

MINUTES OF TOWN BOARD MEETING  
HELD ON SEPTEMBER 6, 2017 AT 7:00 PM  
AT TOWN HALL, ONE OVEROCKER ROAD  
POUGHKEEPSIE, NEW YORK

CALL TO ORDER  
SALUTE TO THE FLAG  
ROLL CALL OF TOWN BOARD:

PRESENT: Supervisor Baisley  
Councilman Renihan  
Councilman Carlos  
Councilman Conte  
Councilman Cifone- Arrived at 7:17 PM  
Councilman Lepore  
Councilwoman Shershin  
Town Attorney Nelson  
Town Clerk Salvatore

\*Please note all attachments to the Resolutions, along with a copy of the original Resolutions are attached to the full Summary copy available by clicking on the red underlined meeting date located in the Board Agenda section on our meetings page at [townofpoughkeepsie.com](http://townofpoughkeepsie.com)

*Jay reads through the agenda items*

MOTION TO SUSPEND THE RULES FOR COMMENTS ON AGENDA ITEMS: J. Baisley/ J. Conte

6-0

*Doreen speaks about items # 6 & 7 which were not posted on the website by nearly 4:00, and she mentioned that at the very least if not posted there should be a few copies for the public to review. She also talks about some concerns she has with Tax Certioraris and that she feels sometimes rather than settle these we should go to court. Doreen also mentions # 3 the appointment of the Alternate to the Planning Board-this position was not posted on the website and she feels that many times jobs can go to someone known and she feels all jobs, volunteer or not should be posted. She also made mention that she is not seeking an appointment so that is not why she bought up the issue.*

MOTION TO RESUME THE RULES: J. Baisley/ J. Conte

6-0

RESOLUTION

9:6 - # 1 OF 2017

FEE WAIVE- CIDER MILL FRIENDS

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby waive all permit fees relating to Cider Mill Friends of Open Space & Historic Preservation Inc.'s "Old Fashioned Cider Tasting" at Kimlin Cider Mill, Cedar Avenue, Poughkeepsie, New York on October 14, 2017, pursuant to the request from Cider Mill Friends of Open Space & Historic Preservation, Inc. dated August 22, 2017, a copy of which is attached.

So Moved: J. Renihan/J. Conte

Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley  
NAY: -0-  
ABSTAIN: Councilwoman Shershin  
ABSENT: -1- CARRIED 5-0-1

RESOLUTION

9:6 - # 2 OF 2017

APPOINT-KRISTEN GAYNOR  
PLANNER

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does authorize the provisional appointment of Kristen Gaynor to the full time position of Planner, at the salary of \$59,280.00 per year, which appointment is provisional pending the results of the Civil Service Examination, effective October 2, 2017, and 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 Supervisor or his designee is authorized to execute and file all documentation required by the Dutchess County Department of Human Resources in connection with this appointment.

So Moved: W. Carlos/J. Renihan

*Bill asks if this position was posted by civil service, and Jay mentioned that there is no test for it right now but there will be shortly and also that it was posted on a couple different sites and is a provisional appointment. She will be a Planner and not a Jr. Planner so that will work better for the town should Eric be out. Both Ann and Jay mention that she had a great resume and we welcome her here to the town.*

Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley,  
Councilwoman Shershin  
NAY: -0-  
ABSTAIN: -0-  
ABSENT: -1- CARRIED 6-0

RESOLUTION

9:6 - # 3 OF 2017

APPOINT- NICOLE GEMMATI  
ALT. PLANNING BOARD

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Nicole Gemmati to the Town of Poughkeepsie Planning Board as an alternate for a four (4) year term, which term expires December 31, 2020.

So Moved: J. Conte/J. Renihan

Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley,  
Councilwoman Shershin  
NAY: -0-

ABSTAIN: -0-  
ABSENT: -1-

CARRIED 6-0

RESOLUTION

9:6 - # 4 OF 2017

WAIVE-LIQUOR LICENSE

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge JA-merican Caribbean Cuisine, LLC with a location at 6 Raymond Avenue, Poughkeepsie, NY, for a waiver of the 30 day review period for a liquor license application; and

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

So Moved: J. Lepore/J. Conte

Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley, Councilwoman Shershin

NAY: -0-  
ABSTAIN: -0-  
ABSENT: -1-

CARRIED 6-0

RESOLUTION

9:6 - # 5A OF 2017

PAULA'S HOUSE CHARITY EVENT  
OCTOBER 7, 2017

TABLED

RESOLUTION

9:6 - # 5B OF 2017

PAULA'S HOUSE CHARITY EVENT  
OCTOBER 15, 2017

TABLED

RESOLUTION

9:6 - # 6 of 2017

SET DATE FOR PUBLIC HEARING  
AMEND TOWN CODE CHAPTER  
210-DEFINITION "DAY-CARE  
CENTER"

WHEREAS, the Town Board has received a communication from the Director of Municipal Development recommending an amendment to Chapter 210, entitled "Zoning", specifically Section 210-9 entitled "Definitions", and

WHEREAS, the proposed amendment is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendment and does direct that said amendment be spread across the record as if they, in fact, had been read verbatim; and

WHEREAS, the action to amend the Zoning Law is an Unlisted Action under the New York State Environmental Quality Review Act; and

WHEREAS, the Town Board has determined that the proposed amendment must be referred to the Dutchess County Department of Planning and Economic Development and to the Town Planning Board for review and recommendation; and

WHEREAS, the amendment requires a public hearing.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Town Board hereby states that because only the Town Board can consider and adopt changes to the Town Code that it is the only involved agency, and the Board hereby declares that it is the Lead Agency for purposes of coordinating the environmental review of this matter pursuant to Article 8 of the Environmental Conservation Law; and
2. The Town Board hereby sets a public hearing on the proposed amendments for October 4, 2017, at 7:00 PM, or as soon thereafter as the matter may come to be heard, in the Town Hall, One Overocker Road, Poughkeepsie, New York; and
3. The Town Board refers this matter to the Dutchess County Department of Planning and Economic Development for a recommendation pursuant to GML 239-m; and
4. The Town Board refers this matter to the Planning Board for an advisory report pursuant to Town Code Sections 210-154.
5. The Town Board directs the Town Clerk to notify the Town Clerks of each of the surrounding municipalities of the public hearing pursuant to GML 239-nn.

So Moved: A. Shershin/J. Conte

Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley,  
Councilwoman Shershin

NAY: -0-

ABSTAIN: -0-

ABSENT: -1-

CARRIED

6-0

#### RESOLUTION

9:6 - # 7 OF 2017

AUTHORIZE PURCHASE  
HIGHWAY DEPARTMENT

WHEREAS, the Town of Poughkeepsie Highway Department wishes to purchase a new Caterpillar Excavator; now therefore

BE IT RESOLVED, that after reviewing the recommendation of Highway Superintendant Pfeifer the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor or Highway Superintendent to execute such documents as are required to purchase one Caterpillar 313 FGC-BLD Excavator with attachments through H.O. Penn, under State bid contract PC22792, NJPA contract 032515-CAT, at a price of \$148,150.00 which is twenty one (21%) percent less than list price, the cost of which is covered by CHIPS funds, and

BE IT FURTHER RESOLVED, the contract is exempt from the Town's Purchasing Policy because it is a State Bid Contract, and it is an equipment purchase which is a Type II Action requiring no SEQRA review

So Moved: J. Baisley/J. Conte

**Ann asks Marc a few questions about this and if it could be part of shared services, to which Marc said it will be shared between departments (Sewer and Water).**

**Roll Call: AYE: Councilmen Renihan, Carlos, Conte, Lepore, Supervisor Baisley, Councilwoman Shershin  
 NAY: -0-  
 ABSTAIN: -0-  
 ABSENT: -1- CARRIED 6-0**

**09:06- # 8 OF 2017 TAX CERTIORARI PROCEEDINGS NOTICE OF PETITIONS FOR REVIEW OF TAX ASSESSMENTS**

**NOTED BY TOWN BOARD: See List**

2017-51746	Bright Horizons Childrens Center	134602	6160-03-160127-0000
2017-51708	Bacchi Partnership LP	134602	6160-01-235760-0000
2017-51623	Danielle Associates LLC	134602	6160-03-132019-0000
2017-51616	LeScale Properties LLC	133201	6162-09-072632-0001
2017-51624	LIXI Poughkeepsie	134602	6160-03-057135-0000
2017-51789	GA North Rd LLC	133201	6162-09-004642-0000
""	GA North Rd LLC	133201	6162-09-016620-0000
""	GA North Rd LLC	133201	6162-09-022621-0000
""	GA North Rd LLC	133201	6162-09-020637-0000
2017-51788	IKV Realty, LLC	133201	6162-09-025626-0000
""	IKV Realty, LLC	133201	6162-09-014647-0000
2017-51659	Carrols Corporation #288	135601	6158-01-410946-0000
""	Carrols Corporation #289	135601	6158-01-406865-0000
2017-51766	Sears Roebuck #1333	135601	6159-03-219298-0000
2017-51707	Fox Run at Fulton, LLC	133201	6162-05-161788-0000
2017-51607	Lowe's Home Centers Inc	135601	6159-03-219086-0000
2017-51870	Hudson Conference Center	135601	6159-01-331731-0000
2017-51748	Poughkeepsie Plaza Mall	134602	6160-01-057740-0000
2017-51752	TFS Mid Hudson LLC	133201	6062-02-990867-0000
""	TFS Mid Hudson LLC	133201	6062-02-992924-0000
""	TFS Mid Hudson LLC	133201	6162-05-005836-0000
2017-51787	243 North Realty	133201	6162-09-010631-0000
2017-51791	Zaman and Rahman Associates	133201	6162-09-009646-0000
2017-51794	Poughkeepsie CYTD	134602	6060-02-999863-0000
2017-51869	Zafar & Sons, LLC	133201	6163-04-577270-0000

**09:06-# 9 OF 2017 TAX CERTIORARI PROCEEDINGS NOTICE OF PETITIONS FOR REVIEW OF TAX ASSESSMENTS- SMALL CLAIMS**

**NOTED BY TOWN BOARD: See List**

	<b><u>SMALL CLAIMS</u></b>		
2017-51687	Armstrong; 6 Colette Dr.	135601	6159-02-654792-0000
??	Barnum; 29 Spring Rd.	135601	6159-04-538341-0000
??	DeHaven and Jenkins; 209 N. Grand	133201	6162-16-840412-0000
2017-1699	Kalogris; 18 Surrey Ln	134601	6261-03-118300-0000
2017-51867	Maserjian; 19 Parasol Ridge Rd.	134601	6260-01-304661-0000
2017-51764	Orefice; 5 Martis Way	133201	6262-01-075860-0000
2017-1843	Pistiner; 32 Hagan Dr.	134602	6160-04-551347-0000
2017-51688	Seco; 8 Vaeth Rd.	135601	6259-01-043652-0000
2017-51863	Solliday; 18 Parasol Ridge Rd.	134601	6260-01-325732-0000
??	Soto and Dadds; 25 McApline Dr.	134602	6060-04-937028-0000
2017-51763	Stillwell; 49 Brookland Farms Rd.	135601	6159-02-657747-0000

**MOTION MADE TO SUSPEND RULES FOR COMMENT ON ANY TOWN ISSUE: J. Baisley/ J. Conte** **6-0**

*Tom Bauer, 89 Van Wagner Road; Tom asked the supervisor about the \$150,000 that the Town received as part of Shared Services Grant from the County to hire a consultant to look into possible consolidation and asked about time frames etc.*

*Doreen asked a few questions about the Adult Daycare Center, and also mentioned the signs that she bought to Mike's attention at Fox Run and also the signs that were scattered around the Urgent Care Center on Barnegat Road. She also wanted to thank the TOPD for addressing a parking issue at Gino's in the Red Oaks Mill Plaza.*

**MOTION MADE TO RESUME THE RULES: J. Baisley/ J. Conte** **6-0**

### EXECUTIVE SESSION

09:06: ES      **ADJOURN TO**                      **To Enter Executive Session To**  
**EXECUTIVE SESSION**      **Consider Following Matters:**

1. **Confidential Communications between the attorney and his client, the Town Board, based on the attorney/client privilege.**

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

**TOWN BOARD ENTERED EXECUTIVE SESSION AT 7:22 P.M.**

**TOWN BOARD RETURNED FROM EXECUTIVE SESSION AT 8:04 P.M.**

**NO ACTION TAKEN**

**TOWN BOARD MEETING ADJOURNED AT 8:05 P.M.**