

**MINUTES OF REGULAR TOWN BOARD MEETING
HELD ON JULY 20, 2016 AT 7:00 PM
AT TOWN HALL, ONE OVEROCKER ROAD
POUGHKEEPSIE, NEW YORK**

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

ABSENT: Councilman Conte

Motion made to suspend the rules for Public Hearing #1: Deputy Supervisor Baisley/Councilman Cifone

CARRIED: 5-0

Neil Wilson, Town Development Director: Since the time the Board set the Public Hearing on these rezonings, I've received a telephone call from Kevin Maridan who represents Ginsburg Companies. They are the owner of the four family house, which I believe is 2555 South Road. The very first one on your list, it is in the R2A District which is also the Zoning applied to the Casperkill Country Club. He has asked that that not be included for consideration for tonight. They are apparently in discussions with the Restaurateur who would like to take it over and they will come back at a later time once they have firmed up their plans. He did agree that the restaurant would be a great use for the site, but they will come back and specifically ask for the appropriate zoning at that time.

Motion made to close the public hearing: Deputy Supervisor Baisley/ Councilman Cifone

CARRIED: 5-0

07:20:01

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 20th day of July, 2016 at 7:00 p.m. at Town of Poughkeepsie Town Hall, One Overocker Road, Poughkeepsie, New York to consider an amendment to the Town Code, Chapter 210 Article III, specifically Section 210-11, which amendments propose to change the zoning designation on certain Town properties as outlined on the attached amendments; and

BE IT FURTHER ENACTED, 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; and

BE IT FURTHER ENACTED, that the Town Board has previously declared its intent to act as Lead Agency and the action to amend the Zoning Map is an Unlisted Action under the New York State Environmental Quality Review Act; and

BE IT FURTHER ENACTED, that the Town Board has reviewed the Short Form Environmental Assessment Form (EAF) prepared by the Director of Municipal Development and hereby determines that: 1) the adoption of the herein zoning amendment would not have a significant adverse effect on the environment and; 2) a draft environmental impact statement will not be required for the reasons set forth in Part II of the EAF and; 3) a Negative Declaration is hereby issued; and

BE IT FURTHER ENACTED that a written recommendation dated July 13, 2016 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 June 21, 2016 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, that the Legal Notice of Public Hearing was posted on June 27, 2016 and published in the Poughkeepsie Journal on July 1, 2016; and

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

SO MOVED: W. Carlos/M. Cifone

Motion made to take out Tax Parcel 6159-01-312843, 2228 South Road, owner Casperkill-I, LLC Consisting of ± 2.26 acres. SO MOVED: M. Cifone/ W. Carlos

ROLL CALL ON AMENDMENT: Ayes: Councilmen Carlos, Cifone, Lepore, Councilwoman Shershin and Deputy Supervisor Baisley

Nays: 0

CARRIED: 5-0

ROLL CALL ON RESOLUTION AS AMENDED: Ayes: Councilmen Carlos, Cifone, Lepore, Councilwoman Shershin and Deputy Supervisor Baisley

Nays: 0

CARRIED AS AMENDED: 5-0

Motion made to open Public Hearing #2: Deputy Supervisor Baisley/M. Cifone

NO SPEAKERS CAME FORWARD

Motion made to close Public Hearing #2: Deputy Supervisor Baisley/M. Cifone

CARRIED: 5-0

07:20-02 PUBLIC HEARING

**Amend Town Code – Chapter 195
Stop Intersections – Fulton Street**

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 20th day of July, 2016 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend Town Code, Chapter 195, entitled “Vehicles and Traffic”, specifically Section 195-44. Schedule IX: “Stop Intersections”, Section 195-39. Schedule IV. “One-Way Streets” and Section 195-41. Schedule VI: “Prohibited Turns at Intersections”, which amendments would be as follows:

ADD: Section 195-44. Schedule IX: “Stop Intersections”

STOP SIGN ON	DIRECTION OF TRAVEL	AT INTERSECTION OF
Fulton Street	West	Fairview Avenue north bound

ADD: Section 195-39. Schedule IV: “One-Way Streets”

NAME OF STREET	DIRECTION OF TRAVEL	LIMITS
Fairview Avenue	South	From Fulton Street Approximately 300 feet South to north bound Split of Fairview Ave.

ADD: Section 195-41. Schedule VI: “Prohibited Turns at Intersections”

NAME OF STREET - DIRECTION – PROHIBITED TURN - HOURS AT			INTERSECTION OF
Fulton Street	West	Left	All One-way south Bound section of Fairview Avenue

AND BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on July 7, 2016 and published in the Poughkeepsie Journal on July 11, 2016; 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 Lepore

Councilman Cifone: I would just like to add that this was a problem with an intersection we had at Fairview going west and it actually helped solve that problem with the additional traffic we were expecting with some of the housing that is being built down there. But, I wanted to thank Chief Spero, Marc Pfeifer, Gary Hulbert, Neil Wilson and Don Beer and I'm sure there are were some other people that were there that helped out. We all met one morning and made this happen, but I want to thank you guys because you all got out there early in the morning and fixed the problem before it became a bigger problem and thank you very much for that. If I forgot anyone, please let me know so I can thank them in person later.

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

Nays: None

CARRIED: 5-0

Deputy Supervisor Baisley Read the agenda items and then made a motion to accept comments on agenda items.

Seconded by Councilman Cifone

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

Nays: None

CARRIED: 5-0

Doreen Tignanelli: I just have a question about Special Consent Item #3 to hire legal council for the Poughkeepsie Joint Water Board. The resolution that was posted on the Town's website didn't really have much information other than fee amounts and so this has to do with the potential City of Poughkeepsie and their selling half of their share of Poughkeepsie Water Plant? Yes. So, what is the Town's position? Do they think they need a lawyer?

Deputy Supervisor Baisley: Our attorney has a conflict with a representative at this time and so we just need to hire an outside firm and we don't know how it's going to go between the City and their possible purchaser that they want to sell with and so we just think we need legal advice moving forward and what ever the cost is, it will come out of the Water Fund and not the Town's actual funds.

Doreen Tignanelli: I know that at the Water Board Meeting back in March or so, it was discussed or noted, that the City wanted to sell their share to the County. Is that still a case?

Deputy Supervisor Baisley: We think it is, but that's why we are hiring an attorney to make sure we know where we stand going in. Going forward, I think we need an attorney to make sure we know where we are going and we get our fair shake.

Doreen Tignanelli: Ok, so at this time, it is not the Town's intention to sell the other half of their plants.

Deputy Supervisor Baisley: Not to my knowledge and not from the discussions with the other Town Board members I've had.

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

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

Nays: None

CARRIED: 5-0

07:20:03 ACCEPT

**Retirement of Police Officer –
John Wiegard**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the retirement of John Wiegard as Police Officer of the Town of Poughkeepsie Police Department, effective July 19, 2016.

SO MOVED: J. Lepore/M. Cifone

Motion made to have the Chief come up who wishes to make comments regarding this retiring Police Officer. (Actually we have two)

Police Chief Ron Spero, Jr.: Unfortunately, both of these officers are not retiring because they no longer want to do the work, neither one of them at this stage is physically capable of doing the work. Officer Wiegard unfortunately is under the care of Hospice at his home. This is a sudden situation that came up about three

weeks ago and here we find as of last night, his retirement was effective. The Chief gave a brief account of this Officers commitments to the Town.

Chief Spero also commented on Officer Frank Dinardo who finds himself in a different set of circumstances. He was unfortunately injured in a car accident and has had multiple surgeries and still has to have further surgeries and the State thought at this time he would not be able to be a Police Officer any longer. Chief Spero gave a brief discription of this Officers' employment as a Police Officer for the Town.

(Please see video for complete comments about both officers made by Chief Spero)

Deputy Supervisor Baisley spoke regarding Officer John Wiegard as to him being a fantastic officer over the years and he was an old school policeman. He was always kind, up front and the kind of person you wanted to come and see. It is a shame that this would be the first day of his retirement and I just would wish the family all our hopes and prayers for what they are now enduring. As far as Frank goes, he was a fantastic officer as well and he always reached out and treated everyone equally and he tried to do the job but obviously was take out of commission, not by his will of his own. I would just like to wish these two officers the best in moving forward.

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

Nays: None

CARRIED: 5-0

07:20:04 AUTHORIZE

**Highway Department To Purchase Boom
Lift**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Highway Department to purchase a used 2005 Genie Z45 Articulated Boom Lift for the sum of \$18,000.00, to be purchased from D. Charles Andrews pursuant to the memorandum dated July 7, 2016 from the Highway Department Superintendent.

SO MOVED: A. Shershin/M. Cifone

Councilwoman Shershin: This is a really good price. It's about 11 years old and so you are happy with the condition of it?

Marc Pfeifer: Yes, it's in really good shape. I saw it, I ran it and I've done all of the above and it's going to be good for us. We don't have any kind of a lift truck at the Highway at all. It will help us trim trees and if we have an issue with any lighting

on the buildings and we can use it for a lot of things. It will lift 45 feet up and for the price, I think it's good and we will find many more things we can do with it.

Councilman Lepore: Marc, will this require a special insurance?

Marc Pfeifer: I don't know if we will need special insurance, but, I'll have a few of the guys be certified to run it. It's really in very good shape.

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

Nays: None

CARRIED: 5-0

07:20:05 BOND RESOLUTION

**Authorizing The
Purchase/Installation of
Computer Hardware/Software-
Police Department**

RESOLUTION

At a regular meeting of the Town Board of the Town of Poughkeepsie, Dutchess County, New York, held at the Town Hall, in Poughkeepsie, New York, in said Town, on the 20th day of July, 2016, at 7 o'clock P.M., Prevailing Time.

The meeting was called to order by Jon Jay Baisley and upon roll being called, there were

PRESENT

**William Carlos
Michael Cifone
Joseph Lepore
Ann Shershin
Jon Jay Baisley**

ABSENT:

**Joseph Conte
Vacant – Supervisor**

The following resolution was offered by Jon Jay Baisley, who moved its adoption, seconded by Michael Cifone, to-wit:

BOND RESOLUTION DATED July 20, 2016

A RESOLUTION AUTHORIZING THE COST OF THE PURCHASE AND INSTALLATION OF COMPUTER HARDWARE AND SOFTWARE, FOR THE TOWN OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$500,000, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

Whereas, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have any significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize such capital project and the financing thereof,

NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Poughkeepsie, Dutchess County, New York, as follows:

Section 1. The purchase and installation of computer hardware and software, including incidental expenses in connection therewith, in and for the Town of Poughkeepsie, Dutchess County, New York, is hereby authorized at a maximum estimated cost of \$500,000.

Section 2. The Plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$500,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; provided, however, the amount of bonds to be issued shall be reduced to the extent of grants received therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. the faith and credit of said Town of Poughkeepsie, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to

pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorize, including renewals of such notes, is hereby delegated to the Deputy Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Deputy Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Deputy Supervisor, the Chief fiscal officer of such Town. Such bonds shall contain substantial the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Deputy Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Town for such purpose, together

with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

William Carlos – Aye
Michael Cifone – Aye
Joseph Lepore - Aye
Ann Shershin - Aye
Jon Jay Baisley – Aye
Supervisor- Vacant

The resolution was thereupon declared duly adopted. **CARRIED: 5-0**

Deputy Supervisor Baisley: The only thing I would like to say is this resolution we are hoping that with the grant money we put out, this was a million point two, which originally, with the Chief's help, Todd's help at the time and we met with the County and we have it down to about \$400,000 now and we have grant money out there and we are hoping to get enough grant money to cover a good portion of this and so this is just to get the resolution moving. We won't borrow any of the money until we actually physically need it.

07:20-06 AUTHORIZE DEPUTY

**Tyler Technologies – Police
Department Computer Upgrade**

RESOLUTION

WHEREAS, the Town of Poughkeepsie intends to upgrade its Police Department's IT system, and

WHEREAS, the installation of such an IT system and its ongoing operation and maintenance involve the procurement by the Town of specialized professional computer services, and

WHEREAS, the County of Dutchess currently uses a Tyler Technologies (formerly New World) system for its public safety information technology programs, and

WHEREAS, the County of Dutchess, before contracting with tyler technologies issued a request for proposals, and after reviewing the proposals received, chose Tyler Technologies as the proposer offering the best value to the County, and

WHEREAS, the County's procurement of Tyler Technologies was by its terms made available to members of the Interagency Purchasing Cooperative, of which the Town of Poughkeepsie is a member, and

WHEREAS, Chief of Police Spero has, with his department members and consultants, and with the assistance of Commissioner Mahler and Deputy Commissioner Oscarlece of the Dutchess County Office of Computer Information Services, compared the projected cost to the Town to acquire and maintain its own system, with the cost of purchasing certain Tyler Technologies upgrades to the Dutchess County System and contracting with the County of Dutchess to host and maintain the Town's system, and has determined that proceeding with Tyler Technologies with the County provide hosting and maintenance services would be more economical for the Town's tax payers, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie finds that it would not be in the best interest of the Town of Poughkeepsie to issue an RFP or other procurement to acquire the necessary Police Department IT equipment and services, and

BE IT FURTHER RESOLVED, that the Deputy Supervisor is authorized to execute an Intermunicipal Agreement with the County of Dutchess in substantially the form annexed hereto to provide IT services and hosting to the Town of Poughkeepsie, and

BE IT FURTHER RESOLVED, that the procurement of these professional services and related equipment is a Type II Action requiring no SEQRA review.

SO MOVED: M. Cifone/A. Shershin

Councilman Carlos: This is an interesting aside to this. New World Systems is a software system for law enforcement and the County has been running a version of it for the Sheriffs office for a while and the City of Poughkeepsie runs a version of it. With our participation now, some of the data fields and some of the information in the system, is instantly shared between the Sheriff's office, the City of Poughkeepsie and the Town of Poughkeepsie. It's a step. It makes tremendous sense. If there is a contact with an individual by the Sheriffs office in the Town of Milan and two nights later, a Town of Poughkeepsie Police officer has a contact with that. They will know as soon as it is entered into the system. It's going to save lives. It's a step in having three agencies share critical information. I think this is a great idea.

Councilwoman Shershin: I also have a question on the Service Agreement, Page 2 under FEES. It's showing, and I believe this is paid to the County. We are paying them an annual fee of \$80,000 and then every year it increase 2%. Does it really have to go up 2% every year? I would think, once it's established, it would be fairly well standardized and as we get used to using it, we won't need as much support.

So, why are they increasing it? They have reduced our sales taxes, they bought the OCS building, we are not gaining tax revenue from that and then they are going to hit us for another 2% every year?

Police Chief Spero: I worked along with Todd in the early stages and Jay after Todd left and I have had many conversations with the retiring commissioner regarding the fee schedule and I did get some concessions and the delay of the starting of the payments to them. They have a public safety team that works on this for the County now and my understanding is that most likely they are going to have to add another member to that team in order to continue to maintain the system for us as well. I think we got a good deal. We got people involved with this technology for 30 plus years and they were early adopters of this system and they know this system probably just as well as the people that work for the company at this stage and we are going to have significant training issues that they are going to help us with and they will be available during regular business hours to assist us. There is a disaster recovery plan in place---

Councilwoman Shershin: I don't have a problem with the hosting fee, it's the 2% increase each year that I'm having a problem with. I think as time goes on, we will get better in using the system and need less support and I don't see why it needs to increase. But, we are committed to these five years, I take it? (Yes) Well, after that, maybe we can work something out to be stabilized and get some of our County Legislators involved with this.

Deputy Supervisor Baisley: What we are hoping for and Ron probably agrees is that the City of Poughkeepsie is coming on with the same system. They have the same system in Ulster County and if more and more come on, we may be able to not only cut 2% out, we may be able to cut it down. They have to update the system at the same time and so there is a lot of bargaining in there that we be able to use to bargain with them. The numbers have changed and gone down quite a bit.

Councilwoman Shershin: I'm just saying, I think the County could cut us a little slack and not hit us for another 2% every year.

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

Nays: None

CARRIED: 5-0

**DRAFT OF TOWN OF POUGHKEEPSIE IT SERVICES AGREEMENT
ATTACHED TO FINAL BOOK COPY**

07:20:07 WAIVE

**Building Permit Fee-Arlington Fire
District**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive the Building Permit fee for the minor modernization renovation project by the Arlington Fire District to the kitchen/dayroom area at their head quarters building located at 11 Burnett Boulevard Road in the Town of Poughkeepsie; and

BE IT FURTHER RESOLVED, that said modernization renovations are a Type II Action requiring no SEQR review.

SO MOVED: J. Lepore/M. Cifone

Neil Wilson: I talked to the Deputy Supervisor yesterday about this item. A couple of years ago, we added to our fee schedule, an automatic waiver for the three fire districts as well as any local governmental unit as far as Building Permit fees and so these types of waivers are no longer necessary. They are automatic as part of Chapter 105 which is our fee schedule. I think we did that at the end of 2014. You can certainly act on it, but it's not necessary.

Councilman Lepore: My question is, "What is the value of this Building Permit"?

Neil Wilson: I really don't know, I never looked into it. We have for many years been routinely granting these waivers. It's a unit of Local Government and it just seems to make sense to just put a waiver in our fee, which we did a couple years ago.

Councilman Lepore: Would our building department go and inspect the work?

Neil Wilson: Oh yes, we would still follow the rules, we are just waiving the fees, everything else is the same.

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

Nays: None

CARRIED: 5-0

07:20-08 ACCEPT

**Resignation – Todd N. Tancredi From
Joint water Board**

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Todd N. Tancredi from the Joint Water Board effective July 6, 2016.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

07:20-09 APPOINT

Jon Jay Baisley – Joint Water Board

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Jon Jay Baisley to the City/Town Joint Water to fill the unexpired term of Todd N. Tancredi, which term expires on December 31, 2018.

SO MOVED: J. Baisley/W. Carlos

ROLL CALL: Ayes: Councilmen Carlos, Cifone, Lepore, Councilwoman Shershin

Abstain: Jon Baisley

Nays: None

CARRIED: 4-0

07:20:10 APPOINT

Jon Jay Baisley – Marriage Officer

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Jon Jay Baisley as a Marriage Officer for the years 2016 and 2017, pursuant to New York State Domestic Relations Law, Section 11-c. Marriage Officers, Chapter 49 of the Laws of 1988, whereby said Marriage Officer will have the authority to solemnize marriages.

SO MOVED: W. Carlos/M. Cifone

ROLL CALL: Ayes: Councilmen Carlos, Cifone, Lepore, Councilwoman Shershin

Abstain: Deputy Supervisor Baisley

Nays: None

CARRIED: 4-0

07:20:11 ACCEPT

**Resignation – Cody Wilkinson-From the
Water Department**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Cody Wilkinson from the Town of Poughkeepsie Water Department effective July 28, 2016.

SO MOVED: M. Cifone/W. Carlos

Jay states that Cody will be missed but that he now has a job with the City of Poughkeepsie Police Department. Good luck to Cody on his new employment.

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

07:20:12 APPOINT

Joseph Socci As Sewer Maintenance

**RESOLUTION
AMENDED**

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Joseph Socci to the position of Sewer Maintenance Mechanic – Full Time Permanent with the Sewer Department at the Grade 6, Step 3 salary of \$22.29 per hour for 2016, which appointment will be effective August 1, 2016 and which appointment is subject to a probationary period of not less than 8 nor more than 26 weeks per Civil Service Law; and

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

SO MOVED J. Lepore/M. Cifone

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

07:20:13 AUTHORIZE

**Block Party – Orchard Party/To Be Held
On July 30, 2016 With A Rain Date Of
July 31, 2016**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by Orchard Park Block Association to hold a block party on Orchard Park – mid street on July 30, 2016, with a rain date of July 31, 2016 from 1:00 PM to 10:00 PM and does hereby authorize the Town of Poughkeepsie Police Department Traffic Division to close said street, but allowing access for emergency vehicles from 1:00 PM to 10:00 PM; and

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

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

07:20:14 AUTHORIZE

**Block Party – Conklin Street/To Be Held
On September 3, 2016 With A Rain Date
Of September 4, 2016**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by Conklin Street Neighborhood Association to hold a block party on Conklin Street in New Hamburg between Channingville Road/Main Street and Lawson Street on September 3, 2016, with a rain date of September 4, 2016 from 2:00 PM to 10:00 PM, and does hereby authorize the Town of Poughkeepsie Police Department Traffic Division to close said street, but allowing access for emergency vehicles, from 2:00 PM to 10:00 PM; and

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

SO MOVED: J. Baisley/W. Carlos

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

Nays: None

CARRIED: 5-0

07:20:15 ACCEPT

**Certificate of Attendance
Rocco Romeo**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the Certificate of Attendance for Rocco Romeo from Dutchess County Planning Federation, for the course entitled “How to Read a Site Plan’, a copy of which is attached.

SO MOVED: W. Carlos/M/ Cifone

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

Nays: None

CARRIED: 5-0

**07:20:16 AUTHORIZE DEPUTY
SUPERVISOR TO SIGN**

**SAM Grant Application For Recreation
Upgrades And Equipment Purchases**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Deputy Supervisor to execute a State and Municipal Grant Application to effectuate a grant award for projects known as recreation upgrades and purchase of a bucket truck for Highway, in the amount of \$250,000.00.

SO MOVED: M. Cifone, W. Carlos

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

Nays: None

CARRIED: 5-0

07:20:17 AUTHORIZE

**Town Clerk To Certify Standard
Work Day And Reporting
Resolution**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby establish the standard workday for each elective and appointive official, which shall be not less than 6 hours per day; and also for employee positions per attached form RS 2418; and

BE IT FURTHER RESOLVED, that the standard work week shall be Monday through Friday; and

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

	TERM ENDS	HOURS PER
WORKDAY		
Jon Jay Baisley, 1st Ward Councilman	12/31/17	6
Joseph Conte, 3rd Ward Councilman	12/31/17	6
Michael Cifone, 4th Ward Councilman	12/31/17	6
Joseph Lepore, 5th Ward Councilman	12/31/17	6
Ann Shershin, 6th Ward Councilwoman	12/31/17	6
Karen Schubert, Receiver of Taxes	12/31/17	8
Felicia Salvatore, Town Clerk	12/31/17	8
Marc Pfeifer, Superintendent of Highways	12/31/17	8
Stephan Krakower, Town Justice	12/31/19	6

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

	TERM ENDS	HOURS PER
WORKDAY		
Charles Emberger, Comptroller	12/31/17	8
Kathleen Taber, Assessor	09/30/19	8
Ronald Spero Jr., Police Chief	12/31/18	8

AND BE IT FURTHER RESOLVED, that commencing July 20, 2016 the elected or appointed official shall have recorded and certified/or will record if not in time keeping system, his or her work activities for a period of three consecutive months, which will include matters outside the normal working hours for the purpose of actually attending to official duties, including to responding to, members of the public on matters of official business; and

BE IT FURTHER RESOLVED, that said records shall be completed and submitted to the Clerk of the Governing Board; and

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

SO MOVED: J. Lepore/M. Cifone

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

Nays: None

CARRIED: 5-0

07:20:18 RATIFY

**Deputy Supervisor Baisley's Signature Of
Central Hudson Release**

RESOLUTION

WHEREAS, the Town Board of the Town of Poughkeepsie by Resolution 10:15-11 of 2014 authorized the execution of a contract with Troy & Banks to perform an audit to determine whether a refund for street light electrical charges be due to the Town of Poughkeepsie; and

WHEREAS, Troy & Banks has completed its audit and the Town of Poughkeepsie is entitled to a refund in the amount of \$142,332.69; now therefore

BE IT RESOLVED, that the execution of the annexed General Release in favor of Central Hudson Gas & Electric Corporation and the same is hereby ratified and the Deputy Supervisor or his designee is authorized to disperse payment to Troy & Banks for its services consistent with contract between it and the Town.

SO MOVED: A. Shershin/M. Cifone

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

Nays: None

CARRIED: 5-0

07:20:19 NOTIFICATION

**The Following Claim Has Been
Referred to Legal Department
1 Bridget Gales V. Town of
Poughkeepsie
REFERRED TO LEGAL**

07:20:20 TERMINATE

**Contract With Hudson Valley
Community Center Inc.**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie confirms Deputy Supervisor Baisley's decision to terminate the contract with Hudson Valley Community Center, Inc.

SO MOVED: J. Baisley/W. Carlos

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

**07:20:21 AUTHORIZE Special Consents SC 1, SC 2, and
SC3**

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. Concur NYS Comptroller's determination
Of Frank Denardo Retirement**
- 2. Authorize Electrical Inspector-Northeast
Electrical Inspections, LLC**
- 3. Retain Law Office of Zarin & Steinmetz
re Poughkeepsies' Joint Water Project**

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/M. Cifone

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

**07:20-SC 1 CONCUR NYS Comptroller's Determination
Of Frank Denardo Retirement**

RESOLUTION

WHEREAS, the Town of Poughkeepsie has received a determination regarding an application of Town of Poughkeepsie Police Detective Frank J. Denardo for Performance of Duty Disability Retirement from the Office of the New York State Comptroller, New York State and Local Police and Fire Retirement System, dated July 12, 2016 and

WHEREAS, said determination found that Mr. Denardo is permanently incapacitated for performance of his duties as a Town of Poughkeepsie Police Detective, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby concur with the Office of the New York State Comptroller's Office determination and his performance of duty retirement is effective immediately.

SO MOVED: M. Cifone/W. Carlos

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

Nays: None

CARRIED: 5-0

07:20-SC 2 AUTHORIZE

**Electrical Inspector – Northeast
Electrical Inspections, LLC**

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize Northeast Electrical Inspections, LLC of Scotia, New York to conduct electrical inspections in the Town of Poughkeepsie, pursuant to the recommendation of Building Inspector Timothy Sickles, a copy of which is attached.

SO MOVED: J. Lepore/M. Cifone

07:20-SC 3 RETAIN

**Law Office Of Zarin & Steinmetz
Re: Poughkeepsies' Joint Water
Board**

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby retain the law office of Zarin & Steinmetz, to represent the Town of Poughkeepsie's interest in the matter involving the proposed sale of the City of Poughkeepsie's share of the Poughkeepsies' Joint Water Project, at the rate of \$450 per hour for Michael D. Zarin, \$324 per hour for David J. Cooper and fellow partners, \$202.50 per hour for associates and \$100 per hour for paralegals, plus disbursements.

SO MOVED: A. Shershin/W. Carlos

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

Nays: None

CARRIED: 5-0

Motion made to open up for comments on Town Business from the floor: Deputy Supervisor Baisley/M.Cifone

CARRIED: 5-0

Various residents of New Hamburg spoke to express their concerns on behalf of the New Hamburg Neighborhood Association regarding developments in the New Hamburg lawsuit with the Town.

Please view the discussion on our You Tube channel for full details.

Motion made to resume the rules: Deputy Supervisor Baisley/A. Shershin

CARRIED: 5-0

**ADJOURN TO
EXECUTIVE SESSION**

**To Enter Executive Session To
Consider Following Matters:**

- A. Litigation Known as New Hamburg Terminal**
- B. Confidential Communication Between Attorney And His Client, The Town Board, Based On Attorney/Client Privilege**

And Be It Further Resolved, There Will Be No Action Taken Appropriating Money

AND BE IT FURTHER RESOLVED, There will be no Action Taken Appropriating Money. SO MOVED: W. Carlos/M. Cifone

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

Nays: None

CARRIED: 5-0

TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:14 P.M.

TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 8:45 P.M.

NO ACTION TAKEN IN EXECUTIVE SESSION

TOWN BOARD MEETING ADJOURNED AT 8:46 P.M.