

**MINUTES OF TOWN BOARD MEETING HELD ON
FEBRUARY 18, 2009 AT 7:00 PM AT TOWN HALL, ONE
OVEROCKER ROAD, POUGHKEEPSIE, NEW YORK**

PRESENT: Supervisor Myers
Councilman Baisley
Councilman Seminara
Councilman Conte
Councilman Cifone
Councilman Krakower
Councilman Tancredi
Town Attorney Mahar
Town Clerk Miller

***NOTE: Attachments, pertaining to a particular Town Board Meeting will be found after the minutes of that meeting, which are kept in the official minute books held in Town Clerk's Office.**

Public comments made during a Board Meeting may be heard on the audiotape of that particular meeting, which is kept in the Town Clerk's Office.

{ } designates corrections

7:00 PM

CALL TO ORDER

SALUTE THE FLAG

Supervisor Myers: Before we start the meeting we have several presentations I would like make. I would like to read the letter which is the cause of the presentation: "On Friday, November 28, 2008, the New Hamburg Fire District was dispatched to a 46 year old male in cardiac arrest at Bowdoin Park. EMS Car 53-67 and rescue 53-52 arrived within two minutes after the call. Upon arrival of the Fire Department, the patient was in full cardiac arrest. Fire Fighter Paramedic Ed Becker, Jr., EMS LT./EMT Doug Hexel, Firefighter/EMT Jeff Renihan, Firefighter/CFR Ed Ludwig, and Lt./CFR Billy Denbaum resuscitated the patient with CPR and defibrillation using the New Hamburg Fire District defibrillator. Lt. Michael Kennedy, Firefighter Jack Perusse, Firefighter Kevin Caulfield, and Firefighter/EMT Amanda Curry also provided support on the scene. When Mobile Life Support Service arrived, the patient had a pulse and was beginning to breathe on his own. The patient was discharged from Vassar Brothers Hospital on December 2, 2008.

I would like to congratulate all the members that responded to the above call. Due to their actions and training a life was saved. Signed Joe Moore, Chief" I would like to also add our congratulations to the responders. We have certificates for all of them. I will read one certificate as they all read the same. "This certificate is awarded in recognition of the life saving efforts that were exhibited on November 28, 2008 when the life of a 46 year old man in cardiac arrest was saved due to the quick response and efforts of the members of the New Hamburg Fire Department. This unselfish commitment of expertise, time and energy to insure the safety of the residents is greatly appreciated."

(Each man came up to receive their certificate and shake hands of Councilmen and Supervisor)

Supervisor Myers: The first item on the agenda is a public hearing regarding the signs. We have not heard back from the County on the signs yet and the Town Planning Board was inadvertently not given a copy of the red line version, so this is going to have to be adjourned to the April 1st meeting.

Motion made to suspend the rules for public speaking on Public Hearing #1: Supervisor Myers/M. Cifone

CARRIED: 7-0

Doreen Tignanelli: I'm actually disappointed we are not having the public hearing tonight. I've expressed concern about some of the size of signs and the sign variances. A current ordinance allows for 100 sq. ft. Maybe the proposed ordinance shouldn't be 100 sq. ft. if people are going to come in where 24 sq. ft. allowed and ask for 200 sq. ft. Maybe we need to scale back the size of the signs. Also, the State Law requires that the ZBA grant the minimum variance necessary to provide release. There is just too many variances being requested and the applicant said they didn't feel that 200 sq. ft. isn't a substantial variance. I'm going to suggest when the ordinance is up for review that we should consider lowering some of the thresholds of the signs that are in the proposed ordinance. There just seems to be constantly issues with sizes of signs and variances granted and enforcement.

Councilman Cifone: I went by there on Monday, as I understand it, there is a special meeting to approve this sign coming up Thursday and they had the original sign already ordered and out and banners that were approved out. But the sign itself was not approved yet, and they put it up anyway.

Councilman Baisley agreed with Doreen. Councilman Seminara asked if we would be allowed to have elected Planning Board and Zoning Board members within State Law? That might be something to consider.

Town Attorney Mahar said he would have to check into it.

Councilman Krakower was surprised that being a construction site, that they were even open for business. It doesn't look like a very safe environment to be all over that parking lot at this point.

Councilman Conte agreed to a point, except this was a big thing for the City and it was anxiously awaited.

Motion made to resume the rules: Supervisor Myers/T. Tancredi

CARRIED: 7-0

Motion made to Adjourn Public Hearing #1 – "Signs", until April 1, 2009: Supervisor Myers/T. Tancredi

CARRIED: 7-0

ADJOURNED TO APRIL 1, 2009 MEETING

Motion made to suspend the rules for public speaking on public hearing #2: Supervisor Myers/T. Tancredi

CARRIED: 7-0

NO SPEAKERS CAME FORWARD

Motion made to resume the rules: Supervisor Myers/T. Tancredi

CARRIED: 7-0

02:18-02 PUBLIC HEARING

Amend Town Code, Chapter 105,
Entitled "Fees", Section 105-4,
Entitled "Fee Schedule", A.
Chapter 57, Animals

RESOLUTION

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on February 18, 2009 at 7:00 PM at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, New York, does hereby amend Chapter 105 of the Town Code, entitled "Fees", specifically Section 105-4, entitled "Fee Schedule", which amendment is as follows:

AMEND:

A. Chapter 57, Animals.

DELETE: (4) Intake: \$65.00

ADD: (4) Intake: up to \$107.00

DELETE: (6) Board per night \$15.00

ADD: (6) Board per night: \$18.00

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

SO MOVED: J. Baisley/M. Cifone

Councilman Krakower: Up to \$107.00 – does that mean there will no longer be a minimum. The other thing, for any animal taken in, and just say they went out of town for a week and someone doesn't realize that the animal was picked up by the pound and they can't afford to pay these fees, what's our policy?

Councilman Seminara: Cindy has never waived fees before, by what she has told me, there is no provision for waiving.

(Tape humming so bad, basically inaudible)

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

Motion made to suspend the rules for public speaking on agenda items: Supervisor Myers/M. Cifone

CARRIED: 7-0

Doreen Tignanelli: I have a question about #15, the sewer use agreement, is that on Boardman Road.

Councilmen Tancredi: No. Mims Path, a new house being built off Cedar.

Victor Gennodie: The lease of the property from Tilcon, I know it's not a lot of money, but why don't they just give it to us.

Councilman Krakower: They don't want to, it has something to do with that land that is a buffer between the residents and the quarry is the rationale. This came up about 8 years ago and they didn't want to turn it over to us.

Supervisor Myers: Every three years.

Victor Gennodi: Can we lock it in a little longer instead of doing it all the time?

Supervisor Myers: It's for three years, that's the best we can do at the moment. \$1.00 a year.

Motion made to resume the rules: Supervisor Myers/T. Tancredi

CARRIED: 7-0

02:18-03 AUTHORIZE
SUPERVISOR
TO SIGN

Employment Agreement of Thomas
Mauro as Chief of Police

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a contract with Police Chief Mauro setting forth the terms and conditions of his employment as Chief of Police, which includes the annual compensation to be paid in the sum of \$123,803.41.

SO MOVED: D. Seminara/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-04 AUTHORIZE
SUPERVISOR
TO SIGN

Employment Agreement of Paul
Lecomte, Police Detective Captain

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a contract with Captain Lecomte setting forth the terms and conditions of his employment as Police Detective Captain, which includes the annual compensation to be paid in the sum of \$102,837.60.

SO MOVED: J. Conte/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-05 AUTHORIZE
SUPERVISOR
TO SIGN

Employment Agreement of Ronald
Spero As Police Patrol Captain

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a contract with Captain Spero setting forth the terms and conditions of his employment as Police Patrol Captain, which includes the annual compensation to be paid in the sum of \$102,837.60.

SO MOVED: M. Cifone/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-06 APPOINTMENT

Police Department of Justin M. Bell
As Police Officer

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby appoint Justin M. Bell to the position of full time Police Officer under the provisions of Civil Service Law dealing with a resignation reinstatement at the yearly salary of \$48,572.00 effective March 16, 2009, which appointment is subject to a probationary period of not less than 26 or no more than 52 weeks according to Civil Service Law.

SO MOVED: S. Krakower/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-07 AUTHORIZE
SUPERVISOR
TO SIGN

Tilcon Lease for Recreational Use of
Sheafe Road and Crown Heights
Properties

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute the Lease with Tilcon for the use of Sheafe Road properties, and the Crown Heights Property, in connection with the Town Recreation Program, which lease is for 3 years ending December 31, 2011 at an annual cost of \$1.00.

SO MOVED: T. Tancredi/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-08 AUTHORIZE
SUPERVISOR
TO SIGN

Maintenance Agreement With Comnetix
Computer Systems for Maintenance
of Police Department's "Live-Scan"
System

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute an agreement with Comnetix Computer Systems for the maintenance of the Police Department's "Live-Scan" System, which computer based equipment documents arrests, photographs and fingerprints electronically.

SO MOVED: Supervisor Myers/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Cifone, Krakower, Tancredi,
and Supervisor Myers

Nays: None

Absent from room: Councilmen Conte

CARRIED: 6-0-1

02:18-09 BUDGET
MODIFICATION

Highway Department For Snow & Ice
Removal for Remainder of 2009

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby modify the 2009 Budget, pursuant to the attached Budgetary Transfer Request Form submitted by the Comptroller, to allow the Highway Department to ensure supplies and manpower are available for the remainder of 2009 for snow and ice removal, as follows:

INCREASE:

DB 0909	Appropriated Fund Balance	\$90,000.00
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INCREASE:

DB 5142-0103	Snow – Overtime	\$30,000.00
DB 5142-0431	Snow – Material & Supplies	\$60,000.00

SO MOVED: J. Baisley/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-10 RESIGNATION

Fire Prevention Bureau of Douglas
Terwilliger

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Douglas Terwilliger from the Town of Poughkeepsie Fire Prevention Bureau, effective immediately.

SO MOVED: D. Seminara/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-11 AUTHORIZE
SUPERVISOR
TO SIGN

Contract With Patterson Specialty
I. T. Solutions, LLC For Computer
Consulting Services for Town Police
Department

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a contract between the Town of Poughkeepsie and Patterson Specialty I. T. Solutions, LLC, to provide a consultant to operate and maintain the Police Department's computer program systems, which contract is attached hereto.

SO MOVED: J. Conte/J. Baisley

Councilman Seminara: I didn't see an hourly cost, monthly cost or a maximum on this.

Supervisor Myers: Under Compensation. Page 3. I have a question, too. In that same paragraph, I really have a problem with "On January 1st of each succeeding year Contractor will receive an increase equal to 2% plus a cost-of-living increase not to exceed 10% total for the upcoming year." I don't think that should be in there.

Councilman Cifone: I think we should go with the \$70,000 and take the rest out and let him submit a bid every year.

Motion made to amend to DELETE: "On January 1st of each succeeding year Contractor will receive an increase equal to 2% plus a cost-of-living increase not to exceed 10% total for the upcoming year."

ADD: On January 1st of each succeeding year Contractor will receive an increase { in pay equal to the annual salary increase as set forth in the current Collective Bargaining Agreement with the P.B.A. } Supervisor Myers/T. Tancredi

ROLL CALL ON AMENDMENT: Ayes: Councilmen Baisley, Seminara, Conte,
Cifone, Krakower, Tancredi, and
Supervisor Myers

Nays: None

CARRIED: 7-0

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

CONTRACT ATTACHED TO FINAL BOOK COPY

02:18-12 AUTHORIZE

James Nelson, Esquire of Van De Water
& Van De Water to Defend Town
Against Coyle Summons & Complaint

RESOLUTION

BE IT RESOLVED, that the Town Board of the town of Poughkeepsie does hereby authorize James Nelson, Esq. of Van De Water & Van De Water to defend the Town in regard to the Summons and Complaint served on the Town on February 5, 2009, a copy of which is attached, at the hourly rate of \$165.00, plus disbursements.

SO MOVED: M. Cifone/S Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-13 AUTHORIZE
SUPERVISOR
TO SIGN

Standard Federal Aid Highway &
Marchiselli Aid Project Agreement
For Fulton Street Sidewalks

AMENDED
RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a contract entitled Standard Federal Aid Highway and Marchiselli Aid Project Agreement for the construction of sidewalks on Fulton Street in the vicinity of Violet Avenue Elementary School under the Safe Routes to School Program whereby a portion of the cost will be born by the grant and the {balance in a sum not to exceed \$151,500} by the Town of Poughkeepsie.

SO MOVED: S. Krakower/M. Cifone

Councilman Seminara objects to any form of funding like this from the Government. He is not against the project, just the way it is funded.

(TAPE IS HUMMING SO UNABLE TO GRASP ALL)

ROLL CALL: Ayes: Councilmen Baisley, Conte, Cifone, Krakower, Tancredi, and
Supervisor Myers

Nays: Councilman Seminara

CARRIED: 6-1

02:18-14 RESIGNATION

Board of Ethics of David A. Sears

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of David A. Sears from the Town of Poughkeepsie Board of Ethics, effective immediately.

SO MOVED: T. Tancredi/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0.

02:18-15 AUTHORIZE
SUPERVISOR
TO SIGN

Burton & Miriam M. Gold Sewer Use
Agreement

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor, on behalf of the Town of Poughkeepsie and the various sewer districts, to execute the Sewer Use Agreement with Burton Gold and Miriam M. Gold for premises located at Mims Path containing approximately 4.65 acres of land, which authorization is conditioned upon the payment by Burton Gold and Miriam M. Gold of a connection fee in the sum of \$7,200.00.

SO MOVED: Supervisor Myers/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-16 AUTHORIZE

Release of Performance Bond for
DiMarco Subdivision

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the release of the Performance Bond for the DiMarco Subdivision, pursuant to the recommendations of the Planning Department and the Engineering Department, copies of which are attached hereto

SO MOVED: J. Baisley/T., Tancredi

(Discussion inaudible – Humming Tape)

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

COPIES ATTACHED TO FINAL BOOK COPY

02:18-17 ACCEPT

2008 Minutes For:

July 9, 16, 23

August 6, 13, 20

September 3, 10, 15, 17, 24

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept the minutes for the following 2008 Town Board Meetings, to wit:

July 9, 16, 23

August 6, 13, 20

September 3, 10, 15, 17 & 24

SO MOVED: D. Seminara/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-18 APPROVAL

One Day Liquor License For Our Lady
of Lourdes High School to Serve Beer
& Wine at the ADULT Sadie Hawkins
Dance on Saturday, February 28, 2009

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby consent to the issuance of a temporary liquor license for Our Lady of Lourdes High School for their ADULT Sadie Hawkins Dance on Saturday, February 28, 2009.

SO MOVED: J. Conte/T. Tancredi

ROLL CALL: Ayes; Councilmen Baisley, Seminara, Conte, Cifone, Krakower, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02: 18-19 NOTICE OF CLAIM

Philip V. Rizzo/Paula Rizzo V. Town for injuries to Daughter when she Stepped into a Curb Box Opening in Twin Hills Road

REFERRED TO LEGAL DEPARTMENT

02:18-20 NOTICE OF CLAIM

Stacy Kihlmire V. Town for Damage to Automobile Tire From Pothole Located On Fairview Avenue in Town of Poughkeepsie

REFERRED TO LEGAL DEPARTMENT

02:18-21 NOTIFICATION

Liquor License Renewals:

- A. SJOS Corporation D/B/A/ O’Shea’s Sports Grill Located at 10 I.B.M. Road
- B. Car Paul Enterprises, Inc. D/B/A Tuscan Bar Grill Located at 790 South Road

NOTED BY TOWN BOARD

02:18-22 AUTHORIZE

Special Consent Items SC 1, SC 2, SC 3, SC 4, SC 5, SC 6, SC 7, SC 8, and SC 9

RESOLUTION

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

- | | |
|-----------------------------------|---|
| SC 1 Authorize | Disposal of Surplus Property |
| SC 2 Appoint | Patrick Nesbitt – Board of Ethics |
| SC 3 Authorize | 7 Jones Street- seek reimbursement for wastewater leak repairs |
| SC 4 Authorize | Public Information Session – Abilities First, Inc. |
| SC 5 Notification | LaGrange Public Hearing |
| SC 6 Authorize Supervisor To Sign | Field Usage Agreement and Concession Stand Use – Poughkeepsie Soccer Club, Inc. |
| SC 7 Authorize Supervisor | Field Usage Agreement - |

To Sign	Poughkeepsie Girls Little League Softball, Inc.
SC 8 Authorize Supervisor To Sign	Field Usage Agreement- and Concession Stand Use Agreement- Poughkeepsie North Little League
SC 9 Authorize Supervisor To Sign	Field Usage Agreement and Concession Stand Use Agreement – Ripken/Babe Ruth Baseball

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: M. Cifone/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower, Tancredi and Supervisor Myers
Nays: None CARRIED: 7-0

02:18-SC 1 AUTHORIZE Disposal of Surplus Property in Town Hall

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby declare the equipment outlined in the attached memorandum as surplus property and does hereby authorize the disposal of same.

SO MOVED: S. Krakower/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower, Tancredi, and Supervisor Myers
Nays: None CARRIED: 7-0

Supervisor Myers: This is all stuff that we found in a back store room that has been there who knows how long.

SURPLUS LIST ATTACHED TO FINAL BOOK COPY

02:18-SC 2 APPOINT Town Board of Ethics of Patrick Nesbitt

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby appoint Patrick Nesbitt to the Town of Poughkeepsie Board of Ethics to full the unexpired term of the employee representative, which term expires February 29, 2012.

SO MOVED: T. Tancredi/S. Krakower

(Discussion inaudible)

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower, Tancredi, and Supervisor Myers
Nays: None CARRIED: 7-0

02:18-SC 3 AUTHORIZE 7 Jones Street – Seek Reimbursement For Wastewater Leak Repairs

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby ratify the actions taken by the Town of Poughkeepsie Sewer Department to repair an emergency situation involving a wastewater leak at 7 Jones Street, Poughkeepsie, NY; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does authorize the Sewer Department and Town Attorney to seek reimbursement from the property owner, notwithstanding the fact that said property is in the initial stages of foreclosure; and

BE IT FURTHER RESOLVED, that upon failure to pay, the Town Attorney is authorized to prepare all papers necessary and proper for the filing of a lien against the property.

SO MOVED: Supervisor Myers/M. Cifone

Supervisor Myers thanked the Sewer Department for really above and beyond to try to contact the owners to get into the building and finally trying to solve the problem there.

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-SC 4 AUTHORIZE

Public Information Session For
Application of Abilities First, Inc.,
13 Sterling Place, For Individual Residential
Alternative For People With Developmental
Disabilities

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby schedule a Public Information Session in regard to the application of Abilities First, Inc., 13 Sterling Place, Poughkeepsie, NY for an Individual Residential Alternative for people with developmental disabilities, which session will be at 7:00 PM on March 11, 2009 at the Town Hall, Town of Poughkeepsie, 1 Overocker Road, Poughkeepsie, New York.

SO MOVED: J. Baisley/S. Krakower

(Discussion inaudible)

Supervisor Myers: That's the group home in the First Ward.

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-SC 5 NOTIFICATION

Town of LaGrange Public Hearing on
February 25, 2009 at LaGrange Town Hall
Regarding Local Law to Amend the
Zoning Map of Chapter 240, Section 240-22
To Change Designation of Two Tax Parcels
From R-20 District to C-1 District

NOTED BY TOWN BOARD

02:18-SC 6 AUTHORIZE
SUPERVISOR
TO SIGN

Field Usage License Agreement &
Concession Stand Use Agreement With
Town of Poughkeepsie Soccer Club, Inc.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Field Usage License Agreement and a Concession Stand Use Agreement between the Town of Poughkeepsie and the Town of Poughkeepsie Soccer Club, Inc., which agreements shall be for a one (1) year term commencing on March 1, 2009 and ending on February 28, 2010.

SO MOVED: D. Seminara/S. Krakower

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-SC 7 AUTHORIZE Field Usage License Agreement With
SUPERVISOR Poughkeepsie Girls Little League
TO SIGN Softball, Inc.

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Field Usage License Agreement between the Town of Poughkeepsie and the Town of Poughkeepsie Girls Little League Softball, Inc., which agreement shall be for a one (1) year term commencing on March 1, 2009 and ending on February 28, 2010.

SO MOVED: J. Conte/M. Cifone

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-SC 8 AUTHORIZE Field Usage License Agreement &
SUPERVISOR Concession Stand Use Agreement With
TO SIGN Town of Poughkeepsie North Little
League

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Field Usage License Agreement and a Concession Stand Use Agreement between the Town of Poughkeepsie and the Town of Poughkeepsie North Little League, Inc., which agreements shall be for a one (1) year term commencing on March 1, 2009 and ending on February 28, 2010.

SO MOVED: M. Cifone/T. Tancredi

ROLL CALL: Ayes; Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

02:18-SC 9 AUTHORIZE Field Usage License Agreement &
SUPERVISOR Concession Stand Use Agreement With
TO SIGN The Poughkeepsie Mid-Hudson Cal
Ripken/Babe Ruth Baseball

RESOLUTION

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Supervisor to execute a Field Usage License Agreement and a Concession Stand Use Agreement between the Town of Poughkeepsie and the Poughkeepsie Mid-Hudson Cal Ripken/Babe Ruth Baseball, which agreements shall be for a one (1) year term commencing on March 1, 2009 and ending on February 28, 2010.

SO MOVED: S. Krakower/J. Baisley

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower,
Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

Motion made to suspend the rules for public speaking: Supervisor Myers/ T. Tancredi

CARRIED: 7-0

Victor Gennodi spoke regarding an article in the Poughkeepsie Journal regarding Tilcon asking for a mooring to be put out 600 feet off the shoreline to put barges anchored out in the river. He was afraid someone would smash into one of those barges or someone with an oil tanker or barge and striking them because they are not lit or marked enough. The quarry owns pretty close to $\frac{3}{4}$ a mile of waterfront. He thought they should do something along the water front to moor these barges or bring them in closer to land and not 600 feet out in the river.

Councilman Seminara wanted to know how wide the river was at that point and he stated he didn't know. He thought that the 600 feet that the barges are out in the river would cover about $\frac{1}{3}$ of the river.

Councilman Seminara: Who do they deal with, the Coast Guard?

Supervisor Myers: No, the Army Corp. of Engineers.

Victor Gennodie also stated that the paper said that Tilcon just upgraded their permit to go deeper and in a different direction and to put that six foot berm. Does the Army Corp. of Engineers ever contact the Town to let them know what's going on? He urges the Town to send a letter, must be postmarked by tomorrow, February 19th, regarding the barges being moored out on the river 600 feet.

Councilmen agree that this is an issue of concern.

Doreen Tignanelli: To following up on the Tilcon mooring she stated that one of the reasons people didn't pick up on it because it was advertised under Buchanan Marine and not Tilcon. She sent comments herself on this. If you do send a letter regarding this to the Army Corp of Engineers, I would ask that the public comment period be extended so that it gives people time to be able to respond. She understood it not to be part of the Tilcon actual project that they are doing now. It would have been nice if someone had mentioned along the way to the Planning Board that they had this other project. The didn't need any approvals from the Planning Board, but a heads up would be nice.

Jay Serino: At our last meeting, I had that problem with the section of Ireland Drive. On your advice, I wrote Page a letter and stated the problems we have with that stretch of road. I haven't received a reply from them at all. Frankly, I don't think I will get one from past experience and I really don't know where to turn with this problem. Anything the Town can suggest about what to do about it would be appreciated.

Supervisor Myers: We understand your problem, but I really don't think there is anything we can do because it is private road and we can't interfere. Legally there is nothing we as the Town can do.

Councilman Conte said he would try and reach out to them and see if he could persuade them to do something. Give the letter you sent some time.

Councilman Seminara asked Marc Pfeifer if there was a way to put that part of the Town bequeathed to the Town, how he would feel about taking that as a road and maintaining it.

Marc Pfeifer stated he wouldn't have a problem with it, but he would want it to be redone to meet the Town specifications, but I doubt if they would want to do that.

Supervisor Myers: Well, let Joe Conte reach out to them as Councilman first and see what happens.

Town Attorney Mahar: I think sending a letter from the Town would be a bit premature. I would like to see if Mr. Conte would be able to work out something with them first.

Victor Gennodi: I spoke to someone about the microphones here and how they go in and out and he said it is simple, you have a bad ground. The unit is setting itself off automatically because it loses its ground and then it picks it up again. He said check it out. He is a man who does intercom systems for musicians and things like that. He said it is pretty simple.

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

CARRIED: 7-0

Motion made to send a letter to the Army Corp. of Engineers opposing for 600 ft. extension and asking for a period of public comments: Supervisor Myers/D. Seminara

CARRIED: 7-0

Councilman Seminara advised the Council that he contacted the Dutchess County bus system about bus pick ups along the Route 9 corridor and he advised that he got a call back today and stating that they are studying this and turn around points and he also pointed out to him that they have this "Flagging" operation going on where you can flag the bus down anywhere and they are looking at that issue also and he said he would keep him advised of it.

RESOLUTION

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby adjourn to Executive Session to consider the following matters, to wit:

1. Litigation
2. Contract Negotiations
3. Personnel Matters, to wit: A meeting to discuss employment history of particular individuals who need not be identified at this time.
4. Confidential communications between attorney and his client/the Town Board based on Attorney/Client privileges.

SO MOVED: J. Baisley/T. Tancredi

ROLL CALL: Ayes: Councilmen Baisley, Seminara, Conte, Cifone, Krakower, Tancredi, and Supervisor Myers

Nays: None

CARRIED: 7-0

INTO EXECUTIVE SESSION AT 8:35 PM

Invitation extended to Marc Pfeifer and Don Beer to join them

BACK FROM EXECUTIVE SESSION AT 9:20 PM

NO ACTION WAS TAKEN

Motion made to close the meeting: Supervisor Myers/T. Tancredi

CARRIED: 7-0

MEETING CLOSED AT 9:21 PM

SJM:lk