

MINUTES
TOWN OF EAST FISHKILL
TOWN BOARD MEETING
MARCH 28, 2019
7:00 p.m.

REGULAR BOARD MEETING

The Town of East Fishkill's Town Board Meeting on March 28, 2019 was called to order at 7:00 p.m. by Supervisor D'Alessandro with the Pledge of Allegiance to the Flag.

Supervisor's Announcements

Supervisor D'Alessandro stated that Barbara Dolan, who served as the Receiver of Taxes for 18 years passed away earlier this month. He expressed his sympathies to her family.

He stated he had a meeting with the Dutchess County Mayors and Supervisors. NYCLASS spoke about the investment opportunities they provide. They will give a presentation to the Town Board next month. They also spoke about Civil Service issues. A subcommittee has been formed from the Business and Economic and Development Committee. They are reaching out to local business to explain what they are doing. There is a link on the website also. They are hoping to start having meetings in May with the business community. He thanked Michael O'Brien for all his work on the postcards.

The grant project for Hillside Lake is moving forward with meetings with Steven Gruber's staff happening. They have dug out around the second valve and the level of the lake is lowering. Sand will be removed from the playground area and replaced with rubber mulch and possibly a nicer surface.

Dutchess County Department of Health is starting to administer the Septic System Replacement Fund by identifying eligible properties in Hillside Lake and Sylvan Lake. Supervisor D'Alessandro met with coordinators for this and got all of the information for what will be covered for this and how to apply for it. There will be a link on the Town website to get you to the County website for the application.

Congressman Maloney had a Town Hall Meeting on Saturday March 9th that was very well attended. Supervisor D'Alessandro thanked everyone for attending.

Supervisor D'Alessandro met with the Chief of Police and the vendor for the new cameras. It went very well. Councilman Marinaro and the Supervisor met with the Police for the monthly meeting. He thanked the Police Department for their great work.

There was a meeting with the Southern Coalition of Towns and they signed the letter going to LBG Consultants for the mapping of the interconnection capabilities and storage. He also met with GlobalFoundries regarding water issues. They are having problems with DC Water also.

There have been many meetings with the Town professionals regarding the status of the town roads. There may be some funds leftover from the snow removal portion of the budget to put towards road repairs. This is an urgent situation that needs to be

addressed as soon as possible. They are working on a more aggressive plan for the future.

Councilman Franco and the Supervisor had a Veteran's Council meeting here yesterday. They are looking towards a liaison to the Dutchess County Division of Veteran's Services program.

Supervisor D'Alessandro stated his door is always open.

Roll Call: Supervisor D'Alessandro asked Town Clerk Hurray to call the rolls.

Board Members in Attendance were

Anil	Peter	Thomas	Emanuele	Nicolas
Beephan	Cassidy	Franco	Marinero	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. Public Hearing on Amending Vehicle and Traffic Regulations

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

Attorney Wood stated this local law would streamline the process on how the Town Board sets traffic regulations in the Town. They have the authority to put up specific signs and makes it so it can be done by a resolution at a public meeting. It gets rid of the need for future Public Hearings. If you adopt this tonight, the first thing that is proposed is at the request of Dutchess County to make no parking along Beekman Road, which is a county highway.

Supervisor D'Alessandro stated Dutchess County contacted him earlier in the year that they are doing some work on Beekman Road. He asked Attorney Wood how the Town could regulate a county road and Attorney Wood stated that the Town can at the request of the County.

Supervisor D'Alessandro asked if there was anyone from the public to speak for or against this. Robert Grasso asked if this meant the Town had jurisdiction to lower the speed limit and Attorney Wood said no.

Supervisor D'Alessandro asked if there were any Board members with questions or comments. There was no one.

- a. Close Public Hearing

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

b. Adopt Local Law

Local Law “4” of 2019

“Vehicle and Traffic Regulation in the Town of East Fishkill”

1. Legislative intent.

The Town Board of the Town of East Fishkill has always deemed it in the public interest and necessary for the public health, welfare and safety to adopt rules regulating traffic control in the Town of East Fishkill. In this day and age when amendments to the vehicle and traffic Law become necessary on a more frequent basis, a more modern method of adopting such restrictions is necessary. It is with this in mind that the Town Board does hereby ordain and adopt this Local Law.

2. Traffic regulations.

The Town Board of the Town of East Fishkill, in accordance with this chapter, may from time to time adopt traffic control restrictions on all traffic within the Town of East Fishkill by adopting rules and regulations as part of this chapter. Any rule or regulation with respect to the movement of traffic in the Town of East Fishkill or with respect to parking of automobiles in the Town of East Fishkill shall be done at a meeting of the Town Board wherein a resolution of the Board shall be adopted specifically setting forth the restriction imposed by the Town Board on traffic in the Town of East Fishkill.

3. Adoption procedure.

The Town Clerk, following the Board's adoption of a resolution requiring the regulation of traffic in the Town of East Fishkill, shall post said resolution on the official bulletin board of the Town of East Fishkill as soon after the adoption of said resolution may be practicable. Upon the posting of said resolution on the official bulletin board of the town as aforementioned, the Town Clerk shall cause a certified copy of said resolution to be forwarded to the Chief of Police of the Town of East Fishkill, the New York State Police Barracks in the Town of East Fishkill and the Dutchess County Sheriff's Office. Such regulations shall become effective 10 days following the posting of said resolution on the official bulletin board of the Town of East Fishkill and the erection of the appropriate traffic control device.

4. Current regulations.

All regulations existing in the ordinances, local laws and regulations of the Town of East Fishkill at the time of the adoption of this chapter shall be continued and shall be indexed by the Town Clerk as if individually adopted by this Town Board by resolutions pursuant to the procedure set forth herein.

5. Penalties for offenses.

Any person who shall violate any rule or regulation as set forth and adopted in accordance with this chapter shall be guilty of a traffic infraction and should said violation be written as a violation of the Vehicle and Traffic Law of the State of New York, shall be punished in accordance with the penalties prescribed by the State Legislature in said Vehicle and Traffic Law. Should no penalty be prescribed in the Vehicle and Traffic Law of the State of New York, and a violation of this chapter shall take place, then the penalty imposed thereon shall be a fine not to exceed the sum of \$100. The Justice Court of the Town of East Fishkill shall have full jurisdiction of any violation of this Local Law.

Adopted at a Regular Meeting
On March 28, 2019
Town of East Fishkill
New York

Motion to adopt the Local Law: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

c. Resolution Adopting Traffic Regulations

RESOLUTION
(ESTABLISHING PARKING/TRAFFIC REGULATIONS IN REGARD TO BEEKMAN RD)

WHEREAS, the Town Board adopted Local Law 4 2019 concerning Vehicle and Traffic Regulations within the Town; and

WHEREAS, the Town Board may now establish these regulations by resolution; and

NOW, THEREFORE, BE IT RESOLVED, that No Parking will be permitted along Beekman Road (County Route 9) from its beginning at Route 82 to the Town boundary with the Town of Beekman; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to post and distribute in accordance with the law.

Motion to adopt the Traffic Regulations: Board Member Beephan. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

2. Public Hearing on 2nd Amendment to Town Wide Water Improvement Area with Respect to Revere Park & Fishkill Plains

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

Supervisor D'Alessandro stated everyone received the Town Engineer's memo. Engineer Bryant stated in 2016 a Map Plan Review was prepared for the establishment of town wide water improvements. That report analyzed multiple water systems within the town and described certain systems that needed improvements. In the three years since the original report there have been changes. They have done well rehab at Fishkill Plains; they are about to acquire Worley Homes; and the EPA project is moving forward. They have been updating this Map Plan Report as information has been coming in. They have reviewed the first amendment for this report which was regarding funding the EPA project. The Second Amendment focuses on Fishkill Plains and Revere Park with an overlap on Worley Homes. There is some sharing of infrastructure. This amendment specifically describes the rehab of the two wells and the decision not to connect the third well, but to run a new line down Route 376. That will also provide redundancy for the system. They will not need to rely on Dutchess County for a backup system. This provides for the connection to Revere Park and Fishkill Plains.

Supervisor D'Alessandro stated last month they had the Public Hearing on Hopewell North Water System. All of these water districts overlap somewhere. The costs are all described in the Map Plan Reports.

Supervisor D'Alessandro asked if there was anyone from the Board with questions or comment. Board Member Marinaro asked if the costs have been provided to the community via the website. Engineer Bryant stated they have not placed it on the website yet. Attorney Wood stated the reports are part of the agenda package, which has been posted on the website. Engineer Bryant stated they could put a separate item on the website. Board Member Marinaro said yes. Board Member Marinaro asked why Revere Park was a higher cost than Fishkill Plains. Engineer Bryant stated each district has its own debt structure. He reviewed the specific debt service schedules. Board Member Marinaro asked if the new district using the water would be sharing in the costs that has already been incurred. Engineer Bryant said yes. He stated the only other area they have not revisited is the John Jay service area.

He asked if there was anyone from the public to speak for or against this. There was no one.

a. Close Public Hearing

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

b. Adopt Negative Declaration and Order

BOND RESOLUTION DATED MARCH 28, 2019

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF THE TOWN OF EAST FISHKILL, DUTCHESS COUNTY, NEW YORK, TO PAY THE COST OF WATER SYSTEM IMPROVEMENTS IN AND FOR THE TOWN OF EAST FISHKILL, DUTCHESS COUNTY, NEW YORK.

WHEREAS, pursuant to the proceedings heretofore duly had and taken in accordance with the provisions of Article 12-C of the Town Law, and more particularly an order dated March 28, 2019 said Town Board has determined it to be in the public interest to establish Town Wide Water Improvement Area (Revere Park, Fishkill Plains, and Hopewell West) and make certain water system capital improvements therefor, at a maximum estimated cost of \$1,000,000 and

WHEREAS, said improvements have been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, it is now desired to provide funding for such improvements; NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of East Fishkill, Dutchess County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the construction of wells and a water conveyance system, including acquisition of land and rights-in-land, water mains, well pumps and fields, etc. to construct wells, and interconnections to supply water to various water districts of the Town and machinery, apparatus, appurtenances and other incidental improvements and expenses in connection therewith, to serve the Hopewell North Water Improvement Area, at a

maximum estimated cost of \$1,000,000, there are hereby authorized to be issued \$1,000,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the plan for the financing of said class of objects or purposes is by the issuance of the \$1,000,000 serial bonds of said Town authorized to be issued therefor pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of East Fishkill, Dutchess County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. To the extent not paid from assessments and/or water rates with the Town Wide Water Improvement Area (Revere Park, Fishkill Plains, and Hopewell West) all the taxable real property in said Town shall be subject to the levy of ad valorem taxes sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds

for sale, conduct the sale, and award the bonds in such manner as he or she shall deem best for the interests of said Town; provided, however, that in the exercise of these delegated powers, he or she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Town shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matter related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor.

Section 8. The intent of this resolution is to give the Supervisor sufficient authority to execute those agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or notes without resorting to further action of this Town Board.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution which takes effect immediately shall be published in summary form in the official newspaper of the Town designated for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Nicholas D’Alessandro</u>	VOTING	AYE
<u>Thomas Franco</u>	VOTING	AYE
<u>Emanuele Marinaro</u>	VOTING	AYE
<u>Peter Cassidy</u>	VOTING	AYE
<u>Anil R. Beephan Jr.</u>	VOTING	AYE

The resolution was thereupon declared duly adopted.

* * * * *

Motion to adopt the Negative Declaration and Order: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

Approve Minutes:

February 28, 2019

Motion to approve the minutes for the February 28th meeting: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

Announcement of Additions to the Agenda:

Supervisor D’Alessandro said there was one addition to the agenda; to appoint police personnel and it will be done at the end.

Courtesy of the Floor:

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

Receive and File:

Supervisor D’Alessandro stated there was nothing.

Resolutions:

1. Award Recreation Concession Stand Bids

RESOLUTION
(GRANTING CONCESSION FACILITY USE PRIVILEGES)

WHEREAS, on various recreational sites owned and operated by the Town, there are concession facilities; and

WHEREAS, the Town Board has reviewed request for proposals for various vendors to utilize the concession facilities on these sites to serve the users of the facilities over the summer months; and

WHEREAS, the Town Board has reviewed the references, the menus and other issues pertaining to the vendors; and

WHEREAS, it is the desire of the Town Board to authorize the use of the concessions;

NOW, BE IT RESOLVED, that the Rt. 376 Hopewell Recreation Concession Facility may be utilized from April 30, 2019 through October 1, 2019 by Amani's Kitchen upon payment to the Town of the sum of **\$1,000.00** and upon agreement of the vendor to be open during all activities and events at the site as set forth in the annexed proposal and report what the net actually was; and

NOW, THEREFORE, BE IT RESOLVED, that the Rt. 52 Complex Concession Facility may be utilized from April 30, 2019 through October 1, 2019 by East Fishkill Soccer Club upon payment to the Town of the sum of **\$500.00** and upon agreement of the vendor to be open during all activities and events at the site as set forth in the annexed proposal and report what the net actually was; and

NOW, BE IT FURTHER RESOLVED, that the Red Wing Park Concession Facility may be utilized from April 30, 2019 through October 1, 2019 by Amani's Kitchen upon payment to the Town of the sum of **\$500.00** and upon agreement of the vendor to be open during all activities and events at the site as set forth in the annexed proposal and report what the net actually was; and

BE IT FURTHER RESOLVED, that all of the vendors shall sign a letter agreement as prepared by the Town Attorney and provide to the Town Attorney for approval, Certificates of Insurance prior to entering upon the use of the concession facilities. Renovations and/or improvements proposed in said bids shall be agreed upon after inspection from the Recreation/Highway Department.

Motion to award Recreation Concession Stand bids: Board Member Cassidy.
Seconded: Board Member Beephan. All voted in favor. Motion carried.

2. Acknowledge April as Parkinson's Disease Awareness Month

RESOLUTION-027/2019

(DESIGNATE APRIL AS PARKINSON’S AWARENESS MONTH)

WHEREAS, Parkinson’s disease is a progressive neurological movement disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson’s Action Network, the Parkinson’s Disease Foundation, the American Parkinson’s Disease Association and the National Institutes of Health, there are over one million Americans diagnosed with Parkinson’s disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson’s, more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson’s disease; and

WHEREAS, a multidisciplinary approach to Parkinson’s disease care includes local wellness, support, and caregiver groups; and

WHEREAS, April has been proclaimed as World Wide Parkinson’s Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson’s disease.

NOW, THEREFORE, we the Town Board of East Fishkill do hereby proclaim April as Parkinson’s Awareness Month in 2019.

Motion to acknowledge April as Parkinson’s Disease Awareness Month: Board Member Marinaro. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

3. Authorize Sons of Italy Request for use of the Recreation Fields on May 23-26, 2019

RESOLUTION

(AUTHORIZE FIREWORKS PERMIT AND GRANT PERMISSION TO USE HOPEWELL RECREATION FIELD MAY 23-26, 2019)

WHEREAS, the Sons of Italy conduct their annual event to provide entertainment and fireworks to the community; and

WHEREAS, the Town has traditionally allowed them the use of the Hopewell Recreation Field for this purpose; and

WHEREAS, the Sons of Italy is requesting the Town Board approve the use of the Hopewell Recreation Field from May 23, 2019 through May 26, 2019; and,

WHEREAS, the Sons of Italy is requesting the Town Board approve the firework display for Sunday, May 26, 2019; and

THEREFORE, BE IT RESOLVED, that the Sons of Italy is authorized to use the Recreation Field and have the fireworks display on the date requested; and

BE IT FURTHER RESOLVED, that the Town Police, Town Recreation Department and all other agencies of the Town are authorized and directed to allow the use of the Hopewell Recreation Field by the Sons of Italy for the firework display; and

BE IT FURTHER RESOLVED, that this consent is subject to the receipt of a Certificate of Insurance from the Sons of Italy indemnifying the Town for any liability arising out of their use of the fields.

Motion to authorize the Sons of Italy request for use of the Recreation Fields on May 23-26, 2019: Board Member Marinaro. Seconded: Board Member Franco. All voted in favor. Motion carried

4. Authorize Video Recording System for the Police Department

RESOLUTION (AUTHORIZING A VIDEO RECORDING SYSTEM FOR THE POLICE DEPARTMENT)

WHEREAS, the Chief of Police has received 3 quotes for a Video System upgrade for the police department; and

WHEREAS, the Chief of Police has recommended to the Board that they accept the proposal from Custom Entertainment Systems (CES) since they are the lowest quote; and

WHEREAS, said proposal provides for a total price of \$7,114.86; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute a contract with CES for such equipment.

Motion to authorize a Video Recording System for the Police Department: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

5. Set Public Hearing to Extend for 3 Months the Moratorium on I Zone Uses

RESOLUTION
(AUTHORIZING PUBLIC HEARING FOR EXTENSION OF THE MORATORIUM FOR I ZONES)

WHEREAS, the Town Board has recently adopted a Law in regards to reviewing I Zones not abutting I-84 within the Town; and

WHEREAS, as part of the process Town Board has selected Behan Planning and Design to assist them with the process; and

WHEREAS, the Supervisor advises that the Behan Planning and Design has requested that more time to extend the study of certain areas within the I zones of the town; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will conduct a Public Hearing to consider extending the moratorium until September 30, 2019; and

BE IT FURTHER RESOLVED, that the Town Board will hold a Public Hearing on April 25, 2019 to consider the extension of the moratorium until September 30, 2019

Motion to set Public Hearing to extend for 3 months the Moratorium on I Zone Uses: Board Member Cassidy Seconded: Board Member Beephan. All voted in favor. Motion carried.

6. Request District Attorney to Authorize Local Prosecution of Town Police Tickets

RESOLUTION
(AUTHORIZING PROSECUTION OF EAST FISHKILL POLICE DEPARTMENT TICKETS)

WHEREAS, the Town Board previously authorized the Town Attorney to prosecute New York State Police traffic tickets in the Town Court with the consent of the District Attorney; and

WHEREAS, the Police Chief has requested that authorization be granted for the Town Attorney to prosecute traffic tickets and Penal Law Violations other than those involving Domestic Violence and those occurring on School Property issued by the Town Police upon the consent of the District Attorney; and

WHEREAS, this program will provide for greater efficiencies in the process; and

NOW THEREFORE BE IT RESOLVED, that the Town Attorney is authorized to request the consent of the Dutchess County District Attorney for him or his designee to prosecute traffic violations and violations of the Penal Law other than those involving Domestic Violence and those occurring on School Property; and

BE IT FURTHER RESOLVED, upon the District Attorney’s consent being given, the Town Attorney and the Police Chief will implement this system.

Motion to request District Attorney to authorize local prosecution of Town Police Tickets: Board Member Cassidy. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

7. Set Public Hearing to Modify Zoning Procedures with Respect to Architectural Review Board for May 23, 2019

RESOLUTION

(SETTING PUBLIC HEARING WITH RESPECT TO THE ARCHITECTURAL REVIEW BOARD)

WHEREAS, under the current Zoning Law the Architectural Review Board is a separate approval board yet their process is entangled in the formal Planning Board process; and

WHEREAS, it is the desire of this Board to have the Architectural Review Board be a part of the Planning Board process; and

NOW THEREFORE BE IT RESOLVED, that the Town Board will hold a public hearing to consider “Local Law ____ of 2019 - Amending the Zoning Law with respect to the Planning Board Process”; and

BE IT FURTHER RESOLVED, that said Public Hearing will be held during the Regular Town Board Meeting of May 23, 2019 at 7:00 PM.

Motion to Set Public Hearing to modify Zoning Procedures with respect to Architectural Review Board for May 23, 2019: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

8. Approve Change of Police Department Policies in Regards to Preventing Sexual Harassment and Arrest Procedures

RESOLUTION

(APPROVING REVISED POLICY AGAINST SEXUAL HARASSMENT AS WELL AS ARREST POLICIES IN THE POLICE DEPARTMENT)

WHEREAS, to comply with new New York State Regulations and Laws the policy against sexual harassment has been updated; and

WHEREAS, to comply with new State Laws and Procedures, such as Raise the Age, etc., the Police Departments arrest policies have been updated; and

NOW THEREFORE BE IT RESOLVED, that the Annexed Policy Against Sexual Harassment and Arrest Policy be and hereby are adopted and approved by this Board.

Motion to approve change of Police Department Policies in regards to Preventing Sexual Harassment and Arrest Procedures: Board Member Marinaro. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

9. Authorize Municipal Consolidation & Shared Services Grant Agreement for Improvements for Red Wing Bath House and Accessibility

RESOLUTION

(AUTHORIZING THE MUNICIPAL CONSOLIDATION AND SHARED SERVICES GRANT AGREEMENT FOR RED WING)

WHEREAS, the Town has previously applied for a grant for the Red Wing Bathroom renovation through the Municipal Consolidation & Shared Services Grants Program through Dutchess County Department of Planning and Development; and

WHEREAS, it is the desire of the Town Board to accept the agreement authorizing the Municipal Consolidation & Shared Services Grant Agreement for Improvements for the Red Wing Bathhouse and Accessibility for the amount of \$40,000; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute such agreement and accept the funds thereof.

Motion to authorize Municipal Consolidation & Shared Services Grant Agreement for improvements for Red Wing bath house and accessibility: Board Member Cassidy. Seconded: Board Member Franco. All voted in favor. Motion carried.

10. Accept the DASNY Grant for Julie’s Jungle of \$150,000 and Authorize Agreement for Same

RESOLUTION

(AUTHORIZE THE SUPERVISOR TO EXECUTE A CONTRACT ACCEPTING A DASNY GRANT FOR JULIE’S JUNGLE)

WHEREAS, the Supervisor and Town Board previously applied for a DASNY grant for Julie’s Jungle; and

WHEREAS, the Town has been awarded a grant of \$150,000 for Julie’s Jungle; and

WHEREAS, it is necessary for the Town to enter into an Agreement with the Dormitory Authority of the State (DASNY) of New York to receive said funding;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute a Grant Agreement, accepting the Grant of \$150,000 for the purposes of the expansion of Julie’s Jungle Handicapped Accessible Playground

Motion to accept the DASNY Grant for Julie’s Jungle of \$150,000 and authorize agreement for the same: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

11. Authorize Resolution to Accept USTA Line Grant for Recreation Tennis Courts

RESOLUTION

(AUTHORIZE THE SUPERVISOR TO ACCEPT A USTA LINE GRANT FOR RECREATION TENNIS COURTS)

WHEREAS, the Supervisor and Town Board previously applied for a USTA National 10 and under for Recreation Tennis Courts; and

WHEREAS, the Town has been awarded a grant of \$1,200.00 to add blended lines to three of our existing 78 foot courts; and

WHEREAS, the grant is contingent upon completion and proof that such project has been completed; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute such project and to receive said funds upon completion thereof.

Motion to authorize the resolution to accept USTA Line Grant For Recreation Tennis Courts: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

12. Set Public Hearing for Final Proceedings on Hopewell West Water District and for System Improvements for Hopewell North and Hopewell Hamlet Water Districts for April 25, 2019

RESOLUTION

At a regular meeting of the Town Board of the Town of East Fishkill, Dutchess County, New York, held at the Town Hall, in East Fishkill, New York, in said Town, on the 28 day of March, 2019, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

NICHOLAS D’ALESSANDRO
Supervisor

PETER CASSIDY
Councilman

THOMAS FRANCO
Councilman

EMANUELE MARINARO
Councilman

ANIL BEEPHAN
Councilman

In the Matter
of
A proposed water district in the Town of
East Fishkill, Dutchess County, New York
Pursuant to Article 12-A of the Town Law, to

ORDER CALLING
PUBLIC HEARING

be known as Hopewell West Water District

WHEREAS, on January 15, 2019 the Town Board of the Town of the Town of East Fishkill, New York (the “Town”), duly adopted a resolution directing Scott Bryant, P.E., the Town Engineer, to supervise the preparation of a map, plan and report for providing the facilities, improvements or services in a portion of the Town wherein a water district was proposed to be established; and

WHEREAS, the boundaries of the proposed water district are as follows: set forth in Schedule “A”; and

WHEREAS, the improvements proposed in said district consist of: acquisition of the Hopewell Service Corporation Water System, and all the water mains, well fields and appurtenances; and

WHEREAS, the maximum amount proposed to be expended for the improvement as stated herein is \$1,311,000.00; and

WHEREAS, the estimated cost of hook-up fees is none as all properties to be served are connected; and

WHEREAS, the cost of the district to a typical property is \$895.00; and

WHEREAS, a map, plan and report describing such improvement are on file in the office of the Town Clerk for public inspection;

NOW, THEREFORE, BE IT ORDERED, that the Town Board shall meet at the Town Hall, 330 Route 376, Hopewell Junction, New York, on the 25 day of April, 2019 at 7:00 p.m., for the purpose of conducting a public hearing on the proposal to establish said water district with the improvements specified above and hear all persons interested in the subject thereof, and it is further

NOW, THEREFORE, BE IT FURTHER ORDERED, that the Town Clerk is hereby authorized and directed to publish a certified copy of this order in the Southern Dutchess News the official Town newspaper, and to post a copy of same on the sign-board of the Town in the time and manner required by law.

Section 1. A public meeting of the Town Board of the Town of East Fishkill, Dutchess County, New York, shall be held at the Town Hall, at 330 Route 376, Hopewell Junction, New York, in said Town, on the 28th day of March, 2019 at 7:00 o'clock P.M., Prevailing Time, to consider the aforesaid map, plan and report, including estimate of cost, and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as is required by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in the South Dutchess News, and also to post a copy thereof on the town signboard maintained by the Town Clerk, not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid, all in accordance with the provisions of Section 209-q of the Town Law.

Section 3. This order shall take effect immediately.

<u>NICHOLAS D’ALESSANDRO</u>	VOTING	AYE
<u>PETER CASSIDY</u>	VOTING	AYE
<u>THOMAS FRANCO</u>	VOTING	AYE
<u>EMANUELE MARINARO</u>	VOTING	AYE
<u>ANIL BEEPHEN</u>	VOTING	AYE

The resolution was thereupon declared duly adopted.

RESOLUTION

At a regular meeting of the Town Board of the Town of East Fishkill, Dutchess County, New York, held at the Town Hall, in East Fishkill, New York, in said Town, on the 28th day of March, 2019 at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

NICHOLAS D’ALESSANDRO
Supervisor

PETER CASSIDY
Councilman

THOMAS FRANCO
Councilman

EMANUELE MARINARO
Councilman

ANIL BEEPHAN
Councilman

In the Matter
of
A proposed water improvement in the Town of
East Fishkill, Dutchess County, New York
Pursuant to Article 12-C of the Town Law, to
be known as East Fishkill Route 82 Water
Improvement Area:

ORDER CALLING
PUBLIC HEARING

WHEREAS, a map, report and plan, including an estimate of cost, have been duly prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of East Fishkill, Dutchess County, New York, relating to the construction

of a water conveyance system, including acquisition of land and rights-in-land, filters, water mains, pumping stations for use by the Route 82 Water Improvement Area for conveyance to the water treatment facilities of same, together with original furnishings, equipment, machinery, apparatus, appurtenances and other incidental improvements and expenses in connection therewith, as more fully described in said map, plan and report, to serve a benefitted area in said Town to be known as Route 82 Water Improvement Area whose boundaries shall consist of the area specified in Appendix A as attached hereto and hereby made a part hereof, as more fully shown upon a map on file in the office of the Town Clerk, which map is available for inspection by any person or person interested in same during regular office hours at said office; and

WHEREAS, said map, plan and report, including estimate of cost, were prepared by a competent engineer, duly licensed by the State of New York and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any person or persons interested in the subject matter thereof; and

WHEREAS, the capital improvements proposed in connection with the establishment of the Route 82 Water Improvement Area of the Town of East Fishkill consists of the construction of a water conveyance system, including acquisition of land and rights-in-land, distribution system, mains, pumping stations for conveyance and treatment facilities of the same, together with original furnishings, equipment, machinery, apparatus, appurtenances and other incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$4,500,000.00; and

WHEREAS, said maximum estimated cost shall be authorized to be financed by the issuance by the Town of East Fishkill of its serial bonds with a maximum maturity not in excess of the forty year period prescribed by the Local Finance Law; and

WHEREAS, said maximum estimated cost is not greater than one-tenth of one per centum of the full valuation of taxable real property in the area of the Town of East Fishkill outside of any villages; and

WHEREAS it is proposed that the cost of the aforesaid improvements shall be borne by the real property in said Route 82 Water Improvement Area by assessing, levying upon and collecting from the several lots and parcels of land within such Sewer Improvement Area, outside of any village, which the Town Board shall determine and specify to be especially benefitted by the improvements, an amount sufficient to pay the principal and interest on serial bonds and bond anticipation notes issued in anticipation of the issuance of serial bonds, as the same become due and payable; and

WHEREAS, the formation of said Route 82 Water Improvement Area and the aforesaid improvements have been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, it is now desired to call a public hearing for the purpose of considering said map, plan and report, including estimate of cost, and to hear all persons interested in the subject thereof concerning the same, all in accordance with the provisions of Section 209-q of the Town Law;

NOW, THEREFORE, BE IT ORDERED, by the Town Board of the Town of East Fishkill, Dutchess County, New York, as follows:

Section 1. A public meeting of the Town Board of the Town of East Fishkill, Dutchess County, New York, shall be held at the Town Hall, at 330 Route 376, Hopewell Junction, New York, in said Town, on the 25th day of April, 2019 at 7:00 o'clock P.M., Prevaling Time, to consider the aforesaid map, plan and report, including estimate of cost, and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as is required by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in the South Dutchess News, and also to post a copy thereof on the town signboard maintained by the Town Clerk, not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid, all in accordance with the provisions of Section 209-q of the Town Law.

Section 3. This order shall take effect immediately.

<u>NICHOLAS D’ALESSANDRO</u>	VOTING	AYE
<u>PETER CASSIDY</u>	VOTING	AYE
<u>THOMAS FRANCO</u>	VOTING	AYE
<u>EMANUELE MARINARO</u>	VOTING	AYE
<u>ANIL BEEPHEN</u>	VOTING	AYE

The resolution was thereupon declared duly adopted.

Motion to set the Public Hearing for Final Proceedings on Hopewell West Water District and for System Improvements for Hopewell North and Hopewell Hamlet Water Districts for April 25, 2019: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

13. Appoint Part-Time Police Personnel

RESOLUTION **(APPOINTING POLICE PERSONNEL)**

WHEREAS, the Chief has interviewed (1) one candidate to appoint as a Part-time Police Assistant; and

WHEREAS, The Town Board has interviewed the candidate recommended by the Town Police Chief; and

NOW, THEREFORE, BE IT RESOLVED, that Gabriella Ferreira is to be hired under the CSEA agreement at Level 4 at a rate of \$16.72/per hr. and is hereby appointed as a Police Assistant in the Police Department.

Motion to appoint part-time police personnel: Board Member Marinaro. Seconded: Board Member Franco. All voted in favor. Motion carried.

Additions to the Agenda by Majority Vote (if any) Budget Transfers

Supervisor D'Alessandro stated they would do the budget transfer next month.

Comments from Town Board Members:

Board Member Beephan thanked the Police and Fire Departments for their service to the Town. He stated the Stormville Fire Company is having their pancake breakfast on Sunday April 14th from 8 AM – 11:30 AM. They will also be doing an open house on April 27th from 10 AM to 3 PM. He stopped by Shattered, which is a not-for-profit in town that helps women get back on their feet. He encouraged everyone to visit and help support them. He stated he and the Chief of Police attended the CAPE meeting. He looks forward to working with them to have East Fishkill become a better partner in this undertaking.

Board Member Franco stated that Town Clean Up is Saturday, March 30 at 8 AM at Town Hall. You will be fed and given a shirt, something to pick up the garbage with, and a bag. It's a great way to help keep your town beautiful. Opening Day is

April 6th at 11 AM starting with the parade. April 13th is the Easter Egg Hunt at the Community Center. The Veteran’s Committee is working with two John Jay Social Studies teachers to conduct veteran interviews. There will be a Veteran’s Appreciation Day on Sunday, September 29 at the Hopewell Recreation.

Board Member Marinaro gave the monthly report from the Police Department. On March 18, he participated in the monthly Supervisor’s meeting with the Police Department. He stated there have been many positive changes going on in the Police Department. He is very pleased with the work the Police Chief is doing regarding their budget. He thanked the Volunteer Fire Department for all their work .

Board Member Cassidy thanked the Highway Department for their hard work keeping the roads clean during the last few snow storms.

Superintendent Williams stated the street sweepers are out. They are gearing up for blacktop season. The drainage easements are full of dumped furniture, yard cleanup and general debris. This keeps them from functioning properly and is costly to the Town. Supervisor D’Alessandro stated they will be posted and if someone is found to be dumping in an easement, they will be reported to the police.

Police Chief Orsino stated they have been doing a monthly Stop the Bleed class. It is a great way to teach people to be safe. There will be one on April 18th from 6 PM to 9 PM. Contact John Wood if you are interested in attending.

Supervisor D’Alessandro stated the East Fishkill Historical Society is doing a Spring Children’s Tea on Sunday April 6th. Please stop by and support them.

Motion for Adjournment: Time: Motion to adjourn the regular meeting at 8:07 PM: Board Member Franco. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

<u>Town Board Meetings:</u>	Workshop Meeting:	April 11, 2019
	Regular Meeting:	April 25, 2019

Respectfully submitted by Julie J. Beyer on behalf of Town Clerk Carol A. Hurray
–April 1, 2019