

**MINUTES OF COMMITTEE OF THE WHOLE &  
REGULAR TOWN BOARD MEETING  
HELD ON AUGUST 3, 2016 AT 7:00 PM  
AT TOWN HALL, ONE OVEROCKER ROAD  
POUGHKEEPSIE, NEW YORK**

**PRESENT:** Deputy Supervisor Baisley  
Councilman Carlos  
Councilman Conte  
Councilman Cifone  
Councilman Lepore  
Councilwoman Shershin  
Attorney Odierna  
Town Clerk Salvatore

**NO AGENDA ITEMS FOR COMMITTEE OF THE WHOLE MEETING**

**Motion made to open Public Hearing # 1: Deputy Supervisor Baisley/M. Cifone**

**CARRIED: 6-0**

**Brian Underhill: I was approached last November by three different companies looking to put a solar farm on some of our property in the Town of Poughkeepsie. In the past I never thought about doing stuff like that because I didn't want to get involved with a long term situation, but, I'm getting on in age and I would like to pass my farm on, debt free if I can, to my children and it seemed like a good way to be able to generate a little extra income, both from a tax standpoint and also a little bit more discretionary income. The area we were thinking about putting the farm itself is going to be on a piece of property surrounded by wood land and a row of trees facing Van Wagner such that if you didn't know it was there, you wouldn't see it. It doesn't make a noise or intrude on local people. I understand now when I've got an influx of people looking to put it up, I didn't realize that the same people are probably multiplied coming in in front of your Board to get their processes taken care of. I understand the need for a moratorium in order to get your ducks in order and set up right. From my standpoint, I would like to see the Town Board work with the company that I've hired to do the work and they have done a very extensive job from California and different other parts of the country and they have a wealth of knowledge with working with communities and setting up parameters' that need to be taken care of. I myself would like to see the moratorium as short as possible and see things move along because it means a great deal to my family to take land I'm not able to use right now and put it into a productive use both from my families standpoint and to actually put energy back into the local grid. I now welcome any comments I can get from the Board.**

**Councilman Cifone:** First of all, we agree with you. We don't ever try to put a moratorium on and have it last forever, but we do want to look at it and see how it would affect everyone town wide. We want it to be fair across the board.

**Neil Wilson:** The original proposal was for nine months and I certainly don't feel we will need nine months. Moratoriums create their own pressure to make the moratorium go away basically the day you adopt it. My expectation is that the staff will be in a position to give the Board a draft of standards for sighting of the solar stuff but more about public utilities in general. Certainly the sighting standards would be specific to solar and yes we've had a number of folks come before us before Cypress to submit an application for Mr. Underhill's property, but I do think we will need an opportunity to take a step back and create standards. Right now, we do not have specific sighting standards for buffering and visual protection, noise, etc. for public utilities. We allow public utilities in every single zone in our town and that's not an unusual feature in the zoning codes because public utilities cover everything from potential generating facilities like the solar farm to distribution facilities, people need light and power. What we are talking about is a moratorium on establishment of solar farm as a principle use. This moratorium will not affect the average homeowner who wants to install solar facilities on their roof top or ground mounted. That's not what this is about. I have no problem if the Board would like to dial back the nine months to be six. That would be my recommendation, in fact. Also, I do think as a fairness concept, that the one application that we do have should be allowed to have its application processed by the Planning Board. The language of Section 3-1 currently says that "A Department of the Town should not accept for continued review, hold a hearing, make a decision, or grant any permits or approvals". My recommendation would be to eliminate the language, except for review or continue review. By eliminating that, this particular applicant being in the pipe line and future applicants as well coming in, they can talk to Planning Board and staff, they just can't be approved until the moratorium is lifted.

**Councilman Conte:** I want to support you a little bit on this, but I think the fear is, we don't want to have these big solar farms where it really knocks out and takes away some of our landscape. I do think we are careful with our movements and so I support you in that case. But, the fact that you are in the pipe line, I see where you are going with that and I want to say, I do support you on this.

**Jay:** It's pretty well hidden back there

**Neil:** Speaks again for a few minutes on the issue

**Motion made to close the Public Hearing: Deputy Supervisor Baisley/J. Conte**  
**CARRIED: 6-0**

## RESOLUTION

**BE IT ENACTED**, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 3<sup>rd</sup> day of August, 2016 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby adopt the “Public Utility Facilities Moratorium” Local Law, which Local Law imposes a temporary moratorium on the installation of solar power facilities; and

**BE IT FURTHER ENACTED**, that the Local Law is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said Local Law and does direct that said Local Law 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 this Local Law a Type II Action under New York State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617.5(30), (“SEQRA”), and requires no environmental review; and

**BE IT FURTHER ENACTED**, that a written recommendation dated July 11, 2016 was received from the Dutchess County Department of Planning and Economic Development stating that the proposed Local Law was a matter of local concern; 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 July 11, 2016 and published in the Poughkeepsie Journal on July 18, 2016; and

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

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

**Motion made to Amend to make it 6 months rather than nine months and change to Section 3, second line of first sentence, delete the words (Except for review, continue review) would be stricken out.**

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

**ROLL CALL ON AMENDED RESOLUTION: Ayes: Councilmen Carlos, Conte,**

**Cifone, Lepore, Councilwoman Shershin and Deputy Supervisor  
Baisley  
Nays: None** **CARRIED: 6-0**

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

**Joe Armstrong: I notice there is a couple of Property Maintenance on. One is for later on. I understand there is legislation to try and move this to have the Banks responsible for some of the “Zombie” properties, do we have any information as to where that is at as far as—**

**Deputy Supervisor Baisley: The last time we called, it hadn’t been passed yet. We are waiting for the Governor to pass it. As of yet, I don’t believe it has been passed yet.**

**David Mushett from “Rosicki and Rosicki”, on behalf of National Bank Association. In regard to the law that would be passed and he was referencing, that was passed and it will take affect in December of 2016. I know here you were looking for a recommendation from the Zoning Administrator as to how to proceed with the waist and debris that is on the property. The bank came into title on July 20, 2016 as the closer sale was held on July 19, 2016. We would be just asking for an adjournment until the next meeting on this so we can take care of the premises. It is secure as of now, there are lock boxes on the front and back door so we can go forward with keeping the lawn and making sure the debris, etc. is removed from the property.**

**Deputy Supervisor Baisley: What we have done before and with Sarah’s recommendation, we usually don’t adjourn them, we usually pass the Resolution and then just take action. Sarah will work with you and take action on it. Otherwise, we have to go back and re-advertise and start all over again. This just leaves it on the plate. As long as you are working with the Zoning Administrator, we usually follow her direction.**

**Councilwoman Shershin: Yes, and we don’t have to send our contractor out to clean it up, there is no bill because you are taking care of it yourself.**

**David Mushett: We have been in contact with our client and we are aware of it and they will send someone and obtain their own agent to clean up the property.**

**Sarah Davis, Zoning Administrator: The property has been mowed. There is debris in the back that needs to be removed. That’s all that has to be done.**

**Motion made to close the Public Hearing: Deputy Supervisor Baisley/J. Conte**

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

Nays: None

CARRIED: 6-0

08:03:02 PUBLIC HEARING

Property Maintenance – 40 Lorraine Blvd.

**BE IT RESOLVED**, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on August 3, 2016 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 40 Lorraine Boulevard, Town of Poughkeepsie, County of Dutchess, State of New York, bearing Grid No. 6259-03-004436, owned by Joseph J. Maxwell, Fr. Is in violation of Chapter 159; and

**BE IT FURTHER RESOLVED**, that the Legal Notice of Public Hearing was posted on July 11, 2016 and published in the Poughkeepsie Journal on July 15, 2016; 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 40 Lorraine Boulevard 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 remove all solid waste, debris and litter 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. Conte/M. Cifone**

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

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

**Motion made to close Public Hearing #2: Deputy Supervisor Baisley/J. Conte**

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

**Motion made to suspend the rules for comments on Agenda Items: Deputy**  
**Supervisor Baisley/A. Shershin**  
**CARRIED: 6-0**

**Joseph Armstrong: Just curious, it said “REJECT” on the bid for Sanitary Sewer**  
**Pipe Repairs. Is that something throughout the Town or –**

**Deputy Supervisor Baisley: That’s throughout the Town. We are on a consent**  
**order from DEC to repair a lot of the pipes on inflow and we got the bids. They**  
**were about \$100,000.00 more than we thought and so our Sewer Department went**  
**to Connecticut and took a class on how to do the work themselves and they are**  
**going to come in and do it in-house for a lot less than we had anticipated it would be**  
**if we sent it out.**

**Joseph Armstrong: Was part of that what the Country Club Estates new sewer pipe**  
**hookup?**

**Deputy Supervisor Baisley: No, this is a lot of older stuff where pipes were broken**  
**and sewer manholes they had to line and fix.**

**Michael Smith: This is about the Germano property. I have some concerns about**  
**the safety issues as to where they want to do the drop off plans for our street. They**  
**said it wouldn’t cost more traffic, but, any traffic more than 40 cars there will be**  
**more traffic and it isn’t even wide enough to get my truck and the neighbors truck**  
**in and out of that area. Also, I think that if the drop of was on our street the**  
**children on our street have a very small area to ride their bikes and that would be**  
**actually a quarter of the way into Van Sicken Drive. That’s not on a hill. So, a lot of**  
**the kids wouldn’t be able to ride their bikes there. I am right next to the property**  
**and I saw that the Town got involved with a possible sale. They put it in the paper**  
**and you couldn’t even read it, it doesn’t give the actual description of the property**  
**back in September. I live right next door to part of the property that is Town**  
**owned and I don’t even know what strip of land they wanted to buy. I would**  
**purchase to keep “green” next to my house. I asked “What property is being**  
**actually sold and the description was not accurate in the Poughkeepsie Journal, it**  
**just said “A part of land”. No one could answer the things for me. I am very**  
**concerned about the impacts on the street and the safety of the children.**

**Deputy Supervisor Baisley:** You are one of many who have called in about this. It's in it's infant stages, they haven't sold their property and they only met with the developer once and the developer has to come back. I've talked to a few of your neighbors already and some of the issues were the size of the building, the fact that it's coming out where it's coming out it faces one of the neighbors house, the drop off. How close it is to the lot line and a lot of different issues that needs to be developed and answered. This is just the first shot of showing it, so it's got a long way to go.

**Michael Smith:** I would like to find out how I could purchase one part of the property to keep it green.

**Deputy Supervisor Baisley:** Contact my office and I will find out where it is.

**Tim Harnett:** I can reiterate the same things and the safety issues on the street, truck traffic that will be passing through the street, which is a very narrow street. There is less than 20 feet of pavement in the street. They probably are going to take down an awful lot of trees there and I wonder about the light that will be shining on everyone's house. The head lights shining on everybody's house as these cars exit the site and come down our road. Possible property value diminishment of the houses on the road and previous special use permits issued to this site, they specifically proscribed "NO EXIT ONTO VANSICLEN". So, I don't understand why all of a sudden now it is infeasible to direct traffic down VanSiclen. Then there is also Zoning issues. It seems like the rules are being thrown out the window. Set back requires, parking issues and I just think it's a disaster waiting to happen. And, we've mentioned it among ourselves, I don't know how true it is, but the people applying for this aren't even up to date on their taxes, so why would the Town even entertain this idea if the people aren't square with the Town?

**David ? -, Jim Kitchner, and Eric Anderson** all continued to comment on this issue.

**Motion made to resume the rules: Deputy Supervisor Baisley/J. Conte**  
**CARRIED: 6-0**

**08:03-03 AUTHROIZE DEPUTY  
SUPERVISOR TO SIGN**

**Inter Municipal Agreement Re  
Ignition Interlock Device Pilot  
Program**

### **RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Deputy Supervisor to execute an Intermunicipal Agreement with the Dutchess County Department of Probation and Community Corrections, Dutchess County Sheriff's Office and the City of Poughkeepsie, on behalf of the City of Poughkeepsie Police Department, in substantially the form annexed, to provide**

for the program known as the Ignition Interlock Device Joint Enforcement Pilot Program, and

**BE IT FURTHER RESOLVED**, that the execution of said Intermunicipal Agreement is part of the ongoing administration of the Town's affairs requiring no SEQRA review.

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

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

**08:03-04 APPOINT David A. Regg – Police Officer**

**RESOLUTION**

**BE IT RESOLVED**, that the Town Board of the Town of Poughkeepsie does hereby appoint David A. Regg to the position of full time Police Officer under the provisions of Civil Service Law, at the yearly salary of \$57,156.60, effective August 15, 2016, which appointment is subject to a probationary period of not less than 26 nor more than 52 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, Conte, Cifone, Lepore,  
Councilwoman Shershin and Deputy Supervisor Baisley  
Nays: None CARRIED: 6-0**

**08:03-05A AMEND**

**2016 Resolutions:  
A: Emergency Chain of Command  
B. Interim Successors  
C. Sign Checks**

**BE IT RESOLVED**, the Town Board of the Town of Poughkeepsie does hereby amend Resolution 1:6-#20 of 2016 to appoint the following individuals as the Emergency Chain of Command for the year 2016 effective August 3, 2016, to wit:

- 1. Jon Jay Baisley**
- 2. Marc Pfeifer**
- 3. Ronald Spero**



**SO MOVED: A. Shershin**

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

**08:03-05B**

**RESOLUTION**

**BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby amend Resolution 1:6-#21 of 2016 to appoint the following individuals as Emergency Interim Successors, for the year 2016 effective August 3, 2016, as requested by the Dutchess County Department of Emergency Response, and does hereby specify their rank in order of succession as listed, the following individuals:**

- 1. Marc Pfeifer**
- 2. William G. Carlos, Jr.**
- 3. Michael Cifone**

**and,**

**BE IT FURTHER RESOLVED, the Deputy Supervisor is hereby authorized, empowered and directed to execute the Emergency Interim Successor designation form and to return it to the D.C. Department of Emergency Response.**

**SO MOVED: J. Baisley/J. Conte**

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

**08:03-05C**

**RESOLUTION**

**BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby amend Resolution 1:6-#19 of 2016 to appoint the following individuals as the three (3) individuals to sign checks on behalf of the Town of Poughkeepsie, for the year 2016 and 2017, effective August 3, 2016, to wit:**

- 1. Jon Jay Baisley**
- 2. Charles Emberger**
- 3. Joseph Lepore**

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

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

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

**08:03-06 RESOLUTION**

**“Think Differently” Initiative**

**RESOLUTION**

**WHEREAS, the “Think Differently” initiative is about promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs; and**

**WHEREAS, our state and communities are stronger because of our diversity and differences; and**

**WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or approximately 19% of Americans, have a type of disability or special need; and**

**WHEREAS, for some people with special needs, the very things that make them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and**

**WHEREAS, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and**

**WHEREAS, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and**

**WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and**

**WHEREAS, adopting the “Think Differently” initiative is an important statement that our Town officials, business owners and residents can make to show their support for the differently-abled children and adults with special needs, and their families, now therefore**

**BE IT RESOLVED, that the Town of Poughkeepsie adopts, and encourages its residents and business owners to adopt the “Think Differently” initiative so that**

**all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.**

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

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

**08:03-07 REJECT Bids For Sanitary Sewer Pipe  
Repairs – 2016**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reject all bids for “SANITARY SEWER PIPE REPAIRS – 2016 BID”, pursuant to the recommendation of the Town Engineer.**

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

**Deputy Town Supervisor: We are denying this because of the cost and this is the one I discussed with Mr. Armstrong, they went over to Connecticut and they learned how to do this themselves and so they are going to purchase some kits and do it in-house. It will be easier and a lot cheaper than we thought the bid was going to be.**

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

**08:03-08 AUTHORIZE DEPUTY Agreement With PBA-Medical  
SUPERVISOR TO SIGN Deductible Reimbursement**

**RESOLUTION**

**WHEREAS, pursuant to the Collective Bargaining Agreement between the Town of Poughkeepsie and the Town of Poughkeepsie PBA (“PBA”) PBA members are entitled to receive medical expense deductible reimbursement, and**

**WHEREAS, the medical deductible expense reimbursement program required that requests for reimbursement be submitted by March 31 of the year following the year in which the expense was incurred, and**

**WHEREAS, the medical deductible reimbursement program was the subject of a grievance which was not resolved until April of 2016, which was after the submission date for 2015 claims, now therefore**

**BE IT RESOLVED, that the Deputy Supervisor is authorize to execute an Agreement with the PBA extending the time for the submission of 2015 medical deductible reimbursement requests to the Town Comptroller through September 29, 2016, which shall also provide that medical deductible reimbursement requests for 2016 expenditures shall be submitted to the Town Comptroller not late r than March 31, 2017.**

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

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

**08:03-09 SET DATE FOR Property Mainenance – 33  
Kohlanaris Drive**

### **RESOLUTION**

**WHEREAS, Orders to Remedy, copies of which are attached hereto, have been issued for property located at 33 Kohlanaris Drive, Town of Poughkeepsie, State of New York, pursuant to Chapter 159 of the Town of Poughkeepsie Town Code; and**

**WHEREAS, said Orders to Remedy have not been complied with, now therefore**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 7<sup>th</sup> day of September, 2016 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all solid waste, debris and litter, fallen tree limbs, cut grass to a height not to exceed 6 inches and maintain throughout the growing season all at the above property, so it will not become overgrown and unsightly, all at the above property, the cost of which work shall constitute a lien and charge on the above real property, until paid, satisfied or discharged and shall be collected in the same manner as other Town charges.**

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

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

Nays: None

CARRIED: 6-0

**08:03-10 AUTHORIZE DEPUTY  
SUPERVISOR TO SIGN**

**Country Club – Change Order**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Deputy Supervisor or his designee to execute Change Order No. 1, for the project known as the Country Club Estates Sewer System Connection and Treatment Plant Abandonment/Decommissioning, wherein the contract amount of \$76,250.00 has decreased to the amount of \$69,419.60, which reflects a savings of \$6,830.40, a copy of Change Order No. 1 which is attached.**

**SO MOVED: J. Baisley/J. Conte**

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

**08:03-11 AUTHORIZE**

**Marist College Fireworks – Marist Block  
Party Fireworks Display To Be Held On  
August 28, 2016**

**RESOLUTION**

**WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Marist College to include a firework display at their Block Party to be held on Sunday, August 28, 2016; and**

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

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

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for a fireworks display to be held on Sunday, August 28, 2016, at approximately 9:00 PM on Marist College Campus at the end of Fulton Street, Poughkeepsie, NY.**

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

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

**08:03-12 AUTHORIZE**

**Marist College Fireworks – Football  
Game Fireworks Display To Be Held  
On August 28, 2016**

**RESOLUTION**

**WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received an application from Marist College to include a firework display at their football game to be held on Saturday, September 10, 2016; and**

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

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

**BE IT FRESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application as submitted for a fireworks display to be held On Saturday, September 10, 2016, at approximately 9:00 PM on Marist College Baseball Field, 290 North Road, Poughkeepsie, NY.**

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

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

**08:03-13 APPROVE**

**Based/Adjusted Proportions**

**RESOLUTION**

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

	<b>H</b>	<b>NH</b>
<b>Town</b>	<b>51.47017</b>	<b>48.64497</b>
<b>Town outside village</b>	<b>49.06040</b>	<b>50.93960</b>
<b>Consolidate Light</b>	<b>52.84599</b>	<b>47.15401</b>
<b>Spackenkill School</b>	<b>47.23417</b>	<b>52.76583</b>
<b>Arlington School</b>	<b>62.25476</b>	<b>37.74524</b>
<b>Wappingers School</b>	<b>58.71233</b>	<b>41.28767</b>

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

	<b>H</b>	<b>NH</b>
<b>Town of Poughkeepsie</b>	<b>51.35503</b>	<b>48.64497</b>
<b>Town outside village</b>	<b>48.93287</b>	<b>51.06713</b>
<b>Consolidated Light</b>	<b>52.53628</b>	<b>47.46372</b>
<b>Spackenkill School</b>	<b>47.34406</b>	<b>52.65594</b>
<b>Arlington School</b>	<b>61.91147</b>	<b>38.08853</b>
<b>Wappingers School</b>	<b>58.88703</b>	<b>41.11297</b>

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

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

**08:03-14 SET DATE FOR PUBLIC HEARING Four Year Term – Town Clerk**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 17<sup>th</sup> day of August, 2016 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 the adoption of a Local Law to provide a four year term for the elective office of Town Clerk, Town of Poughkeepsie, such four year term to commence on January 1, 2018, which attached local law if adopted, would be subject to vote approval on November 8, 2016 and would become effective immediately upon filing in the office of the Secretary of State after approval by a majority of the electors voting thereon in accordance with the requirements of Section 27 of the Municipal Home Rule Law.**

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

**08:03-15 APPROVE/WAIVE Fees For Holy Trinity Family  
Festival To Be Held August  
5-7, 2016**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive all permit fees relating to Holy Trinity Church Family Fun Festival at 775 Main Street, Poughkeepsie, New York on August 5 through August 7, 2016, pursuant to the request from Church of the Holy Trinity dated July 26, 2016, a copy of which is attached.**

**BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the application of Holy Trinity Church to hold a Family Fun Festival at 775 Main Street on August 5 through 7, 2016 contingent upon receipt by the Town of a Certificate of Liability Insurance naming the Town of Poughkeepsie as an additional insured; 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, with all other State Laws remaining in full force and effect.**

**SO MOVED: A. Shershin/J. Conte**

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

**08:03-16 CONSENT 2555 South Road – Germano Site Plan**

#### **RESOLUTION**

**BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby consent to the Town of Poughkeepsie Planning Board acting as SEQR Lead Agency for the project known as 2555 South Road – Germano Site Plane, 2555 South Road, Poughkeepsie, New York, Tax Parcel No. 6060-02-994630.**

**SO MOVED: J. Baisley/J. Conte**

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

**08:03-17 WAIVE 30 Day Liquor License – Mr. Sushi & Grill Restaurant 1817 South Road – Corporate Change**



**08:03-18 WAIVE**

**30-Day Liquor License – Pinot’s Palette  
1895 South Road – New License**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge receipt of a request on behalf of Pinot’s Palette, 1895 South Road, Suite 120, 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: M. Cifone/J. Conte**

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

**08:03-19 NOTIFICATION**

**The Following Claims Have Been  
Referred to the Legal Department**

- 1. Bozyczko V. Town of Poughkeepsie**
- 2. D’Angelo V. Town of Poughkeepsie**
- 3. Armstrong Electric V. Town of Poughkeepsie**
- 4. Lang V. Town of Poughkeepsie**

**REFERRED TO LEGAL DEPARTMENT**

**08:03-20 AUTHORIZE**

**Special Consents SC 1 and SC 2**

**RESOLUTION**

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

- |                                       |  |
|---------------------------------------|--|
| <b>1. Set Date for Public Hearing</b> | <b>Amend Chapter 195-47 – Crosswalks</b> |
| <b>2. Approve</b>                     | <b>Redd’s Apple Ale Food Truck Event</b> |

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

**SO MOVED: J. Lepore/J. Conte**

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

**08:03-SC 1 SET DATE FOR PUBLIC HEARING Amend Chapter 195-47 Crosswalks**

**RESOLUTION**

**BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 17<sup>th</sup> day of August, 2016 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 the public hearing to consider amendment to the Town Code, Chapter 195 entitled “Vehicles and Traffic”, specifically Section 195-47. Schedule XII, entitled “Crosswalks”, which amendment would read as follows:**

**ADD: Section 195-47. Schedule XII**

<b>Name of Street</b>	<b>Location</b>
<b>Hagan Drive</b>	<b>At Intersection with Spackenkill Road</b>
<b>Schoolhouse Lane</b>	<b>At Intersection with Croft Road</b>

**AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does determine that this action is a Type II Action requiring no environmental review; and**

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

**SO MOVED: A. Shershin/J. Conte**

**Councilman Lepore: This was for the safety of the students on Spackenkill Road at the Spackenkill High School. I think this crosswalk will be a big benefit for the students.**

**Deputy Supervisor Baisley; I agree, it took months between Spackenkill, Sgt. Hulbert, Mark Pfeifer who met with Spackenkill numerous times and what we thought it would actually solve the problem down there, and help because a lot of students walk from the High School to Crawford after school activities and they**

don't all take the bus. This was a step in the right direction to start and I think we are getting somewhere.

**Councilman Lepore:** I would like to thank Sgt. Hulbert for helping with this.

**Councilwoman Shershin:** Is the cross walk at Hagan just going across Hagan or also going across Spackenkill Road?

**Deputy Supervisor Baisley:** No, just going across Hagan.

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

**08:03-SC 2 APPROVE** **Redd's Apple Ale Food Truck Event**

### **RESOLUTION**

**BE IT RESOLVED,** that the Town Board of the Town of Poughkeepsie does hereby approve the application submitted by Julia Moreira on behalf of Redd's Apple Ale Food Truck to hold an event at the Shop Rite parking lot, 1895 South Road, Poughkeepsie, New York, on August 16, 2016 from 12:00 PM to 3:00 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:** W. Carlos/J. Conte

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

**Motion made to suspend the rules for comments on any Town business:** Deputy Town Supervisor Baisley/Seconded by Councilman Conte  
**CARRIED: 6-0**

### **NO SPEAKERS CAME FORWARD**

**Motion made to resume the rules:** Deputy Supervisor Baisley/M. Cifone  
**CARRIED: 6-0**

### **COMMITTEE REPORTS 2016**

**1. FINANCE** **Councilman Baisley – No Report**

- |                                      |  |
|--------------------------------------|--|
| <b>2. FIRE ADVISORY</b>              | <b>Councilman Conte – No Report</b>  |
| <b>3. GOVERNMENT OPERATIONS</b>      | <b>Councilwoman Shershin – No Report</b>   |
| <b>4. LAND USE &amp; PLANNING</b>    | <b>Councilman Lepore – No Report</b>   |
| <b>5. PERSONNEL</b>                  | <b>Councilman Cifone – No Report</b>   |
| <b>6. RECREATION</b>                 | <b>Councilman Baisley – The Senior Picnic last week for the Town went well, there was close to 200 people at the Pirate Canoe Club and it was a great event. Also take note that the Senior Center will be closed 8/22 for a major yearly cleaning and and also to give staff a vacation, it will reopen on September 6, 2016. The next County Senior Picnic is next Wednesday, August 10, 2016, and is held at Bowdoin Park.*</b> |
| <b>7. SENIOR CITIZENS</b>            | <b>Councilman Baisley*</b>   |
| <b>8. TECHNOLOGY &amp; EQUIPMENT</b> | <b>Councilman Carlos: No Report</b>  |
| <b>9. WATER, SEWER &amp; HIGHWAY</b> | <b>Councilman Carlos: No Report</b>  |

**Deputy Supervisor Baisley mentions that his assistant, Diane, is putting new items up on the Community Channel. There are a variety of different free events and things happening at the local Colleges and Library. She has also put up information on concerts as well as other events. If anyone wishes to add to it, just give Diane a call-845-485-3670**

**Joe Lepore made mention of the Town of Poughkeepsie Cal Ripken Team, who are in Florida playing toward the Cal Ripken World Series in their age group. We all wish them luck and good weather!**

**EXECUTIVE SESSION**

**ADJOURN TO  
EXECUTIVE SESSION**

To Enter Executive Session To  
Consider Following Matters:  
A. To discuss the potential sale of Real Estate, whether the discussion could affect consideration for the Town

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

**TOWN BOARD MEETING ADJOURNED AT 8:00 P. M.**

**TOWN BOARD ENTERED EXECUTIVE SESSION AT 8:03P. M.**

**TOWN BOARD RETURNED TO TOWN BOARD MEETING AT 8:42 P. M.**

**NO ACTION TAKEN IN EXECUTIVE SESSION**