

Supervisor Pagones opened the On The Road Town Board meeting at 10:05am, Maurer-Geering Park, Geering Way, Fishkill, 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; Mario Casuillo, Fred Cantor, the Senior All Star State 2007 Champions, Dutchess County Legislators – Alison MacAvery, James Miccio; and Town Clerk – Darlene Bellis

**PRESENTATION(s)**

Certificate(s) of Congratulations – Senior All Star State Championship 2007  
Supervisor Pagones presented to each All Star State Championship participants their Certificate of Achievement for their winning the championship of the Senior All Star State games.

The team presented to Supervisor Joan A. Pagones, a tee shirt showing their appreciation for the entire Town has done for them.

**PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS**

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

None

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

**ANNOUNCEMENTS**

Many Thanks – Paul Gromkowski

Supervisor Pagones read (**copy attached to original minutes**) an e-mail thanking Paul Gromkowski for his knowledge and mastery of his field that he demonstrated to the Zoning advisory Committee and the Town of Philipstown.

Commending Animal Control Officer – Walter Brozman

Supervisor Pagones read (**copy attached to original minutes**) a letter from Paul W. Annetts, Superintendent of Downstate Correctional Facility, thanking Walter Brozman for his assistance in rescuing an injured goose on the property of Down State Correctional Facility.

Supervisor Pagones introduced Thomas Lindert, as the new Lieutenant to the police force and Captain Scott Bierce.

**APPROVAL OF MINUTES**

**Motion** made by Councilwoman Malvarosa **to approve the following minutes as submitted: 03-21-2007, 04-18-2007, 05-10-2007, 05-29-2007, 06-13-2007, 06-16-2007, 06-27-2007, 07-14-2007, 07-30-2007, 08-03-2007.**

**Seconded** by Councilman Zack

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

Motion Carried unanimously 5-0

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

Release of securities for Stonykill woods Subdivision

Supervisor Pagones read (**copy attached to original minutes**) a letter from John Andrews, Town Engineer, regarding the release of the continuation security for Stonykill Wood Subdivision.

**Motion** made by Councilman Ferguson **to release the posted continuation security for Stonykill Woods Subdivision as there are no exceptions to the release by Town Highway Superintendent or Town Engineer. Seconded** by Councilman Leenig

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

Motion Carried unanimously 5-0

Release of securities for Van Wyck at Merritt Park

Supervisor Pagones read (**copy attached to original minutes**) a letter from John Andrews, Town Engineer, regarding the release of the continuation security for Van Wyck at Merritt Park.

**Motion** made by Councilman Leenig **to release the posted continuation security for Van Wyck at Merritt Park as there are no exceptions to the release by Town Highway Superintendent or Town Engineer. Seconded** by Councilwoman Malvarosa

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

Motion Carried unanimously 5-0

Resolution in support of grant monies for Mt. Gulian

Sp read (**copy attached to original minutes**) a resolution approving and endorsing the application for a grant under the 2007 Greenway Conservancy for the Hudson River Valley Annual Grant program for a project known as The Mount Gulian Trail Interpretive Plan and made a **Motion to approve and endorse said resolution. Seconded** Councilman Zack

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

Motion Carried unanimously 5-0

Dedication of Streamside Knolls Subdivision road

Supervisor Pagones read (**copy attached to original minutes**) the Consent of Town Board for the dedication and release of Streamside Knolls and Holly Ridge Subdivision(s) roads.

**Motion** made by Councilman Ferguson **to approve the Consent of Town Board for the dedication and release of Streamside Knolls and Holly Ridge road conditioned upon receiving the insurance certificates for such. Seconded** by Councilman Leenig  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

Road name change from Hustis Drive to Charlton Lane

Supervisor Pagones read (**copy attached to original minutes**) a letter from Town Engineer, John Andrews, recommending the name change from Charlton Lane to Hustis Drive.

**Motion** made by Councilman Ferguson **to approve the road name change from Charlton Lane to Hustis Drive as requested. Seconded** by Councilman Leenig  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

Resolution retaining Barry M. Herbold, Empire State Appraisal Consultants  
Supervisor Pagones read (**copy attached to original minutes**) a resolution retaining Barry M. Herbold, ASA – Empire State Appraisal Consultants, Inc. as appraisers for the Town of Fishkill in tax certiorari proceedings instituted by Elevado.

**Motion** made by Councilwoman Malvarosa **to retain Empire State Appraisal Consultants as the Town of Fishkill appraisers in proceeding instituted by Elevado. Seconded** by Councilman Zack  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

2007-2008 winter season snow & ice control work

Supervisor Pagones read (**copy attached to original minutes**) the resolution approving the 2007 – 2008 winter season snow and ice control work.

**Motion** made by Councilman Ferguson **to authorize the Town Highway Superintendent to perform such work as is found necessary at hourly rates as agreed upon by the town and the county for the renting and hiring of such equipment for the winter season of 2007-2008. Seconded** by Councilman Zack  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

Skull Island proposal

Supervisor Pagonis read (**copy attached to original minutes**) a memo from Christopher Colsey regarding the Splashdown Beach Haunting at Skull Island proposal.

**Motion** made by Councilman Zack **to approve the request for the Haunting at Skull Island proposal as requested by Splashdown Beach. Seconded** by Councilman Ferguson

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

Fall Motorcycle Class proposal

Supervisor Pagonis stated she received a request to hold a fall motorcycle class event at Splashdown Beach. She then stated there will be special meeting where this will be placed on the agenda as Lt. Berlingieri, Councilman Ferguson, and the Bldg. /Fire department needs to sign off on it.

Concert at Dutchess Stadium proposal

Supervisor Pagonis read (**copy attached to original minutes**) an e-mail from Police Chief, Donald Williams, giving tentative acceptance of the proposal to hold a concert at Dutchess Stadium on August 25<sup>th</sup>, 2007 from 7:00pm to 10:30pm.

**Motion** made by Councilman Ferguson **to approve the concert at Dutchess Stadium to be held on August 25<sup>th</sup>, 2007 as requested.**

**Seconded** by Councilman Leenig

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

Liquor License Renewal – Gino's Café

Supervisor Pagonis read (**copy attached to original minutes**) the okay from Police Chief, Donald Williams, for the renewal of liquor license for Gino's Café.

**Motion** made by Councilman Ferguson **to accept the renewal of liquor license for Gino's Café. Seconded** by Councilman Leenig

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

**NEW and OLD BUSINESS**

James Miccio, Dutchess County Legislator, reported on several resolutions that were passed by the Dutchess County Legislatures.

Allison MacAvery, Dutchess County Legislator, reported on resolutions that were passed by the Dutchess County legislatures.

Local Law amending Schedule A of Chapter 143

Supervisor Pagones read (**copy attached to original minutes**) a resolution introducing a local law amending Schedule A of Chapter 143, Section 143-16 to designate additional stop intersections and setting a public hearing.

**Motion made by Councilman Ferguson to introduce the local law amending Schedule A of Chapter 143, Section 143-16 to designate additional stop intersections and to set a public hearing on September 19<sup>th</sup>, 2007 at 9:30am, at Town Hall. Seconded by Councilwoman Malvarosa**

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

Motion Carried

Second rider to water agreement

Supervisor Pagones read (**copy attached to original minutes**) a resolution approving and authorizing the Supervisor to execute a proposed “Second Rider to Water Agreement between the Village of Fishkill and the Town of Fishkill”.

**Motion made by Councilman Leenig to approve and authorize the Supervisor to execute a proposed “Second Rider to Water Agreement between the Village of Fishkill and Town of Fishkill” as submitted. Seconded by Councilman Ferguson**

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

Motion Carried

Proposed agreement for sewer treatment capacity

Supervisor Pagonos read (**copy attached to original minutes**) a resolution approving and authorizing the Supervisor to execute a proposed agreement with Toll Brothers Inc. for the sale of 25,000 gpd of sewer treatment capacity.

**TOWN BOARD MEETING**  
**Page 6**

**AUGUST 18, 2007**

**Motion** made by Councilman Ferguson **to approve and authorize the supervisor to execute a proposed agreement with Toll Brother inc. for the sale of 25,000 gpd of sewer treatment capacity. Seconded** by Councilwoman Malvarosa

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagonos	aye

Motion Carried

Proposed agreement for water capacity

Supervisor Pagonos read (**copy attached to original minutes**) a resolution approving and authorizing the Supervisor to execute a proposed agreement with Toll Brothers Inc. for the sale of 25,000 gpd of water supply.

**Motion** made by Councilman Ferguson **to approve and authorize the supervisor to execute a proposed agreement with Toll Brother inc. for the sale of 25,000 gpd of water supply. Seconded** by Councilwoman Malvarosa

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagonos	aye

Motion Carried

Easement agreement with Ninnie Management

Supervisor Pagonos read (**copy attached to original minutes**) a resolution approving, authorizing and ratifying the Supervisor's execution of a proposed agreement granting the Town an easement over the lands of Ninnie for the purpose of conveying and transporting municipal water through the property.

**Motion** made by Councilman Ferguson **to approve, authorizes and ratifies the Supervisor's execution of a proposed agreement granting the Town an easement over the lands of Ninnie for the purpose of conveying and transporting municipal water through the property. Seconded** by Councilwoman Malvarosa

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagonos	aye

Motion Carried

Councilwoman Malvarosa

Announced that the Town of Fishkill received \$20,000 grant money from the National K-9 Association and will be using it for education / training of service dogs.

Councilman Zack

The Senior Picnic is still on for September 18<sup>th</sup>, 2007. The camp picnic was held here last week and all went well.

Councilman Ferguson

Nothing

Councilman Leenig

Stated they have been working with the Veterans Industries and the carpenters union to help build Camp Foster. The hold has been getting instructions from the carpenters union, we now have that instructor, they are starting their training on September 10<sup>th</sup>, 2007, on site on September 17<sup>th</sup>, 2007, and an invitation for a ground breaking ceremony on September 17<sup>th</sup>, 2007 in the morning.

Application(s) for a variance from Local Law #6 of 2007

Supervisor Pagonis stated that any requests already received for variances on the moratorium of building in the Beacon Hills subdivision area will be set for a public hearing on September 19<sup>th</sup>, 2007 at 9:30am.

**Motion made by Councilman Ferguson to set a public hearing on September 19, 2007 at 9:30am for the purpose of hearing comments on application(s) for a variance from Local Law #6 of 2007 – interim development law in Beacon Hills area that have already been received to date. Seconded by Councilman Zack**

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagonis	aye

Motion Carried

ADJOURNMENT

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

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

Motion Carried unanimously 5-0

Meeting adjourned at 11:00 am

Respectfully submitted,

Darlene Bellis  
Town Clerk