit, also. So, we felt it was a win both ways.

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

CARRIED: 6-0

01:20-04 ACCEPT

Retirement Of Kent Linderholm

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Kent Linderholm from the Town of Poughkeepsie Police Department, effective end of business day February 12, 2016.

SO MOVED: M. Cifone/J. Conte

Todd also wishes Kent Linderholm well and speaks a moment about the Police Retirements

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

Nays: None

CARRIED: 6-0

01:20-05 AUTHORIZE

Budget Modification – Police Department

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby modify the 2016 Budget, pursuant to the attached Budgetary Transfer Request Form submitted by the Comptroller, to allow police to change IT strategy based on agreement termination, as follows:

FROM:

B 3120-0481	Contracted Services	\$58,000.00
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TO:

B 3120-0115	Temporary Employee	\$53,875.00
B 3120-0811	Social Security	\$ 4,125.00

SO MOVED: J. Lepore/M. Cifone

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

01:20-06 APPOINT Edward Kolor – Temporary System Analyst

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the temporary part time employment of Edward Kolor, which employment will commence on February 1, 2016 for the purpose of maintaining and analyzing the computer, communication and related systems at the Town of Poughkeepsie Police Department at a total compensation not to exceed \$30,000.00.

SO MOVED: A. Shershin/M. Cifone

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

01:20-07 APPOINT Yvonne Laube – Historic Commission

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Yvonne Laube to the unexpired term of Robert Rubin on the Historic Preservation Commission through April 19, 2020.

SO MOVED: Supervisor Tancredi/J. Conte

Councilwoman Shershin assured the Town Board of Yvonne Laube's ability to serve in this capacity.

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

**01:20-08 SET DATE FOR Cablevision Franchise Agreement
PUBLIC HEARING**

ADJOURNED TO AN UNKNOWN DATE IN THE FUTURE

01:20-09 CONSENT Merger of Cablevision And Altice

RESOLUTION

WHEREAS, Cablevision of Wappingers Falls, Inc. provides cable television services to the Town of Poughkeepsie pursuant to a Franchise Agreement approved by the Public Service Commission, and

WHEREAS, the Altice Group has advised that they intend to merge with Cablevision of Wappingers Falls, Inc.; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby consent to said merger between Cablevision of Wappingers Falls, Inc. and Altice Group, and

BE IT FURTHER RESOLVED, that the Supervisor or his designee is authorized to execute any documentation to effectuate this merger.

SO MOVED: W. Carlos/J. Conte

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

01:20-10 ACCEPT Retirement – Barbara Bahl

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of Barbara Bahl as Clerk to the Justice

from the Town of Poughkeepsie Justice Court, effective January 30, 2016 (last day of employment).

SO MOVED: J. Conte/W. Carlos

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

01:20-11 REINSTATE Barbara Bahl

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Barbara Bahl to the permanent position of Clerk to the Justice at the yearly salary of \$59,900, effective February 1, 2016.

SO MOVED: M. Cifone/J. Conte

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

**01:20-12 APPOINT Bill Carlos-Association Of Towns
Delegate**

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby appoint William Carlos as the delegate to the Association of Towns; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize and approve the attendance of all elected and non-elected officials with prior Town Board approval to the annual meeting of the Association of Towns.

SO MOVED: J. Lepore/J. Conte

Councilman Carlos Abstained.

**ROLL CALL: Ayes: Councilmen Conte, Cifone, Carlos, Lepore,
Councilwoman Shershin and Supervisor Tancredi
Nays: None CARRIED: 5-0-1**

**01:20-13 SET DATE FOR Unsafe Building – 51 Vassar Road
PUBLIC HEARING**

RESOLUTION

WHEREAS, the Building Department of the Town of Poughkeepsie has pursuant to Town Code Section 71-5 submitted an Unsafe Building Investigation Report dated January 12, 2016 to the Town Board of the Town of Poughkeepsie regarding 51 Vassar Road, Town of Poughkeepsie, County of Dutchess, State of New York, Tax Grid No. 6260-04-565213 (“the Premises”), the owner of record being Oak Mill Plaza, LLC, 14 Westerly Drive, New City, NY 10956 showing that the Premises and the building on it are dangerous and unsafe to the general public, open at the doorways and windows, infested with insects, accessible to and a haven for vagrants, trespassers, crime suspects, and illegal activity, and that they are unsanitary and present a health, fire and public health hazard; now therefore.

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive a verbatim reading of attached Investigation Report and does hereby adopt said Report and directs that they be spread across the record as if they, in fact, had been read verbatim; and:

BE IT FURTHER RESOLVED, that a Public Hearing on the Order and Notice, including the recovery, levy and collection of Town expenses as an ad valorem levy will be held before the Town Board on February 17, 2016 at 7:00 p.m. at the Town hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY.

SO MOVED: A. Shershin/W. Carlos

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

REPORT ATTACHED TO FINAL BOOK COPY

01:20-14 AUTHORIZE Town Clerk To Advertise Bids – Mowing

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for “MOWING OF TOWN PARKS”, MOWING AT PUBLIC BUILDINGS”, AND MAINTENANCE OF THE ROUTE 9 AND ROUTE 55 MEDIANS”, pursuant to contract specifications to be prepared by the Recreation Department which will be available on January 25, 2016 at the Office of the Town Clerk, with a pre-bid meeting to be held at 10:00 a.m. on February 11, 2016, and a bid opening on February 23, 2016 at 11:00 a.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY; and

BE IT FURTHER RESOLVED, that the Town Clerk and the Recreation Director are further authorized to advertise for and include additional specifications for bids for mowing at Spackenkill School District properties, with any additional bids to be forwarded to and accepted or rejected by the Spackenkill School District; and

BE IT FURTHER RESOLVED, that the right to accept or reject all bids in whole or part is hereby reserved; and

BE IT FURTHER RESOLVED, that contracting for mowing services is part of the ongoing administration and management of the Town of Poughkeepsie and it is a Type II Action under SEQR requiring no environmental review.

SO MOVED: Supervisor Tancredi/W. Carlos

Supervisor Tancredi: Spackenkill expressed an interest with jumping on with our bid and we think if they are interested in having their properties maintained on the outside, mowing, we think it will be a savings because of the scale for the bidding company and at this point it looks like they want to be a part of it and so, if that continues to be, we will make sure the specs include their work as well.

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

01:20-15 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. Authorize Supervisor to Sign Traffic Control Agreement with Dutchess Community College**

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: W. Carlos/J. Conte

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

01:20-SC 1 AUTHORIZE Traffic Control Agreement With

**SUPERVISOR
TO SIGN**

Dutchess Community College

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the continuation of the traffic control agreement with Dutchess Community College effective from the date of the adoption of this Resolution through the end of the College's Spring 2016 Semester, on the same terms and conditions as previously agreed, plus a supplemental overhead charge of 15%, which agreement may be canceled by either party on thirty days written notice.

SO MOVED: J. Conte, M. Cifone

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

Supervisor Tancredi: Motion made to accept comments on Town issues.

CARRIED: 6-0

NO SPEAKERS CAME FORWARD

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

CARRIED: 6-0

MEETING CLOSED AT 7:30 PM

FS:lkm