

SPECIAL TOWN BOARD MEETING

May 29, 2007

Supervisor Pagones opened the special town board meeting at 9:30am, 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; Town Attorney – Ronald Blass; Town Engineer – John Andrews; James A. Foy – Receiver of Taxes, Pamela Garnot – Assistant to Supervisor, John Darcy – Assistant Housing Director, Nancy Lecker – ZBA/Disaster Secretary, Resident – Azem Albra, and Town Clerk – Darlene Bellis

Absent: Town Board member, Ronald Leenig

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 Councilwoman Malvarosa Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

None

Motion made by Councilman Ferguson **to close the privilege of the floor for agenda items and go back into regular order of business. Seconded** by Councilman Zack Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

PUBLIC HEARING

Annual MS4 Stormwater Report

Supervisor Pagones announced that the Draft MS4 report is in the Town Clerk’s office for review and discussion.

Town Engineer - John Andrews reviewed the Draft MS4 report (**copy in Town Clerk’s file**) and stated there are six important requirements for compliance certification which are as follow:

Public education and outreach on storm water impacts

Public involvement/participation

Illicit Discharge detection and elimination

Construction site storm water management

Post construction storm water management

Pollution prevention and good housekeeping for municipal operation

He stated the action that needs to be taken today is to take public comment and the Town must file the report by June 1st, 2007.

Mr. Albra asked why Camo Pollution is pumping raw sewage on the streets in Dutchess Park.

Town Engineer – John Andrews answered that the storm sewer system in Dutchess Park was not built to accommodate storm conditions that occurred. Relieving some of the pressure in a couple key points keeps the sewage from backing up into folks houses. There are requirements for pumping, those requirements are followed, and Camo makes the appropriate notifications and undertakes the appropriate actions. The Town is taking steps to relieve that situation, once the schools are out for the summer, the installation of a new force main will begin and it should relieve that pressure and eliminate the potential for spillage.

Supervisor Pagonis asked if DEC or DOH find any fault in the way Camo has handled it and didn't the Village experience similar problems on Elm Street. John Andrews answered that Camo had handled the system and reporting it in accordance with all the requirements, he is not aware of any discrepancies. Yes, the Village did experience similar problems as other communities also experienced similar problems.

Mr. Albra stated up by Sharpe's Reservation there is a drainage pipe under the road and looks like half the road collapsed and the Highway Department put steel plates on the road welded them together and blacktopped. It looks like it will be permanent. He asked what the situation is on that.

Town Engineer – John Andrews stated he was not familiar with specifics but that with this last storm, the Highway Superintendent identified several issues, they were not in the budget, FEMA has been applied for, those steel plates were put in temporary and Glenn did so that the public is protected in the short term as it will take several months before the Town hears from FEMA.

Nancy Lecker stated that if she understands the location that Mr. Albra is talking about, it will be repaired on June 2nd, 2007.

ANNOUNCEMENT(s)

Town of Wappinger – Notice of Public Hearing

Supervisor Pagonis read (**copy attached to original minutes**) the Notice of public hearing from the Town of Wappinger for the adoption of a local law regarding: amending their Section 240-21(e) "Swimming Pools".

MOTION(s) TO APPROVE/ADOPT

Extend Leave of Absence for Scott Bierce to July 15, 2007

Motion made by Councilman Ferguson **to approve the extended leave of absence for Scott Bierce to July 15, 2007. Seconded** by Councilwoman Malvarosa

Pagonis (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

2007 Bid recommendations for Highway Equipment

Supervisor Pagones read (**copy attached to original minutes**) bid recommendations for the 2007 Highway Equipment.

Motion made by Councilman Ferguson to **approve the bid recommendations submitted by Glenn Scofield, Highway Superintendent, for the 2007 Highway Equipment. Seconded** by Councilwoman Malvarosa
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

MOTION(s) TO ACCEPT RESIGNATION

Police Officer – James Stradley

Motion made by Councilman Ferguson to **accept the resignation of Police Officer, James Stradley, effective immediately. Seconded** by Councilman Zack
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

MOTION TO APPOINT

Dylan Covert – Parks Dept. re-active to 04-30-2007 @ \$7.15/hour

Motion made by Councilman Zack to **appointing Dylan Covert for the Parks Department retroactive to 04-30-2007 at \$7.15/hour. Seconded** by Councilwoman Malvarosa
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

Permanent Recreation Leaders

Motion made by Councilman Zack to **appoint Jason Maietta and Lauren McMenamin as permanent Recreation Leaders as submitted by Pamela Garnot, Human Resources. Seconded** by Councilwoman Malvarosa
Pagones (aye), Ferguson (aye), Leenig (absent), Malvarosa (aye), Zack (aye)
Motion Carried unanimously 4-0

2007 Summer Recreation Staff

Motion made by Councilman Zack to **appoint the submitted list of All Day Camp at Glenham, All Day Camp at Fishkill, Teen Travelers, Basketball League/Camp, Tennis summer recreation staff effective June 01st, 2007 and Allison Cochran as Director at Glenham at \$13.00/hour. 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 transfer as submitted as follows:**

Comptroller \$ 142,333.27 to use parklands money to cover
Marquise Construction payment for
recreation building

(copy 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

She and Councilman Zack have been working on the senior picnic, they're receiving answers from letters that were sent out, and the next meeting will be next Thursday.

Councilman Zack

nothing

Councilman Ferguson

nothing

Supervisor Pagones

She stated there was a wonderful ceremony in the Village for memorial day.

EXECUTIVE SESSION

Motion made by Councilwoman Malvarosa **to go into executive session.**

Seconded by Councilman Zack

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

Motion Carried unanimously 4-0

Executive session at 9:56am

Regular Order of Business

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

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

Motion Carried unanimously 4-0

Regular Order of Business at 10:04am

Introduction Local Law – Private Well Testing

Supervisor Pagones read (**copy attached to original minutes**) a resolution introducing a local law adding a new Chapter 11 entitled “Private Well Testing” and setting a public hearing for such introduction to be held on Saturday, June 16th, 2007 at 10:00 am.

Supervisor Pagones read (**copy attached to original minutes**) a news release regarding private well testing.

Motion made by Councilman Ferguson **to set a public hearing on June 16th, 2007 at 10:00am for the introduction of a local law adding a new Chapter 11 entitled “Private Well Testing”**. **Seconded** by Councilman Zack

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

Motion Carried

ADJOURNMENT

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

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

Motion Carried unanimously 4-0

Meeting adjourned at 10:07am

Respectfully submitted,

Darlene Bellis
Town Clerk