

Supervisor Pagones opened the Town Board meeting at 9:30am, Town Hall, 807 Route 52, Fishkill, NY and led the audience with the “Pledge of Allegiance”.

Present: Supervisor Joan A. Pagones; Town Board members – Heather Malvarosa, Robert LaColla, Ronald Leenig; Ronald Blass, Rebecca Valk – Town Attorney; John Andrews – Town Engineer; John Morabito – Town Planner Consultant; Pamela Garnot – Supervisor Assistant; James A. Foy – Receiver of Taxes; Paul Gromkowski – Housing Director; John Darcy – Assistant Housing Director; James Miccio – County Legislator; Eugene LaDue – Village Trustee; Bob Hoose – EAB Chairman; Denis White; Kenneth Rosado; James O’Connell; Jerry DiCesare; Jay Maietta, Residents – Azem Albra,

PUBLIC HEARING(S)

Town of Fishkill Comprehensive Plan

Supervisor Pagones read (**copy attached to original minutes**) the public hearing notice for the purpose of public comment on the proposed Town of Fishkill Comprehensive Plan, bearing a revised printing date of May of 2009. Public hearing opened at

July 25, 2009 at Shephard Memorial Park at 10:00am

Motion made by Councilman Ferguson **to close the public hearing.**

Seconded by Councilman Leenig

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

Motion Carried unanimously 5-0

PRESENTATION(S)

Dutchess County Youth Worker of the Year 2009 Award

Supervisor Pagones presented to Jay Maietta a Certificate of Congratulations as the Dutchess County Youth Worker of Year 2009.

Certificate(s) of Appreciation -

Supervisor Pagones presented a Certificate of Appreciation for outstanding police work and a thank you for keeping the Town of Fishkill safe on a daily basis to Det. Sgt. Scalamandre; Det. Stephen Gallo and on behalf of Det. Frank Vidal; Det. Nicholas D’Antonio; and Det. Richard Archer

Certificate(s) of Appreciation

Supervisor Pagones presented a Certificate of Appreciation for outstanding community service and environmental awareness of “Earth Day” to Denis White on behalf of Kelsey Rabe; Freddie Gottwald; and Caitlin Gottwald

Bob Hoose – Blandings Turtles

Bob Hoose made his presentation summarizing a presentation given to the Environmental Advisory Board by Hudsonia, Ltd regarding a threatened species, Blandings Turtles.

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), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

Azem Albra asked if they were going to speak on the comprehensive plan. The answer was no that there will be comments heard on July 25th at 10:00am, questions will be addressed to board and will be answered on or before the 25th of July.

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

ANNOUNCEMENTS

On the road / Re-scheduled Town Board meetings

Supervisor Pagones announced the On The Road meetings, and a rescheduling date of July's meeting (**copy attached to minutes**)

Annual Drinking Water Quality Report 2008

Supervisor Pagones advised the audience that the Annual Drinking Water Quality Report for 2008 is now in the Clerk's office for review (**copy in Clerk's files**)

Letter of Appreciation to Officer George Patsalos

Supervisor Pagones read (**copy attached to original minutes**) a letter from Robert P. Neary expressing his appreciation and how pleased he is with the way Officer Patsalos dealt with him.

Letter of Commendation to Sgt. Reisman

Supervisor Pagones read (**copy attached to original minutes**) a letter of commendation to Sgt. Richard Reisman for a job well done in the timely apprehension of a rape subject and putting the community at ease and his dedication to the Town of Fishkill Police Department.

Letter of Commendation to Officer Caparco

Supervisor Pagones read (**copy attached to original minutes**) a letter of commendation to Officer Nicholas Caparco for a job well done in the timely apprehension of a rape subject and putting the community at ease and his dedication to the Town of Fishkill Police Department.

Letter of Appreciation to Officer(s) Kevin T. McGrath and Melissa Morrill

Supervisor Pagones read (**copy attached to original minutes**) a letter from Paul Messina commending Officers Kevin McGrath and Melissa Morrill on their excellent police service in a situation they had.

Letter of Appreciation to Animal Control Officer Walter Brozman

Supervisor Pagones read (**copy attached to original minutes**) a letter from Carol Deyo commending Walter Brozman for his work ethic and professional job execution.

Town of LaGrange public hearing on 07/22/2009 @ 7:30pm

Supervisor Pagones read (**copy attached to original minutes**) a public hearing notice from the Town of LaGrange to be held on July 22, 2009 at 7:30pm.

MOTION(s) TO APPROVE/ADOPT

Resolution / Town of Fishkill Proclamation of Watershed Awareness Month

Supervisor Pagones read (**copy attached to original minutes**) the Town of Fishkill Proclamation of Watershed Awareness Month and declared the month of July 2009 as Watershed Awareness Month and made the **Motion to declare July 2009 as the Watershed Awareness Month. Seconded** by Councilman Ferguson

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

Professional Services submitted by Rohde, Soyka & Andrews

Supervisor Pagones read (**copy attached to original minutes**) a resolution to approve and authorize the Supervisor to execute the proposed agreement between the Town of Fishkill and Rohde, Soyka and Andrews, Consulting Engineers, P.C. and made a **Motion to approve the professional services for the Town of Fishkill submitted by Rohde Soyka & Andrews consulting engineers, P.C. commencing January 01, 2009 through December 31, 2011 and authorize the Supervisor to execute said agreement. Seconded** by Councilman Ferguson

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

Motion Carried

Introduction Local law amending Chapter 143, Article VI, Schedule A – stop Intersections

Supervisor Pagones read (**copy attached to original minutes**) an resolution of introduction to a local law amending Chapter 143, Article VI, Schedule A – stop intersections and set a public hearing on July 25th, 2009 at 10:00am

Motion made by Councilman Ferguson **to set the public hearing for the introduction of a local law amending Chapter 143, Article VI, Schedule A – stop intersections to be held on July 25th, 2009 at 10:00am.** **Seconded** by Councilwoman Malvarosa

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

Motion Carried

Contract with Pitney Bowes

Supervisor Pagones read (**copy attached to original minutes**) copy of Pitney Bowes contract for mailing system proposal updated 06/10/2009

Motion made by Councilman Leenig **to approve the contract submitted by Pitney Bowes for the mailing system updated 06/10/2009.**

Seconded by Councilwoman Malvarosa

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

Motion Carried unanimously 5-0

Waiver of Downstream & Recreation fees submitted by Pine View

Construction

Councilman Ferguson advised the reasoning for the request and the Town Engineer and Town Highway Superintendent both agree that they should get a waiver for the downstream drainage fee, signed an agreement they will not pay for the downstream drainage fee but will pay \$3,000 for the recreation fees for the two lots and made a **Motion that the board accepts that agreement.** **Seconded** by Councilman LaColla

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

Motion Carried unanimously 5-0

Application for Peddlers License – Kenneth Rosado

Motion made by Councilman Ferguson **to approve the application for Peddlers License submitted by Kenneth Rosado for the location on Merritt Boulevard across the street from the GAP, Inc.** **Seconded** by Councilman Leenig

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

Motion Carried unanimously 5-0

Application for Peddlers License – James M. O’Connell

Motion made by Councilman Ferguson **to approve the application for Peddlers License by submitted by James M. O’Connell for the location of Jimmy’s Auto Outlet – 1515 Route 52, Fishkill, NY**

Seconded by Councilman Leenig

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

Motion Carried unanimously 5-0

Request to go to bid - surplus highway trucks

Supervisor Pagones read (**copy attached to original minutes**) a memo from Highway Superintendent requesting permission to go out to bid for surplus trucks.

Motion made by Councilman Ferguson **to approve the request to go out to bid for the surplus trucks as submitted by Glenn Scofield, Highway Superintendent. Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

Request to go to bid – surplus office equipment

Supervisor Pagones read (**copy attached to original minutes**) a memo from Pamela Garnot, Secretary to Supervisor, requesting permission to go out to bid for surplus office equipment.

Motion made by Councilwoman Malvarosa **to approve the request to go out to bid for the surplus office equipment as submitted by Pamela Garnot, Secretary to the Supervisor. Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

Liquor License Renewal(s)

Motion made by Councilman Ferguson **to accept the liquor license renewals as submitted by the following establishments: Lo Stivale Restaurant; DIA Beverage Corp.; Splash Down Beach; and Hudson Valley Renegades. Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), LaColla (abstain – business w/ Splash Down Beach), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

MOTION(s) TO ACCEPT RESIGNATION(s)

Planning Board member – Brian Callahan

Councilman Leenig read (**copy attached to original minutes**) a letter of resignation from Brian Callahan to be effective immediately from the Planning Board and made a **Motion to accept with regrets the resignation from the Planning Board as submitted by Brian Callahan. Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

Police Officer(s) – Nicholas Caparco and Jonathan L. Wilson

Councilman Ferguson read (**copies attached to original minutes**) copies of letter of resignations from Police Officers Nicholas Caparco and Jonathan L. Wilson and made a **Motion to accept the resignations as submitted with regret. Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

MOTION(s) TO APPOINT

Police Assistant(s)

Motion made by Councilman Ferguson to appoint **Brian Smith, Jennifer Ann Stewart, Loring M. Black** as police assistants. **Seconded** by Councilwoman Malvarosa

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

Summer Recreation Personnel

Councilman Leenig read (**copy attached to original minutes**) a memo from Cindy Stark, Recreation Director, requesting the appointment of the Summer Recreation Personnel and made a **Motion to appoint read names as summer recreation personnel. Seconded** by Councilman Ferguson Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

Planning Board members

Motion made by Councilman Leenig to appoint **Jerry DiCesare as a Planning Board member and Maureen Cotter as an alternate Planning Board member. Seconded** by Councilwoman Malvarosa Pagones (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)
Motion Carried unanimously 5-0

BUDGET TRANSFERS

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

Police	\$225.	to increase revenue
Recreation	\$1,272	to pay instructors of various recreation programs in the new center
Comptroller	\$5,195.	to cover the cost of heater replaced at highway garage

(copies attached to original minutes)

Seconded by Councilman Ferguson

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

NEW and OLD BUSINESS

Councilman LaColla

He stated that Bob Hoose and he walked the proposed trail of Metro tracks on May 16th, and he would love to see money spent down there, they received notice from the Hudson Valley Greenway that there is a \$5,000 grant, he attended the Hudson Valley retreat and the town is a benefactor of some of their efforts; John Jay has been awarded seven different Dutchie Awards for their local high school drama program; he attended the Eagle Scout ceremony for Steve and he thanked us for the opportunity to do so. He stated he attended a stimulus meeting and the goals and process are not in place.

Councilwoman Malvarosa

She stated that they are in the early stage of the senior picnic which will be held on 09/18/2009; the dog show off went well and gave coodos to the judges for the competitions and stated there were rescue dogs doing demonstrations (new this year).

Councilman Ferguson

He made a **Motion to approve the two events at Dutchess Stadium as submitted by Jeff Marino, Fire Inspector, - post fire works display on 07/01 and 07/07/2009 and a Wilco concert with 7500 maximum attendance on 07/18/2009. Seconded** by Councilwoman Malvarosa Pagonos (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye) Motion Carried unanimously 5-0

Councilman Leenig

He stated that the VFW 1286 is looking for ways to help fellow veterans, they sent helped with the post office sending packages and the VFW donated 200.00 towards the troops, 250 boxes were sent over to the troops over seas.

Supervisor Pagonos

Read resolution of out-of-district tenant agreement (**copy attached to original minutes**) approving and authorizing the Supervisor to execute the proposed out of district tenant agreement between 9D & I84 Realty LLC with the Rombout Water District

Motion made by Councilman Ferguson **to approve and authorize the Supervisor to execute the proposed out of district tenant agreement between 9D & I84 Realty LLC with the Rombout Water District.**

Seconded by Councilwoman Malvarosa

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

Motion Carried

EXECUTIVE SESSION

Motion made by Councilman Ferguson **to go into executive session for the purposes of a contract and attorney / client privilege. Seconded** by Councilwoman Malvarosa

Pagonos (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)

Motion Carried unanimously 5-0

Executive Session at 10:46am

Regular order of Business

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

Pagonos (aye), Ferguson (aye), LaColla (aye), Leenig (aye), Malvarosa (aye)

Motion Carried unanimously 5-0

Regular Order of business at 10:54am

ADJOURNMENT

Motion made by Councilwoman Malvarosa **to adjourn the meeting.**

Seconded by Councilman Ferguson

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

Motion Carried unanimously 5-0

Meeting adjourned at 10:55am

Respectfully submitted,

Darlene Bellis
Town Clerk