

MINUTES OF TOWN BOARD MEETING/COMMITTEE OF THE WHOLE MEETING
HELD ON AUGUST 23, 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
Councilman Lepore
Councilwoman Shershin
Town Attorney Strauch
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

MOTION TO OPEN PUBLIC HEARING # 1: J. Baisley/J. Conte CARRIED: 7-0

NO SPEAKERS ON THIS PUBLIC HEARING- PUBLIC HEARING
EXCAVATION LAW (STREETS AND
SIDEWALKS)

MOTION TO CLOSE PUBLIC HEARING # 1 W. Carlos/J. Renihan CARRIED: 7-0

THIS PUBLIC HEARING WAS OPENED AND CLOSED AND WILL BE BOUGHT BACK BEFORE THE TOWN BOARD AT ANOTHER TIME AND BE RE-ADVERTISED AT THAT TIME

Bill speaks for a moment and mentions all the work that has gone into this so far and there is a bit more work to do.

MOTION TO OPEN PUBLIC HEARING # 2: J. Baisley/J. Conte CARRIED: 7-0

NO SPEAKERS ON THIS PUBLIC HEARING

MOTION TO CLOSE PUBLIC HEARING # 2: J. Baisley/ Renihan CARRIED: 7-0

RESOLUTION

8:23 - # 2 OF 2017

PUBLIC HEARING
AMEND TOWN CODE CHAPTER 195
TRUCKS OVER CERTAIN WEIGHTS
FAIRVIEW AVENUE

BE IT ENACTED, that the Town Board of the Town of Poughkeepsie, pursuant to a public hearing held on the 23rd day of August, 2017 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby amend Town Code, Chapter 195, Vehicles and Traffic, §195-46B, Schedule XI: Trucks Over Certain Weights Excluded, to limit the permitted hours of operation of trucks over 5 tons on Fairview Avenue, as follows:

Name of Street	Weight Limit (Tons)	Location
<u>Fairview Avenue</u>	<u>5</u>	<u>From the southerly lines of East and West Cedar Streets at Fairview Avenue to the Town and City of Poughkeepsie line from 10:00 p.m. to 6:00 a.m. Sunday through Saturday Inclusive</u>

AND BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on August 10, 2017 and published in the Poughkeepsie Journal on August 15, 2017; 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: J. Renihan/W. Carlos

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

Jay reads through the agenda

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

7-0

Doreen asks just to be clear that #10 is for the Town Board to be Lead Agency on the Raymond Avenue Project? Yes, She is glad to hear this but also wants to say that she is not in favor of a Pilot Program for this project.

John Pinna, Town Historian: he is glad the Town is acting as the gate keeper with the Raymond Avenue Project and mentions that Jacob has been open and helpful and has gone back to the drawing board to look at this project again. John thanks everyone involved.

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

7-0

RESOLUTION

8:23 - # 3 of 2017

RESIGNATION CHARLES LATTIN

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Charles R. Lattin, Jr. from his position as a Substitute Court Attendant at the Town Justice Court, effective as of August 14, 2017.

So Moved: W. Carlos/J. Conte

Roll Call: **Ayes:** Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore
 Nays: Councilwoman Shershin
 Absent: -0-

CARRIED: 6-1

RESOLUTION

8:23 - # 4 of 2017

RESIGNATION HARRY ROSARIO

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Harry Rosario from his position as a Substitute Court Attendant at the Town Justice Court, effective as of August 14, 2017.

So Moved: J. Conte/ W. Carlos

Roll Call: **Ayes:** Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore
 Nays: Councilwoman Shershin
 Absent: -0-

CARRIED: 6-1

RESOLUTION

8:23 - # 5 of 2017

RESIGNATION LUIS JUNCOSA

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Luis Juncosa from his position as a Substitute Court Attendant at the Town Justice Court, effective as of August 10, 2017.

So Moved: M. Cifone/J. Conte

Roll Call: **Ayes:** Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore
 Nays: Councilwoman Shershin
 Absent: -0-

CARRIED: 6-1

RESOLUTION

8:23 - # 6 of 2017

RESIGNATION PAUL HOFFMAN

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Paul Hoffman from his position as a Substitute Court Attendant at the Town Justice Court, effective as of August 14, 2017.

So Moved: J. Lepore/M. Cifone

**Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore
Nays: Councilwoman Shershin
Absent: -0-**

CARRIED: 6-1

RESOLUTION

8:23 - # 7 OF 2017

**APPOINTMENT
ZONING ADMINISTRATOR**

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does authorize the provisional appointment of Marianne Axtmann to the full time position of Zoning Administrator, at the salary of \$55,000.00 per year; 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: A. Shershin/M. Cifone

Ann thinks is an excellent appointment and she will be good and fair. Board agrees

**Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore,
Councilwoman Shershin
Nays: -0-
Absent: -0-**

CARRIED: 7-0

RESOLUTION

8:23 - # 8 OF 2017

**ADVERTISEMENT FOR BID
SANITARY SEWER PIPE CLEANING
AND CCTV INSPECTIONS 2017**

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for “SANITARY SEWER PIPE CLEANING AND CCTV INSPECTIONS – FALL 2017”, pursuant to plans and specifications which will be available on August 28, 2017 in the Office of the Town Clerk 1 Overrocker Road, Poughkeepsie, NY 12603, and also available on the Town Clerk’s website where any associated Bid Addenda will also be posted. The bid opening will be held on September 13, 2017 at 11:00 a.m. at the Town Clerk’s Office; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reserve the right to accept or reject all bids in whole or part; and
BE IT FURTHER RESOLVED, that the Town Board does hereby determine that this action is a Type II Action requiring no environmental review.

So Moved: J. Baisley/J. Renihan

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

RESOLUTION

8:23 - # 9 OF 2017

ADVERTISEMENT FOR BID
MANCHESTER GARDENS SEWER
MANHOLE REPLACEMENT AND
STREAM RELOCATION – 2017

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby authorize the Town Clerk to advertise for bids for “MANCHESTER GARDENS SEWER MANHOLE REPLACEMENT AND STREAM RELOCATION - 2017”, pursuant to plans and specifications which will be available on August 28, 2017 in the Office of the Town Clerk 1 Overocker Road, Poughkeepsie, NY 12603, and also available on the Town Clerk’s website where any associated Bid Addenda will also be posted. The bid opening will be held on September 13, 2017 at 11:00 a.m. at the Town Clerk’s Office; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby reserve the right to accept or reject all bids in whole or part; and

BE IT FURTHER RESOLVED, that the Town Board does hereby determine that this action is a Type II Action requiring no environmental review.

So Moved: J. Renihan/W. Carlos

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

Jacob Reckess, Paz Management / Stuart Mesinger, Chazen Companies / Shawn Corp, Balzer + Tuck Architecture have come to give a presentation to the Town Board about their Zoning Text Amendment and Zoning Map Amendment for their project at the Raymond Avenue School Site.

The Town Board gives some feedback on the project which can be viewed along with the short presentation on our You Tube Channel located on our website

RESOLUTION

THE TOWN OF POUGHKEEPSIE TOWN BOARD

**Declaring Intent to Act as Lead Agency and Referring to the Planning Board the Application of Paz Management, Inc.
For Zoning Map Amendment and Zoning Text Change
In Regard to the Redevelopment of the Former Raymond Avenue School
25 and 31 Raymond Avenue, Town of Poughkeepsie**

WHEREAS, On August 16, 2017 Paz Management, Inc. as the contract vendee for the purchase of the former Raymond Avenue School located at 25 and 31 Raymond Avenue, tax parcel numbers 6161-12-755735 and 784726, consisting of ±6.8 acres, has submitted a petition for a Zoning Map Amendment and a Zoning Text Amendment to allow the redevelopment for the former public school site for a mixed use project; and

WHEREAS, the proposed project would include the restoration and conversion of the former school building for approximately 44 residential dwelling units, as part of ±172 total apartments of various bedroom mixes (i.e. studio, and one and two bedroom units), ±16,200 square feet of retail, restaurant and office space, a 110 room hotel, parking for ±351 vehicles, and site amenities such as a pool and walking paths for residents; and

WHEREAS, the Site is located in the Arlington Town Center (ATC) District that currently allows a variety of residential and non-residential uses; and

WHEREAS, the proposed Zoning Map and Zoning Text amendments are designed to allow redevelopment of the site for greater residential densities than are currently permitted under the ATC District zoning, the primary justification for which is the high cost of site development under the prevailing economic conditions including the difficulties inherent in preserving and adaptively reusing a locally important historic former public school building constructed in the 1920's; and

WHEREAS, the Town Board has initially classified the project as an Unlisted Action under the New York State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617, ("SEQRA"); and

WHEREAS, the project will also require site plan approval from the Town Planning Board along with other permits and approvals from various local, regional and state agencies; and

WHEREAS, the Town Board desires to declare its intent to act as Lead Agency for a coordinated review of the Application under SEQRA, and to direct Town Staff to circulate notice of its intent to all involved and interested agencies, and refer the Application to the Planning Board for an advisory report pursuant to §210-154 of the Town Code;

NOW THEREFORE BE IT RESOLVED:

1. The Town Board declares its intent to act as Lead Agency for a coordinated environmental of the Raymond Avenue School Redevelopment; and
2. The Town Board hereby directs Staff to circulate a Notice of Intent to act as Lead Agency for the Application to all identified involved and interested agencies pursuant to 6 NYCRR Part 617 as further described herein.

***SEE LIST OF INTERESTED PARTIES ATTACHED TO BOOK COPY**

So Moved: W. Carlos/J. Conte

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

“AN AMENDMENT WAS MADE LATER IN THE MEETING TO CORRECT VERBAGE IN THIS RESOLUTION, LISTING THE 44 RESIDENTIAL UNITS AS PART OF THE ±172 TOTAL APARTMENTS”

So Moved: W. Carlos/J. Conte

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

8:23 -# 11 of 2017	NOTIFICATION (TOWN CLERK SALVATORE)	The Following Claims Have Been Referred To Legal: 1. Littlejohn V. Town
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RESOLUTION

8:23 - # 12 OF 2017	SC RESOLUTION
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BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby grant Special Consent to the following items; to wit:

- | | |
|---|---|
| 1. Accept
(Town Clerk Salvatore) | Resignation from Paul Herman |
| 2. Resolution
(Assessor Taber) | Amendment to Adjusted Base
Proportions-Spackenkill |

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. Conte/J. Renihan

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore,
Councilwoman Shershin
Nays: -0-
Absent: -0- CARRIED: 7-0

RESOLUTION

8:23 - #SC 1 of 2017

RESIGNATION OF PAUL HERMAN

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby accept, with regret, the resignation of Paul Herman from his position as a Substitute Court Attendant at the Town Justice Court, effective as of August 16, 2017.

So Moved: M. Cifone/J. Conte

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore
Nays: Councilwoman Shershin
Absent: -0- CARRIED: 6-1

RESOLUTION

8:23 - # SC 2 OF 2017

**AMENDED RESOLUTION
AJUSTED BASE PROPORTIONS**

WHEREAS, the Town Board of the Town of Poughkeepsie adopted RESOLUTION 8:9 - #7 OF 2017, which said resolution adopted and certified the current base proportions and adjusted base proportions for the 2017 tax roll; now therefore

BE IT RESOLVED, an error has been found in the Spackenkill School adjusted base proportions and the Town Board of the Town of Poughkeepsie does hereby adopt and certify the corrected amount for that item as follows:

	H	NH
Spackenkill School	*47.50733	*52.49267

*Correction by Kathy Taber, attachment in book copy

So Moved: J. Lepore/J. Conte

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore,
Councilwoman Shershin
Nays: -0-
Absent: -0- CARRIED: 7-0

MOTION MADE TO SUSPEND THE RULES ON ANY TOWN ISSUES: J. Bailey/ J. Renihan 7-0

Doreen: She asks about the Resolutions regarding the resignations of the court attendants. Jay and Mike explain the reasoning behind why the gentleman resigned.

She also asks about # 9- and the stream location, does this require DEC permits? Jay explains what the project will involve and he thinks it will require a permit. Doreen mentions that she doesn't want another incident like Zacks Way to happen.

She also mentions Resolution # 10 and the confusion about the number of apartments in the project. Will the 44 apartments in the existing school be part of the ±172 Units or in addition to? Jacob comes back up to answer the question- (44 dwelling units to be a part of the ±172 total) She also brings up the pilot again and also the fire calls that could come in using the Landing as an example. She asks the Board to be careful and keep the residents in mind.

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

7-0

MOTION TO AMEND RESOLUTION # 10 to change the verbiage to read approximately 44 residential dwelling units, as part of ± 172 total apartments

So Moved: W. Carlos/ J. Conte

Roll Call: Ayes: Supervisor Baisley, Councilman Renihan, Carlos, Conte, Cifone Lepore, Councilwoman Shershin

Nays: -0-

Absent: -0-

CARRIED: 7-0

EXECUTIVE SESSION

**08:23: 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 7:44 P.M.

TOWN BOARD RESUMED RULES AT 7:49 P.M. TO DO COMMITTEE REPORTS

COMMITTEE REPORTS

2017

- 1. FINANCE Lepore, Cifone, Conte
NOTHING TO REPORT**
- 2. FIRE ADVISORY Renihan, Conte, Splain &
Fire Officials (Arlington, New
Hamburg, Fairview)**

- NOTHING TO REPORT***
- | | | |
|----|---|--|
| 3. | GOVERNMENT OPERATIONS | Shershin, Carlos, Cifone
<i>NOTHING TO REPORT</i> |
| 4. | LAND USE & PLANNING
(Including Cell Tower & Comp. Plan) | Cifone, Shershin, Renihan
<i>NOTHING TO REPORT</i> |
| 5. | PERSONNEL | Cifone, Conte, Renihan
<i>NOTHING TO REPORT</i> |
| 6. | RECREATION/ SENIOR CITIZENS
(Including Town Day) | Lepore, Shershin, Renihan
<i>NOTHING TO REPORT</i> |
| 7. | TECHNOLOGY & EQUIPMENT | Carlos, Cifone, Lepore
<i>NOTHING TO REPORT</i> |
| 8. | WATER, SEWER, HIGHWAY
(INFRASTRUCTURE) | Carlos, Lepore, Shershin
<i>NOTHING TO REPORT</i> |

Jay mentions that the Committees don't usually meet in August but he mentioned to the Board that they should let Mark know what dates they will be meeting so that the information can be posted.

TOWN BOARD ENTERED EXECUTIVE SESSION AGAIN AT 7:49 P.M.

TOWN BOARD RETURNED FROM EXECUTIVE AT 8:40 P.M.

NO ACTION TAKEN

TOWN BOARD MEETING ADJORNED AT 8:41 P.M.