

TOWN OF POUGHKEEPSIE
SPECIAL TOWN BOARD MEETING
OCTOBER 30, 2019
7:00 P. M.
MINUTES

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

PRESENT: Supervisor Baisley
 Councilman Renihan
 Councilman Carlos
 Councilwoman Lopez
 Councilman Cifone
 Councilman Woolever
 Councilwoman Shershin
 Town Clerk Salvatore
 Town Attorney Nelson
 Amy Johnson, Van De Water

***Please note that a public hearing summary worksheet, if needed, as well as all original resolutions and attachments complete with voting information are attached here after the summary page. You can also find full video of entire Town Board Meetings on our Youtube channel on the meetings page of the Town website @Townofpoughkeepsie.com. If you wish you may also purchase a DVD of any meeting from the Town Clerk's Office for \$1.00*

Motion to open public hearing # 1-Special District Budgets: J. Lopez/ M. Woolever

No speakers on this public hearing

Motion to close public hearing # 1: J. Baisley/ M. Cifone

10:30-01 Public Hearing Special District Budgets
 (Assessor Mund)

Resolution Moved by: Jeffrey Renihan
Seconded By: Jessica Lopez CARRIED 7-0

Motion to open public hearing # 2- 2020 Preliminary Budget: J. Baisley/ J. Lopez

Michael Treybich, questions the Supervisor on several of the budget items

No other speakers from the public.

Motion to close public hearing # 2: J. Baisley/ M. Cifone

The Town Board members talk between themselves and the Comptroller for several minutes with questions that they have regarding the budget and Jessica Lopez requests that they vote on the actual document with all changes. She makes a motion that passes 7-0 to vote on the budget on November 6th, 2019

10:30-02	Public Hearing (Comptroller Emberger)	2020 Budget PUBLIC HEARING CLOSED- VOTE ON BUDGET ADJOURNED TO NOVEMBER 6TH TOWN BOARD MEETING
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Motion to open public hearing # 3- Community Block Grant: M. Woolever/ J. Lopez

Tom Meyering speaks with the board for several minutes about the Sheafe Road Park down by Tilcon which is what they are hoping to do next. There is no tennis court there like we have at Overocker so we will have to pay extra money to put in a pad.

No other speakers from the public.

Motion to close public hearing #3: J. Baisley/ M. Woolever

10:30-03	Public Hearing (Recreation Director Meyering)	Community Development Block Grant
Resolution Moved by: William Carlos		
Seconded By: Jeffrey Renihan		CARRIED 7-0

Jay reads through the agenda

Motion is made to suspend the rules for public comment on any agenda item: M. Woolver/ M. Cifone

No speakers from the public

Motion to resume the rules: J. Baisley/ M. Cifone

10:30-04	Authorize/Waive (Supervisor Baisley)	Fees for Germania's Christkindlmarkt
Resolution Moved by: Jessica Lopez		
Seconded By: Michael Cifone		CARRIED 7-0

10:30-05	Waive (Town Clerk Salvatore)	Liquor License-Acropolis Diner
Resolution Moved by: Michael Cifone		
Seconded By: Matthew Woolever		CARRIED 7-0

10:30-06	Authorize Supervisor to Sign (Legal)	License Term Extensions-Tilcon
Resolution Moved by: Matthew Woolever		
Seconded By: Michael Cifone		CARRIED 7-0

10:30-07 Notification
(Town Clerk Salvatore)

The following claim has been referred
to Legal:

1. Kenneth Pedersen Real Estate Holdings v.
Town, et al.

REFERRED TO LEGAL

Motion is made to suspend the rules for public comment on any town item: J. Baisley/ M. Cifone

No speakers from the public

Motion to resume the rules: J. Baisley/ M. Woolever

TOWN BOARD MEETING ADJOUNED AT 7:22 P.M.

RESOLUTION 10:30 - # 1 OF 2019

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie, pursuant to public hearings held on October 2, 2019 and October 30, 2019 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, does hereby adopt the Special District Assessment Roll which concerns the water districts, sewer districts and drainage districts of the Town of Poughkeepsie; and

BE IT FURTHER ENACTED, that the Legal Notice of Public Hearing was posted on September 20, 2019 and published in the Poughkeepsie Journal on September 23, 2019.

Dated: October 30th, 2019

Moved: Jeffrey Renihan

Seconded: Jessica Lopez

Motion passes/ fails: Ayes 7 Nays 0

JEN/mem
t-10/21/2019
m-10/30/2019

		AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT	Councilman Renihan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Carlos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Woolever	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Supervisor Baisley	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION 10:30 - # 2 OF 2019

WHEREAS, the Town Board of the Town of Poughkeepsie adopted its Preliminary Budget for the year 2020 on October 16, 2019; and

WHEREAS, that the Legal Notice of Public Hearing was posted on October 17, 2019 and published in the Poughkeepsie Journal on October 19, 2019, and

WHEREAS, a public hearing was held on October 30, 2019 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie; now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby close the public hearing in regard to the adoption of the Preliminary Budget, as amended, adopts the budget modifications to the Preliminary Budget presented by the Comptroller and does adopt the Preliminary Budget as so modified as the Town's 2020 Budget.

Dated: October 30th 2019

Moved: Public Hearing Closed

Seconded: M/Jay Baisley
S/ Mike Cifone

Motion passes/ fails: Ayes _____ Nays _____

JEN/mem
t-10/21/2019
m-10/30/2019

*Motion to Adj the vote on the Budget to November 6th 2019.
M / Jessica Lopez S/ Ann Shershin*

PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT

Councilman Renihan
Councilman Carlos
Councilwoman Lopez
Councilman Cifone
Councilman Woolever
Councilwoman Shershin
Supervisor Baisley

AYE	NAY	ABSTAIN
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

RESOLUTION 10:30 - # 3 OF 2019

A RESOLUTION AUTHORIZING THE SUBMISSION OF THE
FISCAL YEAR 2020 DUTCHESS COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION

PROJECT: "Town of Poughkeepsie Sheafe Road Park Improvements"

WHEREAS, the Town of Poughkeepsie is participating in the Dutchess County
Community Development Consortium for Fiscal Year 2020, and

WHEREAS, input from citizens and groups has been received and considered, and

WHEREAS, an application is being prepared that addresses our community concerns;

and

WHEREAS, that the Legal Notice of Public Hearing was posted on October 17, 2019
and published in the Poughkeepsie Journal on October 19, 2019; and

NOW, THEREFORE BE IT RESOLVED, that the submission of said application to the
Dutchess County Department of Planning and Development be and hereby is authorized, and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor or his
designee to execute all papers necessary and proper to effectuate the acceptance of this Grant;

and

BE IT FURTHER RESOLVED, that the work involved is part of the Town's ongoing
administration and a Type II Action requiring no SEQR review.

Dated: October 30th 2019

Moved: William Carlos

Seconded: Jeffrey Benihan

Ayes 7 Nays 0

JEN/mem
t-10/21/2019
m-10/30/2019

		AYE	NAY	ABSTAIN
<u>PRESENT/ABSENT</u>	Councilman Renihan	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Councilman Carlos	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Councilwoman Lopez	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Councilman Cifone	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Councilman Woolever	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Councilwoman Shershin	<u>✓</u>	_____	_____
<u>PRESENT/ABSENT</u>	Supervisor Baisley	<u>✓</u>	_____	_____

RESOLUTION 10:30- # 4 OF 2019

WHEREAS, the Town Board of the Town of Poughkeepsie has heretofore received a request submitted by Bill Reuter, President of Germania to hold a Christkindlmarkt (German Christmas Market) to be held on Friday, November 22, 2019 from 4:00 p.m. – 8:00 p.m. and Saturday, November 23, 2019 from 10:00 a.m. – 4:00 p.m. at Germania, 37 Old Degarmo Road, Poughkeepsie, New York; now therefore

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby approve the request as submitted for said event to be held on Friday, November 22, 2019 from 4:00 p.m. – 8:00 p.m. and Saturday, November 23, 2019 from 10:00 a.m. – 4:00 p.m. and does hereby waive all permit fees as requested in said letter received October 16, 2019 from Bill Reuter, a copy of which is attached.

Dated: October 30th 2019

Moved: Jessica Lopez

Seconded: Michael Cifone

Motion passes/ fails: Ayes 7 Nays 0

JEN/mem
t-10/21/2019
m-10/30/2019

		AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT	Councilman Renihan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Carlos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Woolever	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Supervisor Baisley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Mary McAliney

From: Jay Baisley
Sent: Thursday, October 17, 2019 2:33 PM
To: Mary McAliney
Subject: FW: Request for Fee Waivers: Germania of Poughkeepsie Christkindlmarkt, November 22nd and 23rd 2019

Could you put this on the next agenda.

Jon J. Baisley
Town of Poughkeepsie Supervisor
1 Overocker Road
Poughkeepsie, NY 12603
jbaisley@townofpoughkeepsie-ny.gov
Phone: 1-845-485-3607
Fax: 1-845-485-3701



From: B R [mailto:wcr_292@hotmail.com] **On Behalf Of** president@germaniapok.com
Sent: Wednesday, October 16, 2019 1:59 PM
To: Joyce Longi; Jay Baisley
Subject: Request for Fee Waivers: Germania of Poughkeepsie Christkindlmarkt, November 22nd and 23rd 2019

Jon,

Germania of Poughkeepsie is requesting fee waiver for Electrical, Public Assembly and Heating Permit for Germania's Christkindlmarkt (German Christmas Market) to be held at Germania, 37 Old Degarmo road, Poughkeepsie on Friday evening November 22nd, 2019, 4-8pm and Saturday November 23rd 10am to 4pm. The permits are required for 30x60 led tent lighting, temporary exit lighting and temporary LP tent heating.

Thank you in advance for your consideration.

Bill Reuter
President, Germania
914-882-0307

RESOLUTION 10:30 - # 5 OF 2019

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby acknowledge receipt of a request on behalf of the Acropolis Diner, 829 Main Street, Poughkeepsie, New York, 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.

Dated: October 30th 2019

Moved: Michael Cifone

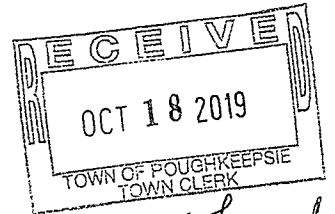
Seconded: Matthew Woolever

Motion passes/ fails: Ayes 7 Nays 0

JEN/mem
t-10/21/2019
m-10/30/2019

	AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT Councilman Renihan	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Councilman Carlos	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Councilwoman Lopez	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Councilman Cifone	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Councilman Woolever	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Councilwoman Shershin	<u>✓</u>	_____	_____
<u>PRESENT</u> /ABSENT Supervisor Baisley	<u>✓</u>	_____	_____

New York Liquor Associates
PO Box 1444
Kingston, New York 12402



October 15, 2019

Hon. Felicia Salvatore
Town Clerk
Town of Poughkeepsie
1 Overocker Road
Poughkeepsie, NY 12603

Re: MB Lopez Corporation d/b/a Acropolis Diner
829 Main Street, Poughkeepsie, New York 12603
New York State Liquor Authority Application – 30 Day Notice

Dear Madam Clerk,

Enclosed herewith please find an original 30-Day Advanced Notice in connection with the above referenced applicants application to the New York State Liquor Authority.

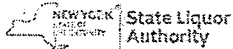
The applicant respectfully requests a waiver from the 30 Day waiting period. I have enclosed for you a sample letter. If the waiver is granted please return a letter stating so in the enclosed envelope.

Please don't hesitate to contact me with any question. Thank you for your consideration.

Kindest regards,

A handwritten signature in black ink, appearing to read "Nicky B. Woerner".

Nicky B. Woerner
nbwoerner@gmail.com



OFFICE USE ONLY

Original Amended Date _____

Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice was Sent: 1a. Delivered by:

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

- New Application Renewal Alteration Corporate Change Removal Class Change Method of Operation Change

For **New** applicants, answer each question below using all information known to date
 For **Renewal** applicants, answer all questions
 For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s)
 For **Corporate Change** applicants, attach a list of the current and proposed corporate principals
 For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation
 For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type
 For **Method of Operation Change** applicants, although not required, if you choose to submit, attach an explanation detailing those changes

This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:

3. Name of Municipality or Community Board:

Applicant/Licensee Information:

4. Licensee Serial Number (if applicable): Expiration Date (if applicable):

5. Applicant or Licensee Name:

6. Trade Name (if any):

7. Street Address of Establishment:

8. City, Town or Village: , NY Zip Code:

9. Business Telephone Number of Applicant/Licensee:

10. Business E-mail of Applicant/Licensee:

11. Type(s) of alcohol sold or to be sold: Beer & Cider Wine, Beer & Cider Liquor, Wine, Beer & Cider

12. Extent of Food Service:

- Full food menu; full kitchen run by a chef or cook Menu meets legal minimum food availability requirements; food prep area at minimum

13. Type of Establishment:

14. Method of Operation: (check all that apply) Seasonal Establishment Juke Box Disc Jockey Recorded Music Karaoke

Live Music (give details i.e., rock bands, acoustic, jazz, etc.):

Patron Dancing Employee Dancing Exotic Dancing Topless Entertainment

Video/Arcade Games Third Party Promoters Security Personnel

Other (specify):

15. Licensed Outdoor Area: (check all that apply) None Patio or Deck Rooftop Garden/Grounds Freestanding Covered Structure

Sidewalk Cafe Other (specify):

OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

16. List the floor(s) of the building that the establishment is located on:

17. List the room number(s) the establishment is located in within the building, if appropriate:

18. Is the premises located within 500 feet of three or more on-premises liquor establishments? Yes No

19. Will the license holder or a manager be physically present within the establishment during all hours of operation? Yes No

20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:

Name	Serial Number

21. Does the applicant or licensee own the building in which the establishment is located? Yes (if YES, SKIP 23-26) No

Owner of the Building in Which the Licensed Establishment is Located

22. Building Owner's Full Name:

23. Building Owner's Street Address:

24. City, Town or Village: State: Zip Code:

25. Business Telephone Number of Building Owner:

Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice

26. Representative/Attorney's Full Name:

27. Representative/Attorney's Street Address:

28. City, Town or Village: State: Zip Code:

29. Business Telephone Number of Representative/Attorney:

30. Business E-mail Address of Representative/Attorney:

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

31. Printed Principal Name: Title:

Principal Signature: *Alberto Santos*

RESOLUTION 10:30- # 6 OF 2019

WHEREAS, the Town of Poughkeepsie has for many years enjoyed the benefit of no charge agreements from Tilcon, Inc. which allow the Town to operate the Crown Heights/Nassau Road and the Sheafe Road parks on Tilcon lands, which were most recently renewed as three year License Agreements beginning on May 22, 2019, and

WHEREAS, extending the term of those License Agreements from three to five years would allow the Town to potentially qualify for grant monies to make park improvements at Sheafe Road Park and would increase administrative efficiency, now therefore

BE IT RESOLVED, that the Supervisor is authorized to execute Letter-Agreements with Tilcon, Inc. modifying the Sheafe Road and Crown Heights/Nassau parks License Agreements to be for 5 year terms from May 22, 2019, and

BE IT FURTHER RESOLVED, that the extension of these License Agreements is a Type II Action requiring no SEQRA review.

Dated: October 30th 2019

Moved: Matthew Woolever

Seconded: Michael Cifone

Motion passes/ fails: Ayes 7 Nays 0

JEN/aap
t-10/29/2019
m-10/30/2019
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT
PRESENT/ABSENT

Councilman Renihan
Councilman Carlos
Councilwoman Lopez
Councilman Cifone
Councilman Woolever
Councilwoman Shershin
Supervisor Baisley

AYE	NAY	ABSTAIN
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____
<u>✓</u>	_____	_____

#7

Notification
(Town Clerk Salvatore)

The following claim has been referred
to Legal:

1. Kenneth Pedersen Real Estate Holdings v.
Town, et al.