

## TOWN BOARD MEETING

November 15, 2006

Supervisor Pagones opened the Regular Town Board meeting at 9:35am, Town Hall, 807 Route 52, Fishkill, New York and led the audience with the "Pledge of Allegiance".

Present: Supervisor Joan A. Pagones; Town Board members, Steve Ferguson, Heather Malvarosa, Dennis Zack; Rebecca Valk – Town Attorney, John Andrews – Town Engineer, Robert Wheeling - Comptroller, Paul Gromkowski – Housing Director, John Darcy – Housing Assistant, Susan McGuire, Mark Breimer, Nancy Lecker, Police officers Sgt. Berlingieri, Scalamandre; and Town Clerk – Darlene Bellis

Absent: Ronald Leenig

Nick Dellaportis presented a check to the Police Dept. for a third patrol in amount of \$5000 and a check to the Rombout Fire Dept. for various needs.

### **PRESENTATION(s)**

#### **DCSMA- Well Testing**

Debra Hall gave a presentation (**copy attached to original minutes**) in regards to private well testing. She strongly urges individuals to test their privately own wells. The disclosure clause in selling homes should change due to the fact that now someone could sell their house with water contaminated and not disclose that fact.

Supervisor Pagones stated the issue is should we have mandatory water testing.

**Motion** made by Councilman Zack to **put on record that the Town of Fishkill supports the Horton / Goldberg bill to mandate well testing for homes that are sold. Seconded** by Councilman Ferguson Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye) Motion Carried unanimously 4-0

### **DISCUSSION(s)**

#### **Permission to be connected to Town water-Pappas Lane**

Supervisor Pagones read (**copy attached to original minutes**) a letter from Kathleen M. Kokser requesting permission to be connected to town water which is being installed on Pappas Lane.

John Andrews stated that as soon as the water system is completed and operational, he will write a letter to her and the intent was that everyone has permission to connect.

FOIL request

Supervisor Pagones read (**copy attached to original minutes**) a letter from John Andrews regarding a foil request regarding Waterfront at Fishkill Streamside Knolls. He stated that no action is to be taken at this time as due to requests should be sent directly to the Town of Fishkill Town Board, attention Joan A. Pagones, Supervisor.

Resolution annexing certain properties

Supervisor Pagones read (**copy attached to original minutes**) a resolution requesting City of Beacon to assume lead agency status for purposes of development proposals or rezoning legislation affecting the slopes of the Fishkill Ridge and Mount Beacon.

**Motion made by Supervisor Pagones to vigorously contest any efforts by the City of Beacon to annex lands within the Town of Fishkill without having first obtained the Town of Fishkill's advance consent and cooperation. Seconded by Councilman Ferguson**

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	absent
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Out of district tenant Dutchess Associates, LLC

Supervisor Pagones read (**copy attached to original minutes**) a resolution approving and authorizing the proposed out of district tenant agreement between Dutchess Associates, LLC and the Glenham Water District.

**Motion made by Councilman Ferguson to approve and authorize the Supervisor to execute a proposed out of district tenant agreement between Dutchess Associates, LLC and the Glenham Water District. Seconded by**

	Councilwoman Malvarosa	
Roll Call	Councilman Ferguson	aye
	Councilman Leenig	absent
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Out of district tenant Dutchess Associates, LLC

Supervisor Pagones read (**copy attached to original minutes**) a resolution approving and authorizing the proposed out of district tenant agreement between Dutchess Associates, LLC and the Dutchess Park Sewer District.

**Motion** made by Councilwoman Malvarosa **to approve and authorize the Supervisor to execute a proposed out of district tenant agreement between Dutchess Associates, LLC and the Dutchess Park Sewer District.** **Seconded** by Councilman Ferguson

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	absent
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Dedication of road Ginny Lane

John Andrews stated last year the Town accepted dedication of a road named Ginny Lane. One year has elapsed and the he and the highway superintendent reviewed the road and have no problems with road, the road is in good shape and recommends the release of the maintenance bond in the matter of Ginny Lane.

Rebecca Valk commented that there are title issues with the road and suggested holding back while she works with their lawyers on correcting the issues. Hold off to next meeting 12/02 meeting to correct the issue.

**MOTION(s) TO APPROVE/ADOPT**

2007 Town of Fishkill budget

Supervisor Pagones stated that the 2007 Town of Fishkill Budget is in place and ready to adopt. She is happy to announce that this is the tenth year in a row that there was a 0% tax increase.

**Motion** made by Councilwoman Malvarosa **to adopt the 2007 Town of Fishkill Budget as submitted.** **Seconded** by Councilman Zack Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 4-0

Councilwoman Malvarosa thanked Supervisor Pagones for all her hard work.

Dutchess County mutual aid plan

Mark Briemer gave a summary of the EMS Mutual Aid plan (**copy attached to original minutes**). The full Dutchess County Mutual Aid Plan is in Town Clerk's files.

Supervisor Pagones read (**copy attached to original minutes**) a resolution authorizing the participation in the Dutchess County Emergency Medical Services Mutual Aid Plan.

**Motion** made by Councilwoman Malvarosa **to approve and authorize the participation in the Dutchess County Emergency Medical Services Mutual Aid Plan. Seconded** by Councilman Ferguson  
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 4-0

Use of 1 voting machine by Rombout Fire District

**Motion** made by Councilman Ferguson **to approve the request use of a voting machine by the Rombout fire District for their annual election on December 12, 2006 between the hours of 6pm and 9pm. Seconded** by Councilwoman Malvarosa  
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 4-0

**MOTION(s) TO APPOINT**

**Motion** made by Councilman Ferguson **to appoint Sgt. John Berlingieri to Detective Lieutenant, Officer Bernardo Scalamandre to Detective Sergeant effective immediately and Detective Robinson to Juvenile Detective effective 12-01-2006 Seconded** by Councilman Zack  
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 4-0

**Motion** made by Councilman Ferguson **to appoint Deborah Krycerick to full-time Police Assistant effective 12-01-2006. Seconded** by Councilwoman Malvarosa  
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 4-0

**BUDGET TRANSFERS**

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

Comptroller	\$5,500.	to record grant received and appropriate expense lines for bulletproof vests.
Comptroller	\$425.	to transfer funds from contingency to cover cost of seminar and meetings
Parks	\$75,000.	project labor for pavilion and dug out and fencing projects

**(copies attached to original minutes)**

**Seconded** by Councilman Zack

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

Motion Carried unanimously 4-0

**NEW and OLD BUSINESS**

Councilwoman Malvarosa

Presented the overview (**copy attached to original minutes**) of the NYCOM classes that Steven Ladue attended  
In October 2006

Councilman Zack

Nothing

Councilman Ferguson

The television studio is coming along and the bulletin board is up and running and information on it is correct.

Supervisor Pagones

The next Town Board meetings will be on 12-02-2006 at 10:00 am and 12-27-2006 at 9:30am

**ADJOURNMENT**

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

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

Motion Carried unanimously 4-0

Meeting adjourned at 10:22 am

Respectfully submitted,

Darlene Bellis,  
Town Clerk