

**TOWN BOARD MEETING
Slater Chemical Fire House**

July 08, 2006

Supervisor Pagones opened the Town Board meeting at 10:00am, Slater Chemical Fire House, Old Glenham Road, Glenham, New York and led the audience with the “Pledge of Allegiance”.

Present: Supervisor Joan A. Pagones; Town Board members, Steve Ferguson, Ronald Leenig, Heather Malvarosa, Dennis Zack, Town Attorney – Rebecca Valk; John Darcy – Assistant Housing Director; Christopher Colsey – Municipal Development Director; Joel Petrus – Building Inspector; Allison MacAvery – County Legislator; Willa Skinner – Town Historian; Residents – Ralph Johnson, John Steele, and Town Clerk - Darlene Bellis

Supervisor Pagones welcomed everyone to the meeting. She updated the audience (and gave a hand out) on the Texaco site. The board is happy that their vigilance is paying off where the developer is concerned. A letter is going out to all Glenham residents which outline what the Board is planning to do.

PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS

Motion made by Councilman Ferguson **to go into the privilege of the floor for agenda items. Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Hearing none

Motion made by Councilman Ferguson **to go back into the regular order of business. Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Allison MacAvery – County Legislator

Allison MacAvery gave the Board and audience an update highlighting the Legislature’s June meeting: they passed a resolution requesting that Congress eliminates the financial penalty on Medicare Part D, established a committee for possibility of creating a wireless network in Dutchess County and the report will be back before the legislature no later than January 01, 2007 – any one interested in being on the committee please forward your name to her, passed the HAVA for elections – the County budget will be increased to cover the expenses that will be incurred by Board of Elections for the salaries (\$150 primary, \$250 general for inspectors) (\$75 per machine plus mileage for the voting machine custodians) (additional positions added of election supervisor / machine coordinator / seasonal elections assistants) – additional furniture – equipment – transfer, storage and maintenance of the voting machines, Dutchess Community College’s budget hearings will be on Tuesday night’s meeting, Dr. Caldwell is looking into getting discounts on well testing, for veterans a laptop was stolen but discovered and found before any information was put out there

Supervisor Pagones asked County Legislator MacAvery assuming that the County Executive vetoes the additional cost for elections, what would be the status of the elections for November 2006?

Allison MacAvery did not know but did say she would find out for the Supervisor.

ANNOUNCEMENTS

Notice to involved agencies – lead agency designation – WCSD New
Supervisor Pagones read (**copy on file in Town Clerk's office**) the New Elementary School and Junior High School Additions – Notice to Involved Agencies that Lead Agency must be designated within 30 calendar days from the Wappingers Central School District.

Silver Ribbon House Tour

Supervisor Pagones read (**copy attached to original minutes**) her memo advising that the Dutchess County Historical Society announced that the Town is to be the subject of the 13th Annual Tour in 2007.

Brownfield Cleanup Program

Supervisor Pagones read (**copy attached to original minutes**) a memo from Robert E. Hoose, Chairman of the EAB, regarding their comments to the Brownfield Cleanup Program. She then authorized the Town Clerk to prepare a letter outlining the Town of Fishkill's concerns.

Letter of appreciation to Building & Inspection Department

Supervisor Pagones read (**copy attached to original minutes**) a letter from Sal Caccamo, Project Superintendent, March Associates Construction, extending his sincere appreciation to Debbie Viggiano and Joel Petrus for their professional and informative directives.

Thank you to Walter Brozman – Animal Control Officer

Supervisor Pagones read (**copies attached to original minutes**) two letters thanking Walter Brozman for his above and beyond assistance and his caring attitude.

August 05, 2006 meeting cancelled – rescheduled for 08-16-2006 @ 9:30am
Supervisor Pagones announced that the August 05, 2006 meeting has been cancelled and rescheduled for August 16, 2006 at 9:30am at Town Hall. She also announced that she is planning a joint meeting between the Village of Fishkill and the Town of Fishkill boards.

APPROVAL OF MINUTES

Supervisor Pagones stated the following minutes were distributed for review and approval and that she would entertain a motion to approve such:
March 04, 2006 Regular; March 15, 2006 Regular; April 01, 2006 Regular; April 19, 2006 Regular; April 28, 2006 Bid Opening Proposed Town Hall Entrance(s); May 06, 2006 On the Road Town Board meeting – Horizons at Fishkill; May 12, 2006 bid Opening – Merritt Park Water District Improvement Project; May 18, 2006 Regular; May 19, 2006 Bid Opening Highway Surplus Vehicles

Motion made by Councilman Ferguson **to approve the above stated minutes as submitted.** **Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

DISCUSSION(s)

Seasonal Flex Scheduling Pilot Program

Supervisor Pagones read (**copy attached to original minutes**) a report from Robert Wheeling describing his pilot program for the accounting department.

Flex time for Municipal Development – proposed 11-01-2006 to 03-01-2007
Christopher Colsey, Municipal Development Director, explained the proposal of flex time for his departments (**copy attached to original minutes**).

Motion made by Councilman Ferguson **to approve the above flex time scheduling as submitted.** **Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

ZBA Assignment Protocol Alternative

Christopher Colsey reviewed (**copy attached to original minutes**) his memo regarding the ZBA assignment protocol alternative.

Motion made by Councilman Zack **to approve the ZBA assignment protocol alternative as submitted.** **Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

MOTION(s) TO APPROVE/ADOPT

Go out to bid for the Small Cities extension – Rombout Water District

Motion made by Councilman Ferguson **to authorize the Town Engineer, John Andrews, to go out to bid for the Small Cities extension for the Rombout Water District. Seconded** by Councilman Leenig
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Go out to bid for the Round Hill Lighting District – new light installation

Motion made by Councilman Zack **to authorize the Town Engineer, John Andrews, to go out to bid for the Round Hill Lighting District – new light installation. Seconded** by Councilwoman Malvarosa
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Bid Recommendation - Merritt Park Water district Improvement Project

Town Engineer, John Andrews, reviewed (**copy attached to original minutes**) his letter regarding the bid award recommendations for the Merritt Park Water District Improvement Project – Contract 1 and Contract 2.

Motion made by Councilwoman Malvarosa **to award contract #1 to H. Osterhoudt Excavating in the amount of \$2,919,823.50, award contract #2 to Preload Inc. in the amount of \$1,145,520.00 and to approve the extension of the contract completion dates from 05-15-2007 to 06-15-2007. Seconded** by Councilman Leenig
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Town of Fishkill/Bedford Hills

Rebecca Valk gave a brief history of the Town of Fishkill/Bedford Hills issue.

After discussion regarding the condition of the roads, the landscaping, and other improvements that were suppose to be done by the developer, the board felt comfortable with the Town taking over the maintenance and make the necessary improvements.

Motion made by Councilman Zack **to authorize the Town to draw off the collateral security posted with the Town by the developer in the amount of \$125,000.00 to complete the landscaping with 4” caliper trees. Seconded** by Councilman Ferguson
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

After discussion on the curbing, blacktop, grading, etc., the Town will have the Town Engineer to inspect and take over with the curbing, blacktop, grading, etc. as was done above.

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Chelsea Waterfront Development

Supervisor Pagones read (**copy attached to original minutes**) letter from Town Engineer, John Andrews, regarding the Chelsea Waterfront Development.

Motion made by Councilwoman Malvarosa **to reaffirm the Board's intent to be lead agency and authorize the circulation of the necessary documents to the involved or interested agencies as listed.**

Seconded by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Re-adoption of provisions of Real Property Tax law 1903 Homestead base

Supervisor Pagones read (**copy attached to original minutes**) a memo from Paula Sarvis, Assessor in regard to the Homestead/Non-Homestead Base Proportions Article f19 RPTL dual tax rate system. She stated this needs to be readopted as an amendment to a local law and at the next meeting in August the Board will introduce the amendment and set a public hearing.

Miscellaneous Town of Fishkill – Palaru Realty Corp

After discussion with the Board, Town Attorney, Rebecca Valk, Esq., and Town Engineer, John Andrews, the board determined that no action needs to be taken but further investigation of the matter needs to be undertaken.

Request for court disposition

Supervisor Pagones read the request for court disposition from Joel J. Petrus, Deputy Building Inspector.

Motion made by Councilman Zack **to approve the request for court disposition as submitted. Seconded** by Councilman Ferguson

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Liquor License renewal for Seasons Restaurant II

Motion made by Councilman Ferguson **to approve the liquor license renewal for Seasons Restaurant II as submitted. Seconded** by Councilman Leenig

Councilman Leenig

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

MOTION(s) TO ACCEPT RESIGNATION

Geering Park Summer Counselor – Roseann Cristiano effective 06-13-2006

Motion made by Councilwoman Malvarosa **to accept the termination of Roseann Cristiano – Geering Park Summer Counselor effective 06-13-2006 as she has found other employment.** **Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

MOTION(s) TO APPOINT

Geering Park Summer Counselor – Jessica Yang

Motion made by Councilwoman Malvarosa **to appoint Jessica Yang as Geering Park Summer Counselor to replace Roseann Cristiano at \$7.00/hour effective 06-22-2006.** **Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

Police Officer – Renee Knapp

Motion made by Councilman Ferguson **to appoint Renee Knapp as Police Officer – step #1, \$18.20/hour.** **Seconded** by Councilman Leenig

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 5-0

BUDGET TRANSFERS

Motion made by Councilwoman Malvarosa **to approve the budget transfers as submitted as follows:**

Comptroller	\$16,062	to move budgeted money for elections to contingency
Comptroller	\$2,700	to cover increased cost of fuel
Comptroller	\$8,200	to cover wallpaper and painting of walk in exec suite meeting room and legislature room
Comptroller	\$1,500	to pay for texture wall coverings supervisor/other areas town hall building
Comptroller	\$1,800	to cover Rhode-Soyka bills through June

Comptroller	\$15,821	to adjust budget lines in medical ins. for 2006 increased premium rate
Comptroller	\$3,000	to cover cost of interns personnel and training session for management
Comptroller	\$12,000	to cover legal services for police contract – police building matter
Justice	\$223	reclass overtime for court officers from unexpended travel and lodging

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Parks	\$3,000	to replace ice machine
Highway	\$5,410	to cover shortage in repair line and pay bills
Comptroller	\$900	to move dental to shortages for medical and meetings
Recreation	\$200	to help cover cost of senior picnic
Comptroller	\$44,147	to record decrease of expenses in debt service fund due to interest subsidies
Comptroller	\$90,448	EOY entry – to record various cost and revenue variances to fund balance
Comptroller	\$29,825	to record increase cot of water purchased with increased sales of water already received
Comptroller	\$3,552	to record utility cost variances to fund balance
Comptroller	\$108,083	to correct over/short budget lines through EOY 2005

(copies attached to original minutes)

Seconded by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

NEW and OLD BUSINESS

Councilwoman Malvarosa

Stated the animal committee is working on a dog park to be located at Doug Philips Park, reaching out for proposals for fencing, hopefully a fall dedication would be in order; we will be the first in Dutchess County to have a dog park.

The Town and Village of Fishkill in terms of that animal disaster preparedness, we have an adopted plan which is making the lead. As co-chair of the senior picnic, things are coming together; vendors are very active in contributing items.

Councilman Zack

Going with parks, at Shephard Memorial Park, their Little League has installed three electronic score boards, which were donated by Coke, installation was done by Little League, at no cost to the tax payers.

Councilman Ferguson

He stated they received the Veterans Memorial Park cost estimate, shortly can start some earth moving. The new roofs are finished on the employee entrances.

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Councilman Leenig

Stated he is looking forward to working with Willa Skinner on the Silver Ribbon House Tour, he is working with the Historical Society and came up with ideas in getting membership and advertising. He stated he has contacted Mr. John Hupe in regards to the Save the Mount Beacon Fire Tower and he couldn't make this meeting. He will arrange to get him to a town board meeting.

EXECUTIVE SESSION

Motion made by Councilman Zack **to go into executive session.**

Seconded by Councilman Ferguson

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Executive session at 10:55 am

Regular Order of Business

Motion made by Councilman Ferguson **to go back into the regular order of business.** **Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Regular Order of Business at 11:13 am

Motion made by Councilman Zack **to authorize Van DeWater's firm to review ZBA / Planning applications to see how the Town has treated the issue of existing violations in the Town of Fishkill.** **Seconded** by Councilman Ferguson

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

ADJOURNMENT

Motion made by Councilman Zack **to adjourn the meeting.** **Seconded** by

Councilman Ferguson

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Meeting adjourned at 11:15am

Respectfully submitted,

Darlene Bellis,
Town Clerk