

**MINUTES**  
**TOWN OF EAST FISHKILL**  
**TOWN BOARD MEETING**  
**SEPTEMBER 26, 2019**  
**7:00 p.m.**

**REGULAR BOARD MEETING**

The Town of East Fishkill's Town Board Meeting on September 26, 2019 was called to order at 7:00 p.m. by Supervisor D'Alessandro with the Pledge of Allegiance to the Flag led by Rowan Williams.

Supervisor D'Alessandro presented Rowan Williams with a Certificate of Achievement for her 4H accomplishments.

**Supervisor's Announcements**

Supervisor D'Alessandro stated the proposed budget would be presented to the Town Board for their review. The October 10<sup>th</sup> workshop will be for reviewing this. The Public Hearing will be November 7<sup>th</sup>. November 5<sup>th</sup> is Election Day. They are asking for a 1.3 million dollar reserve fund for paving.

September 3<sup>rd</sup> was the Mayor's and Supervisor's Association meeting. They reviewed the shared services programs and economic development.

There will be a business forum for the Economic Development on October 3<sup>rd</sup> at iPark at 5 PM. There was a committee meeting on September 10<sup>th</sup>.

On the 6<sup>th</sup> there was a meeting with the representatives from Congressman Maloney's office to review ongoing projects in East Fishkill.

September 8<sup>th</sup> was a grand opening of a kosher farm market on Blue Hill Road. It was also the Wiccopee Fire Company Annual Steak Roast. Both were great events.

September 11<sup>th</sup> there was a Remembrance Ceremony here by the Daughters of the Revolution. It was very well attended.

On the 12<sup>th</sup> was a meeting with Council, the Comptroller, and Sullivan Data to do an overview of the next year and the IT infrastructure.

September 14<sup>th</sup> was the grand opening of the Hopewell Animal Hospital. Best wishes to them on the new facility.

September 16<sup>th</sup> was a meeting with the Southern Dutchess Municipalities on Water and Sewer. They have been working on mapping for this. There was also a meeting at Albany with DEC regarding the IBM East Campus and existing restrictions on that property.

On the 18<sup>th</sup> there was a Department Head meeting at Town Hall to discuss any concerns that needed to be addressed. They also discussed budget requests.

September 19<sup>th</sup> there was a meeting with the co-chair of SCORE. This provides marketing/staffing type help to existing businesses. It is a free service.

On the 19<sup>th</sup> Supervisor D'Alessandro also met with the Fire Inspector and Building

Inspector. They are trying to get caught up on fire inspections.

Friday Sept. 20<sup>th</sup> there was a meeting with some of the local builders to get feedback.

Saturday Sept. 21<sup>st</sup> was Community Day. This was a great event. He thanked the entire community for all their hard work. It was a huge success. The Fire District volunteers with the longest amount of hours were honored as well.

There was a meeting today with the Fire Chief and Chairman of the Board of Fire Commissioners regarding some water issues.

Tuminaro’s Pharmacy has been sold. He has retired and the Town wishes him well.

**Roll Call:** Supervisor D’Alessandro asked the Deputy Clerk to call the rolls.

Board Members in Attendance were

Anil	Peter	Thomas	Emanuele	Nicolas
Beephan	Cassidy	Franco	Marinara	D’Alessandro

Also in attendance were:

Tom Wood, Attorney; Scott Bryant, Engineer; Mark Pozniak, Comptroller; Police Chief Orsino; and Highway Superintendent Williams.

**Public Hearing:**

- 1. Open Public Hearing to consider adopting the Planning Report on Amending the Master Plan with respect to changing I-Zones not abutting I-84 and also adapting a Law to extend I-Zone Moratorium for 90 days**

Motion to open the Public Hearing: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

Supervisor D’Alessandro stated they have been working on this since last year and they want to include the report and extend the moratorium for an additional 90 days.

Supervisor D’Alessandro asked if there was anyone who had any more questions or comments. There was no one from the public.

Board Member Marinara asked how long they had to make changes. Supervisor D’Alessandro stated this is just to accept the plan’s finding, but not to adopt any changes at this time. Any changes will be made after the Public Hearing.

- a. Close Public Hearing

Motion to close the Public Hearing: Board Member Cassidy. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

b. Adopt Negative Declaration and Local Law for Moratorium

**LOCAL LAW NO. 8 OF 2019**

**AMENDING LOCAL LAW 5 OF 2019 AND LOCAL LAW 3 OF 2018 ENTITLED  
“A LOCAL LAW ESTABLISHING A MORATORIUM WITH RESPECT TO  
INDUSTRIAL ZONES NOT DIRECTLY ABUTTING INTERSTATE 84”**

**SECTION ONE: LEGISLATIVE INTENT**

The Town Board previously imposed a moratorium on all I-Zones Parcels that do not have frontage on I-84. The Board hired Behan Planning Consultants to perform a land use study within the I Zones. A preliminary report has now been received and the Town Board needs additional time to review the report and implement its recommendations as they see necessary.

**SECTION TWO: MORATORIUM EXTENDED**

The Moratorium established by Local Law 3 of 2018 and extended by Local Law Number 5 of 2019 on April 25, 2019 be and hereby is extended up to and including December 31, 2019.

**SECTION THREE: SEVERABILITY**

If any part of this Local Law is deemed unenforceable by any court of a competent jurisdiction the remaining parts will stay in effect.

**SECTION FOUR: EFFECTIVE DATE**

This Local Law shall take effect immediately upon its filing with the Secretary of State of the State of New York.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF EAST FISHKILL  
CAROL HURRAY, TOWN CLERK**

**Adopted on the 26<sup>th</sup> day of  
September, 2019.**

Motion to adopt a Negative Declaration and Local Law: Board Member Cassidy. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

c. Adopt Amending Master Plan to include Report

Motion to amend the Master Plan to include the Report: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

d. Set Public Hearing for Zoning Amendments for December 12, 2019

**RESOLUTION**  
**(SETTING PUBLIC HEARING WITH RESPECT TO**  
**ZONING CHANGES TO I-ZONES NOT ABUTTING I-84)**

**WHEREAS**, previously the Town Board authorized a study of I-Zones which an analysis has been done and reviewed; and

**WHEREAS**, it is the desire of this Board to have the recommendations of Behan and Associates taken into consideration to Amend the Master Plan for Zoning Changes with respect to I-zones not directly abutting I-84; and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board will hold a public hearing to consider Zoning Changes with respect to I-Zones not directly abutting I-84; and

**BE IT FURTHER RESOLVED**, that said Public Hearing will be held during the December 12, 2019 Regular Town Board Meeting at 7:00 PM.

Motion to set the Public Hearing for Zoning Amendments for December 12, 2019: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**2. Public Hearing on issuing a Special Permit for over 55+ Housing Development**

Motion to open the Public Hearing: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

Supervisor D'Alessandro this Hearing was being adjourned until October 24, 2019 as the professionals could not be here to present what they were going to propose. He asked if there was anyone to speak for or against this.

Motion to adjourn the Public Hearing until October 24, 2019: Board Member Franco. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

**Hearing for One Unsafe Building:**

1 Hosner Mountain Road

Supervisor D'Alessandro stated this was going to be adjourned as they would be adding 880 Route 82, as the work has not been done that was promised for that location.

Motion to adjourn the hearing for two unsafe buildings until October 24, 2019: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**Approve Minutes:**

August 22, 2019

Motion to approve the minutes for the August 22<sup>nd</sup> meeting: Board Member Cassidy. Seconded: Board Member Franco. All voted in favor. Motion carried.

**Announcement of Additions to the Agenda:**

Supervisor D'Alessandro said there were a few additions to the agenda. One is to authorize the Justice Department to apply for a grant and another is to authorize attendance for a police officer at a training session. There is also one to declare certain property as surplus and one to authorize the purchase of materials to re-hab the Brettview Field.

**Courtesy of the Floor:**

Supervisor D'Alessandro asked if there was any one to speak.

Debra Hall had questions about the Cannon Well Field and concerns regarding the water sources. Resident #1 stated she wanted to see the reports about the water from the DC line prior to them being hooked up. Supervisor D'Alessandro stated he would provide the water results to the public and will work on a public meeting.

**Receive and File:**

Supervisor D'Alessandro stated a letter was received from the EPA regarding the water supply needs and distribution regarding the Hopewell Glen water source.

The Emergency Action Plan regarding the Hillside Lake Dam was received.

The 2018 Town Audit was prepared and has been received for review by the Board.

**Resolutions:**

**1. Authorize Change Orders for Hopewell Hamlet Water Improvement Area**

**RESOLUTION**

**(APPROVING A CHANGE ORDER FOR HOPEWELL HAMLET WATER IMPROVEMENT AREA (CANNON WELL CONNECTION))**

**WHEREAS**, the Town Board previously has awarded contracts for the construction of the Hopewell Hamlet Water Improvement Area; and

**WHEREAS**, the Town Engineer has recommended a change order be approved; and

**WHEREAS**, the Town Engineer's memo is attached hereto;

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board does hereby approve the change order recommended by the Town Engineer in the letter attached hereto.

Motion to authorize Change Orders for Hopewell Hamlet Water Improvement Area: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**2. Authorize the Amendments to the Greenway Connections and Seven New Greenway Guides**

Board Member Marinaro stated, for the record, that the town has to deal with traffic and some of the problems that were created by this document by allowing certain things.

**Resolution**

***Amendments to Greenway Connections: Greenway Compact Program and Guides for Dutchess County Communities, adding seven new Greenway Guides***

WHEREAS, the Hudson River Valley Greenway Act of 1991 has as a legislative goal the establishment of the Greenway Compact, a process for voluntary cooperation among the communities of the Hudson River region; and

WHEREAS, the Town of East Fishkill adopted *Greenway Connections* by Local Law and joined the Greenway Compact on 11/14/2002; and

WHEREAS, the Greenway Act or the adoption of *Greenway Connections* do not supersede or change the powers that the State has granted municipal governments under the New York constitution, the Municipal Home Rule Law, or various municipal enabling acts, and

WHEREAS, the Local Law adopting *Greenway Connections* contained a provision allowing subsequent amendments to the document by resolution of the local legislative body; and

WHEREAS, after multiple local presentations and public comments, the Hudson River Valley Greenway Communities Council has approved seven new Greenway Guides to be included in *Greenway Connections*: Centers and Greenspaces, Slower Safer Streets, Rural Roads, Building Bicycle Networks, Convenience Stores with Gas Pumps, Recycling and Waste Collection, and Green Infrastructure; and

WHEREAS, the Greenway Guides are entirely optional in nature and to be considered only when local officials in discretionary decisions think they may be appropriate; and

WHEREAS, East Fishkill Town Board, as lead agency, has completed a review under the State Environmental Quality Review Act (SEQRA) and has determined that these amendments to *Greenway Connections* will not have a significant effect on the environment and, therefore, warrant a “Negative Declaration” under Article 8 of the State Environmental Conservation Law, and

NOW, THEREFORE BE IT RESOLVED,

1. That the East Fishkill Town Board has prepared and hereby adopts the annexed SEQRA Negative Declaration for the proposed action; and
2. That the East Fishkill Town Board approves and adopts the amendments to *Greenway Connections* to include seven new Greenway Guides: Centers and Greenspaces, Slower Safer Streets, Rural Roads, Building Bicycle Networks, Convenience Stores with Gas Pumps, Recycling and Waste Collection, and Green Infrastructure.

Approved: 9/26/2019

Motion to authorize the Amendments to the Greenway Connections and Seven New Greenway Guides: Board Member Beephan. Seconded: Board Member Franco. Supervisor D’Alessandro asked that the Board be polled: Board Member Cassidy – aye, Board Member Franco – aye, Board Member Marinaro – no, Board Member Beephan – aye, Supervisor D’Alessandro – aye. Motion carried.

**3. Authorize the Waiver of Local Fees for Active Duty Members of the Armed Forces with Respect to Marriage Licenses**

**RESOLUTION**

**(AUTHORIZING THE TOWN CLERK TO WAIVE THE FEE FOR A MARRIAGE LICENSE CERTIFICATE WHEN EITHER OF THE PARTIES MAKING APPLICATION FOR SUCH CERTIFICATE IS A MEMBER OF THE ARMED FORCES OF THE UNITED STATES ON ACTIVE DUTY)**

**WHEREAS**, the current license fee for a marriage license charged by the Town Clerk is \$40.00 with \$17.50 representing the Town's share of that fee and \$22.50 representing the State share of that fee; and

**WHEREAS**, Subdivision 3 of Section 14-a of the Domestic Relations Law has been amended by Chapter 297 of the Laws of 1963 to provide, in relevant part, that a Town may elect to waive the fee for a marriage certificate when either of the parties making application for such certificate is a member of the armed forces of the United States on active duty; and

**WHEREAS**, the Town Board has determined to waive such fee.

**NOW, THEREFORE BE IT RESOLVED**, that the Town Clerk is hereby directed to waive the Town's portion of the marriage certificate fee when either of the parties seeking application for such certificate is a member of the armed forces of the United States on active duty.

Motion to authorize the waiver of local fees for Active Duty Members of the Armed Forces with respect to Marriage Licenses: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**4. Authorize Assessor's Attendance at the September 22 thru 25, 2019 to Attend NYS Assessors Association Conference**

**RESOLUTION**

**AUTHORIZING ATTENDANCE TO A TRAINING PROGRAM)**

**WHEREAS**, the Town Assessor has indicated her desire to attend the NYS Assessor Association Training (NYSAA) for the year of 2019. Training is required by New York State; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby authorize the Town Assessor to attend the training course from September 22-25, 2019 at Crown Plaza in Lake Placid, NY; and



**BE IT FURTHER RESOLVED**, that said costs and details of this conference is attached and is hereby authorized by the Town Board.

Motion to authorize the Assessor's attendance at the September 22 thru 25, 2019 NYS Assessors Associated Conference: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**5. Authorize C3ND for Water and Sewer Mapping**

**RESOLUTION**  
**(AUTHORIZE PURCHASE OF A TOTAL MAPPING SOLUTIONS PROGRAM)**

**WHEREAS**, the Highway Superintendent and as well as other departments have requested a program that will assist them in mapping Town Utilities, Water and Sewer Lines, Storm Drains and other such utilities; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the details of such Total Mapping Solutions are attached; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor is hereby authorized to execute an agreement with C3ND Environmental Consulting in the amount of \$4827.00 as per attached.

Motion to authorize C3ND for Water and Sewer Mapping: Board Member Cassidy. Seconded: Board Member Franco. All voted in favor. Motion carried.

**6. Authorize Police Officers to Attend Use of Force Summit 2019**

**RESOLUTION**  
**(AUTHORIZING POLICE OFFICERS TO ATTEND TRAINING PROGRAM FOR DLG USE OF FORCE SUMMIT)**

**WHEREAS**, the Chief of Police has indicated his desire to send himself, Lt. Christopher Bellino and Lt. Jon Wood for a Use of Force Summit 2019 being held on December 3-5, 2019; and

**WHEREAS**, the expenses to the Town will be for lodging, tolls, fuel and meals;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby authorize the Police Chief Orsino, Lt. Bellino and Lt. Wood to attend the Use of Force Summit from December 3-5, 2019; and

**BE IT FURTHER RESOLVED**, that in addition to the cost of lodging, tolls and meals the Officers shall be paid their normal salary during said period.

Motion authorize Police Officers to attend the Use of Force Summit 2019: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**7. Establish School Speed Zone for Goddard School, St. Aloysius and Fishkill Plains**

**RESOLUTION**  
**(ESTABLISHING A SCHOOL SPEED ZONE)**

**WHEREAS**, the Town of East Fishkill has been declared a suburban Town government; and

**WHEREAS**, the Town Board previously has determined that it would be appropriate for the safety of the children and the residents of the Town to establish a school zone on Goddard School, St. Aloysius and Fishkill Plains; and

**WHEREAS**, the Town Board determines that this is to be in the public interest; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby establish a 20 mph school speed zone;

**BE IT FURTHER RESOLVED**, that the Highway Superintendent shall post said School Zone; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is authorized to file this resolution with the Commissioner of Transportation of the State of New York.

Motion to establish a School Speed Zone for Goddard School, St. Aloysius and Fishkill Plains: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**8. Authorize HAC (Housing Action Council) to Manage East Fishkill Affordable Units**

**RESOLUTION**  
**(ACCEPT AGREEMENT FROM HOUSING ACTION WITH RESPECT TO MANAGING AFFORDABLE HOUSING PROGRAM)**

**WHEREAS**, the Town of East Fishkill does have affordable for-sale units and may from time to time have additional units; and

**WHEREAS**, the “Affordable Units” have been developed in compliance with Article XXIII, Section 194-164 of the Town’s Zoning Code; and

**WHEREAS**, it is the desire of the Town Board to have the “Affordable Units” be administered and monitored in compliance with the Moderately Priced Housing Program; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute an agreement with the Housing Action Council as per the attached proposal.

Motion to authorize HAC (Housing Action Council) to Manage East Fishkill Affordable Units: Board Member Beephan. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

**9. Award Paving Bid to Intercounty Paving from Putnam County Bid**

**RESOLUTION**  
**(AWARDING A PAVING BID)**

**WHEREAS**, upon the recommendation of the Town Supervisor, Highway Superintendent and Town Engineer the need does exist for paving services for calendar year 2019; and

**WHEREAS**, Intercounty Paving Company has submitted a proposal for such services to the Highway Superintendent;

**NOW, THEREFORE, BE IT RESOLVED**, that the 2019 paving contract received from Intercounty Paving County for Lime Kiln Road and Brown Road is as follows; and

Brown Road -	<b>\$163,030.60</b>
Lime Kiln Road -	<b>\$ 67,270.80</b>

**BE IT FURTHER RESOLVED**, that the Supervisor be and hereby is authorized to execute a Contract with Intercounty Paving Company upon receipt of the appropriate Insurance Certificates and any other documents that may be deemed necessary; and

**BE IT FURTHER RESOLVED**, that said Contract shall commence under the direction of the Highway Superintendent and Town Engineer.

Motion to award Paving Bid to Intercounty Paving from Putnam Bid: Supervisor D'Alessandro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**10. Approve Maintenance Agreement with NYSDOT for Route 52 Park & Ride**

(Tabled)

Supervisor D'Alessandro stated this was tabled until the next meeting.

**11. Set Public Hearing for Route 52 Moratorium to Review Traffic, Water, Sewer and Zoning Uses for October 24, 2019**

**RESOLUTION**

**(SETTING PUBLIC HEARING TO CONSIDER A ROUTE 52 MORATORIUM)**

**WHEREAS**, there have been many complaints about traffic congestion on Route 52 from the Taconic State Parkway to the intersection of Blue Hill Road and all of the intersections along Route 52 in this area; and

**WHEREAS**, many wells servicing businesses along this route have sodium issues; and

**WHEREAS**, some new development proposals have been made that could only exacerbate these issues;

**NOW, THEREFORE, BE IT RESOLVED**, that this Board will conduct a Public Hearing at its regular meeting of October 24, 2019 at 7:00 p.m. to consider adopting a moratorium along the Route 52 corridor from the Taconic State Parkway to Blue Hill Road.

Motion to set Public Hearing for Route 52 Moratorium to Review Traffic, Water, Sewer and Zoning Uses for October 24, 2019: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**12. Accept Utility Easement with Deer Run Corporation for Water Improvement Area**

**RESOLUTION**

**(ACCEPT THE EXECUTED AGREEMENT WITH DEER RUN CORPORATION FOR EASEMENTS FOR WATER IMPROVEMENT AREA)**

**WHEREAS**, the Town Board has approved the establishment of the Hopewell Glenn and Hopewell Hamlet Water Districts; and

**WHEREAS**, the Town Board has previously established certain water and sewer improvement areas; and

**WHEREAS**, the property owners of Deer Run Holdings, LLC having an address of 867 Route 376, Hopewell Junction have been cooperative in granting said easement; and

**WHEREAS**, it is the desire of the Town Board to authorize the Supervisor to accept said easement on behalf of the Town; and

**WHEREAS**, all easements to date are acquired without compensation except for minimal fees of \$1,000.00 or less;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board accepts the attached Utility Easement Agreement authorizing to execute easement agreements or right of way agreements, or license agreements to allow the installation of water or sewer lines for any previously approved water district and/or water or sewer improvement area as set forth in the proposed plans with respect to said district; and

**BE IT FURTHER RESOLVED**, that said agreements shall not require payment by the Town of more than \$1,000.00 in license fees, etc.

Motion to Accept Utility Easement with Deer Run Corporation for Water Improvement Area: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

**13. Approve SRO (School Resource Officer) Agreement with Wappinger Central School District**

**RESOLUTION**

**(AUTHORIZING SCHOOL RESOURCE OFFICERS AGREEMENT WITH WAPPINGERS CENTRAL SCHOOL DISTRICT)**

**WHEREAS**, the Chief of Police has indicated his desire to renew the School Resource Officers Contract with Wappingers Central School District; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute the attached contract with Wappingers Central School District; and

**BE IT FURTHER RESOLVED**, the officer shall be paid their normal salary during the contract period.

Motion to Approve SRO (School Resource Officer) Agreement with Wappinger Central School District: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**14. Accept Tentative Budget and Set Public Hearing for 2020 Town Budget Hearing for November 7, 2019**

**RESOLUTION**

**(RECEIVING THE TENTATIVE TOWN BUDGET SET PUBLIC HEARING FOR THE 2020 BUDGET)**

**WHEREAS**, as required by NYS Law, the Town Supervisor has filed with the Town Clerk his tentative budget; and

**WHEREAS**, by law, the Town Board must receive and acknowledge receipt of the budget within five (5) days of its filing;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby acknowledge receipt of the 2020 tentative budget as filed by the Town Supervisor with the Town Clerk in accordance with law; and

**BE IT FURTHER RESOLVED**, that the Public Hearing for said Budget is set for November 7, 2019.

Motion to Accept Tentative Budget and Set Public Hearing for 2020 Town Budget Hearing for November 7, 2019: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**15. Authorize Radio Tower Lease Extension for Police Radio Service**

**RESOLUTION**

**(AUTHORIZING A RADIO TOWER LEASE EXTENSION FOR THE POLICE DEPARTMENT)**

**WHEREAS**, the Town is in receipt of a Radio Tower Lease Agreement from the East Fishkill Fire District; and

**WHEREAS**, the Fire District is the tenant of an antenna tower and owner of a transmitter building located at 401 Woodmont Road in East Fishkill

**WHEREAS**, the Town through its Police Department desires to rent certain space on the said antenna; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Supervisor be and hereby is authorized to execute an agreement with the East Fishkill Fire District for the lease as per attached document.

Motion to Authorize Radio Tower Lease Extension for Police Radio Service: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**16. Authorize Sale of Water from Hopewell Glen to Hopewell North on an Interim Basis**

**RESOLUTION**  
**(AUTHORIZING BULK SALE OF WATER**  
**FROM**  
**HOPEWELL GLEN WATER DISTRICT**  
**TO**  
**HOPEWELL NORTH WATER DISTRICT)**

**WHEREAS**, the Hopewell North Water District whose infrastructure is being constructed by the EPA is in need of water to test and disinfect the truck line and tanks installed; and

**WHEREAS**, there is sufficient water from the Dutchess County Water Line through the Hopewell Glen Water District to fulfill this need;

**NOW, THEREFORE, BE IT RESOLVED**, that water from the Dutchess County Water Authority Line may be purchased and sold to the Hopewell North Water District through the Hopewell Glen Water District; and

**BE IT FURTHER RESOLVED**, that the cost of the water to Hopewell North will be the same as set for the Hopewell Glen Water District.

Motion to authorize the sale of water from Hopewell Glen to Hopewell North on an interim basis: Board Member Cassidy. Seconded: Board Member Franco. All voted in favor. Motion carried.

**Additions to the Agenda by Majority Vote (If any):**

**17. Authorize the Justice Department to apply for a grant for a grant through the JCAP Grant**

**RESOLUTION**  
**(AUTHORIZE THE JUSTICE DEPARTMENT TO APPLY FOR A GRANT THROUGH THE JUSTICE COURT ASSISTANCE PROGRAM (JCAP))**

**WHEREAS**, the Town of East Fishkill Court is seeking funding for improvements to the Court amenities in the amount of \$88,000.00; and

**WHEREAS**, the Town of East Fishkill Court is eligible to apply for funding through the Justice Court Assistance Program (JCAP) for improvements to the Court amenities; and

**NOW THEREFORE BE IT RESOLVED THAT** the Supervisor is hereby authorizing the Town Justice Court to submit a grant application to the Justice Court Assistance Program (JCAP) for the improvements to the Court amenities.

Motion to authorize the Justice Department to apply for a grant: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**18. Authorizing attendance at a training program**

**RESOLUTION**  
**(AUTHORIZING ATTENDANCE TO A TRAINING PROGRAM)**

**WHEREAS**, the Chief of Police has indicated his desire to send one (1) Detective to attend the Narcotic Investigators Conference, the training will be from October 1-4, 2019 at Clarion Resort Fontainebleau Hotel, Ocean City, Maryland 21842; and

**WHEREAS**, there will be no cost to the Town. The Dutchess County District Attorney's office will be covering the expenses for tolls, meals, hotel and training.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby authorize the Police Chief to send one (1) Detective to attend the training course from October 1-4, 2019 at Clarion Resort Fontainebleau Hotel, Ocean City, Maryland 21842; and

**BE IT FURTHER RESOLVED**, that the Police Detective shall be paid their normal salary during said period.

Motion to authorize attendance at a training program: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.



**19. Declaring certain property as surplus**

**RESOLUTION**  
**(DECLARING CERTAIN PROPERTY TO BE SURPLUS)**

**WHEREAS**, the Town Police Chief has provided the Town Board with a list of equipment which they deem to be of no further use to the Town and thus, should be considered surplus; and

**WHEREAS**, the attached list of portable radios and charging units are being requested to be declared surplus material and sold; and

**WHEREAS**, the Town Board has reviewed said list and concurs; and

**NOW, THEREFORE, BE IT RESOLVED**, that the surplus materials are declared surplus material and will be sold back to the original vendor, A-1 Communications Systems, Inc. for the cost of \$100.00 per radio and charging unit.

Motion to declare certain property as surplus: Board Member Marinaro.  
Seconded: Board Member Beephan. All voted in favor. Motion carried.

**20. Authorize the purchase of materials for Brettview Fields**

**RESOLUTION**  
**(AUTHORIZE THE PURCHASE OF MATERIALS FOR THE**  
**REHABILITATION**  
**OF THE BRETTVIEW FIELDS)**

**WHEREAS**, the Recreation Advisory Board has reviewed and has submitted to the Town Board for their approval of the following project:

Purchase of materials for the rehabilitation of the Brettview Fields

**WHEREAS**, it is the desire of the Town Board to authorize the appropriate funds; and

**NOW THEREFORE BE IT RESOLVED**, the Town concurs with the Recreation Advisory Board and authorizes the improvements to the above mentioned facility; and

**BE IT FURTHER RESOLVED**, that the Town Board does hereby appropriate from the Rec Development Fund the sum up to \$10,440.00 for said project.

Motion to authorize purchase materials for Brettview Fields: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Action carried.

**Budget transfers:**

Supervisor D'Alessandro stated there were none.

**Comments from Town Board Members:**

Highway Superintendent Williams stated they have been working on pipe work on Pierce Arrow, Mark, Anthony, Dogwood Knoll, Ivy Lane, and Leetown Roads. They will be working on paving Lime Kiln and Brown Road. There will be message boards in the area so people know. They are still doing tree work and pot hole filling as well as working with the Engineer at Hillside Lake.

Board Member Beephan thanked the American Legion Post 1758 Manny Bacon Post for all the work they did to help a veteran in need in the Town. Also he thanked all the Fire, Police, and EMS agencies, especially as they remembered 9-11. Thank you to the Highway Superintendent and the Highway Department for keeping up with everything. He also thanked Hopewell Hose for putting up the flag on 9-11.

Board Member Franco stated that East Fishkill Basketball registration is ongoing at the Rec at Lime Kiln. He thanked the crews who respond to any and all league issues so quickly. September 17 was the Veteran's Liaison meeting in Poughkeepsie and it was extremely informative. There are many programs and benefits available. On September 29 at 12:00 noon at Hopewell Rec there will be the Veteran's Luncheon. There will be a band and it will be a great event. Thank you to everyone who donated for that event.

Board Member Marinaro stated on September 16th he attended a Monday night drill with the fire district. He was impressed with the amount of equipment and training available to our community. September 18th was a Police Supervisor training meeting. It was a very positive meeting. This is a very safe community. Community Day is something that takes a lot of planning. He thanked Janet McHugh, Christine Sellback, Rich Neiss and Councilman Cassidy for all their work on this committee. He thanked the volunteer fire department for their strong presence that day. He also thanked the Community for their participation.

Board Member Cassidy thanked the Fire Police for their help on Community Day also. Thank you to everyone who attended. It was a great day.

Supervisor D'Alessandro stated the East Fishkill Historical Society has an event this weekend for the Revolutionary War Encampment as well as a Sunday lecture. Sunday is also the Veteran's Luncheon in the park.

**Motion for Adjournment:** **Time:** Motion to adjourn the regular meeting at 8:38 PM: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

<b><u>Town Board Meetings:</u></b>	<b>Workshop Meeting:</b>	<b>October 10, 2019</b>
	<b>Regular Meeting:</b>	<b>October 24, 2019</b>

Respectfully submitted by Julie J. Beyer on behalf of Town Clerk Carol A. Hurray  
– October 9, 2019

**TOWN OF EAST FISHKILL  
TOWN BOARD MEETING  
SPECIAL MEETING TO RESUBMIT JCAP GRANT APPLICATION**

**October 11, 2019**

**MINUTES**

The Town of East Fishkill's Town Board Meeting held at East Fishkill Town Hall, 330 Route 376, Hopewell Junction, NY was called to order at 10:28 AM by Town Supervisor Nicholas D'Alessandro for the purpose of passing a revised resolution for a Justice Court Assistance Program (JCAP). In attendance were: Supervisor, Nicholas D'Alessandro, Councilman Peter Cassidy and Councilman Anil R. Beephan, Jr. Councilmen Emanuele Marinaro and Tom Franco were absent. Motion to open the special meeting was made by Councilman Beephan and seconded by Councilman Cassidy at 10:29 AM. All voted in favor.

**RESOLUTION 114/2019**

**(AUTHORIZE THE JUSTICE DEPARTMENT TO APPLY FOR A GRANT THROUGH THE JUSTICE COURT ASSISTANCE PROGRAM (JCAP))**

**WHEREAS**, the Town of East Fishkill authorizes the Town of East Fishkill Court to apply for a JCAP grant in the 2019-20 grant cycle up to \$30,000.00; and

**WHEREAS**, the Town of East Fishkill Court is eligible to apply for funding through the Justice Court Assistance Program (JCAP) for improvements to the Court amenities; and

**NOW THEREFORE BE IT RESOLVED THAT** the Supervisor is hereby authorizing the Town Justice Court to submit a grant application to the Justice Court Assistance Program (JCAP) for the improvements to the Court amenities.

**BY ORDER OF THE TOWN BOARD**

**CAROL HURRAY, TOWN CLERK**

**DATED: OCTOBER 11, 2019**

**EAST FISHKILL, NY**

Motion to authorize the Justice Department to apply for a grant: Board Member Beephan.  
Seconded: Board Member Cassidy. All voted in favor. Motion carried.

Motion to close Special Meeting was made by Councilman Cassidy at 10:30 AM and Seconded by Councilman Beephan all voted in favor.

**Respectfully submitted by Carol Hurray on October 11, 2019**