

MINUTES
TOWN OF EAST FISHKILL
TOWN BOARD MEETING
MAY 10, 2018
7:00 p.m.

REGULAR BOARD MEETING

The Town of East Fishkill's Town Board Meeting on May 10, 2018 was called to order at 6:45 p.m. by Supervisor D'Alessandro with the Pledge of Allegiance to the Flag performed at the Town Board Workshop.

Supervisor's Announcements

Supervisor D'Alessandro apologized for having to cancel the April 26 Town Board meeting due to a lack of power in the town.

On April 25 Supervisor D'Alessandro had a meeting with DEC New Paltz. It was a disappointing meeting. The DEC did not have anything to add to the proposal for Hillside Lake. The Dam Safety Administrator said that the idea to fill in the swimming area is problematic. It is still considered a dam. They stated there would be a possibility of filling in the lake area and pushing the sediment towards the embankment that would be created, but DEC will need to discuss it internally. The Army Corps of Engineers stated that the swimming area is US waters and they would have to mitigate those 2 acres of water somewhere else on site. Supervisor D'Alessandro feels that DEC would like to keep it a natural wetland environment and does not see a problem with the lily pads or the sediment. Supervisor D'Alessandro stated they are looking to hire an environmental consultant to see what they can do to move forward. He does believe the consultant can help get things worked out. He is hoping after they get information on the permitting they can have another community meeting at the Hillside Lake Fire Department.

Supervisor D'Alessandro has been active with the Dutchess County Mayors and Supervisors Association. They do have monthly meetings he attends. He restarted the discussion about sales tax distribution in Dutchess County. The Association has met with the County Executive to discuss this and the County executive said he would enter into discussions to renegotiate the contract, but that would take the cities of Beacon and Poughkeepsie to agree because they are the two main entities in the contract. Supervisor D'Alessandro does not believe that will happen. The contract is in place until 2023.

Supervisor D'Alessandro has met with supervisors from Wappingers and Fishkill about sharing services. With Wappingers they are discussing sharing a part-time Human Resources Director. With Fishkill there was a meeting with them and the Village of Fishkill regarding water and it was a very productive meeting. They will explore the possibility of a waterworks type development project with aquifer protection to help the southern towns together.

Last month supervisor D'Alessandro met with Commissioner Glen Marchie

and Director Chris Barclay from Dutchess County Department for Central and Information Services to discuss Dutchess County's shared services program. East Fishkill can take advantage of the bidding process that Dutchess County does. They also have software programs that may be helpful.

The Town Comptroller and the Supervisor met with Jean Gunch, who works with Homeland Security, as a follow-up meeting for the FEMA submittal for Super Storm Sandy. They received a check for \$183,000. Those funds were accounted for in 2017. He thanked FEMA for their assistance.

On Monday the 16th Board Member Marinaro and Supervisor D'Alessandro met with the Police Department for the monthly supervisors meeting.

Supervisor D'Alessandro met with Recreation Director Janet McHugh. This is the busy time of year for them.

Supervisor D'Alessandro thanked Butch Kidney and his crew for preparing all of the fields for the start of the season.

There have been ongoing meetings with the Town Planner Michelle Robbins regarding updating the Master Plan. They will try to get grants to cover the costs. There has to be community committees for this. They will meet with the Economic and Business Revitalization Committee. They need to review certain zoning areas in the town, as it is very outdated.

He has received letters from the Wappingers School Board as to who they would recommend to sit on the Economic and Business Revitalization Committee. They almost have a full board at this point. They hope to have a pre-committee meeting at the end of this month.

There have been comments made about the IPARK sign. When the subdivision happened with GlobalFoundries there were easements that were established to allow for the back buildings and back properties on that campus to have some signage and road frontage. This is why it did not have to come back before the Planning Board for approval. It had been approved during the subdivision process. National Resources did go before the Sign Review Board also, which has been very successful in its creation. The site is a 450-acre industrial site that they are trying to develop.

Tonight the Veterans Council will be formed. They have been very busy working on this. The new Commissioner of Veterans Services came to a meeting here last night and made a great presentation. They discussed all of the services that were offered to veterans. Supervisor D'Alessandro thanked them for coming. He also thanked Board Member Franco for helping to organize this committee.

There was a meeting with the Dutchess County Commissioner of Public Works last week to discuss a few projects. There were proposals for East Fishkill for 2019 and 2020. One of the large projects will be the refurbishment of Beekman Road from the Taconic State Parkway to the Beekman town line. There is a culvert bridge right before the TSP that will be replaced as well as possibly a small bridge on Phillips Road.

He met with the CSA representative for Kohlmaier Farm and it is looking very well. On Mother's Day they are having open Farm day with refreshments to encourage more people to join. It will be from 1 PM to 4 PM.

Supervisor D'Alessandro met with the Town Safety Committee, which is

comprised of town employees. Their first meeting was productive. They discussed items in town buildings and town properties that could be potential safety concerns. They reviewed comments from the insurance carriers as well as addressing a list of proposed issues that need correction.

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

Board Members in Attendance were

Emanuele	Peter	Anil	Thomas	Nicolas
Marinaro	Cassidy	Beephan	Franco	D'Alessandro

Also in attendance were:

Tom Wood, Attorney; Scott Bryant, Engineer; and Mark Pozniak, Comptroller.

Approve Minutes:

March 1, 2018

March 22, 2018

Motion to approve the minutes for the March 1st and March 22nd meetings: Board Member Cassidy. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

Courtesy of the Floor:

Keith Dimaso spoke regarding the MS4 Annual Report and the supplement portion for the area for Hillside Lake as well as the funds for assisting with septic failures for Hillside Lake and Sylvan Lake. Attorney Wood stated it could take several months before they can even solicit for those funds. They are unsure of the parameters that agencies are going to put on some funds at this time. Mr. Dimaso questioned the possibility of a second meeting to discuss the report findings prior to it being accepted next year. Mr. Dimaso discussed many points in the MS4 Report. Supervisor D'Alessandro stated that he will make sure that any website issues are corrected.

Mr. Artis stated he would supply more formal responses to comments in next year's report. He addressed some of the concerns Mr. Dimaso raised. For two years he has been waiting for written responses on various issues from DEC, but has been able to get verbal answers. The way the committee works, he is unable to complete the report prior to the second week in April.

Board Member Marinaro spoke about the frustrations of having State mandated commands that cost the taxpayers funds but then it is difficult to get information back from them.

Mr. Dimaso suggested that Mr. Artis amend, redact, or edit his report prior to the Board accepting it. Mr. Marinaro asked Mr. Artis if it was a time issue to have some of the comments in the report edited prior to the Board approving it. Mr. Artis stated it does have to be submitted by May 31. He can make a revision regarding the illicit discharges. He also has no problem sitting down with Mr. Dimaso if the Town so desires. Supervisor D'Alessandro stated he will facilitate a meeting with Mr. Dimaso and Mr. Artis.

Felicia from Worley Homes had questions regarding applying for the WEA Grant and the scope of the project. Supervisor D'Alessandro stated the Town Planner has applied for several grants for Worley Homes, Hillside Lake and a few others. Engineer Bryant explained some of the proposed rates and route areas. Engineer Bryant stated they should not expect a reduction of any type. It would only be if they receive a grant that they would see a reduction in costs.

Robert Grasso asked about the last brush drop-off and a possible rain date. Supervisor D'Alessandro stated he could ask whoever wins the bid.

Receive and File:

Supervisor D'Alessandro stated there was nothing received.

Public Hearings:

None

Resolutions:

Supervisor D'Alessandro stated the original resolution number one Re: Carol drive DOT agreement was signed at the last meeting as there were time constraints.

1. Appoint a Member to the Fire Advisory Board (FAB)

RESOLUTION
(APPOINTING MEMBER TO THE FIRE ADVISORY BOARD)

WHEREAS, the Fire Advisory Board (FAB) has a vacancy; and

WHEREAS, the Chairperson has recommended the appointment of Frank Rufino be made to the Board; and

WHEREAS, the Town Board has interviewed the recommended candidate;

NOW, THEREFORE, BE IT RESOLVED, that Frank Rufino be and hereby is appointed as a member of the FAB, whose term will end on 12/31/2018.

Motion to appoint a member to the Fire Advisory Board (FAB): Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

2. Authorize Request for Proposals for 2018 Brush Drop Off

RESOLUTION
(AUTHORIZING A REQUEST FOR PROPOSALS FOR THE 2018 BRUSH DROP OFF)

WHEREAS, the Town has maintained a brush drop off program for the convenience of the residents of the Town; and

WHEREAS, the Supervisor has proposed that the Town continue with the brush drop off program as well as advertise for request for proposals to provide a brush drop off site; and

WHEREAS, it is the desire of the Town Board to advertise for requests for proposals for same;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor and Town Clerk be and hereby are authorized to advertise for request for proposals to provide for a brush drop off point in the Town during the Spring and Fall; and

BE IT FURTHER RESOLVED, that said proposal shall be received and evaluated by the Supervisor and a summary report will be provided to the Town Board for authorization.

Motion to authorize Request for Proposals for 2018 Brush Drop Off: Board Member Marinaro. Seconded: Board Member Franco. All voted in favor. Motion carried

3. Acknowledge Hiring of Seasonal Laborers for Highway Department

RESOLUTION
(ACKNOWLEDGE HIRING OF SEASONAL LABORERS FOR HIGHWAY DEPARTMENT)

WHEREAS, the Highway Superintendent has interviewed and hired two Full-time Seasonal Laborers for the Highway Department, and

WHEREAS, the Highway Superintendent has submitted memo to the Town Board; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby acknowledge the hiring of Lori Anne Calciano, Jeff Vincent, Aram Mergian, Jr. and Matthew Heitmann as Full-time Seasonal Laborers in the Highway Department.

BE IT FURTHER RESOLVED, upon completion of their task Lori Anne Calciano, Jeff Vincent, Matthew Heitmann and Aram Mergian, Jr. will be removed from payroll.

Motion to acknowledge hiring of Seasonal Laborers for the Highway Department: Board Member Beephan. Seconded: Board Member Franco. All voted in favor. Motion carried.

4. Approve Supervisor’s Establishment of Veterans Committee

RESOLUTION (APPROVING SUPERVISOR’S ESTABLISHMENT OF A VETERANS COUNCIL)

WHEREAS, the Supervisor has proposed the establishment of a Committee, with members recommended by him, to assist the Town in Veterans relations and communication; and

WHEREAS, the proposed “Veterans Council”, would assist the Supervisor and Town Board in its matters concerning the Veterans of East Fishkill’s community; and

WHEREAS, the goals and objectives of this committee are set forth on the attached Mission Statement; and

WHEREAS, the Supervisor and Town Board will work with the various private organizations to further the aims and objectives of the Veterans and improve their way of life by assisting in Dutchess County programs, working with the Chamber of Commerce, State agencies, and the VA Regional Office; and

NOW, THEREFORE, BE IT RESOLVED, that the “East Fishkill Veterans Council” is hereby adopted and established as set forth on the attached Mission Statement; and

BE IT FURTHER RESOLVED, that any funds obtained for the support of the Council by the Supervisor will be received by the Town and appropriated for the sole use of the Council.

Motion to approve the Supervisor's establishment of a Veterans Committee:
Board Member Franco. Seconded: Board Member Cassidy. All voted in favor.
Motion carried.

5. Authorize Hiring of Directors and Seasonal Employees for Camp and Red Wing Park

RESOLUTION
(AUTHORIZING HIRING OF DIRECTORS/SEASONAL EMPLOYEES FOR CAMP AND RED WING PARK)

WHEREAS, the Town of East Fishkill conducts extensive summertime programs for the youth of the Town; and

WHEREAS, during the summer, the Town Recreation Department hires temporary part-time workers to assist in the various programs; and

WHEREAS, the Director of Recreation has submitted to the Town Board a listing of the names of the employees for this summer program and the amounts of their salaries to be paid; and

WHEREAS, it is the desire of the Town Board to authorize these employees for the summertime period as set forth in the memo from the Recreation Director attached hereto;

NOW, THEREFORE, BE IT RESOLVED, that the Town Comptroller be and hereby is authorized to place on the Town payroll as temporary summer employees the seasonal recreation camp employees and Red Wing Park employees as set forth in the annexed memo from the Director of Recreation; and

BE IT FURTHER RESOLVED, that said employment shall only be during the summertime employment for the amounts listed in the memo and that upon completion of their task, they shall be removed from the payroll, unless further ordered by the Town Board.

Motion to authorize the hiring of Directors and Seasonal Employees for Camp and Red Wing Park: Board Member Beephan. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

6. Authorize Fireworks Permit and Grant Permission to use Hopewell Recreation Field

RESOLUTION
**(AUTHORIZE FIREWORKS PERMIT AND GRANT PERMISSION TO USE
HOPEWELL RECREATION FIELD MAY 24-28, 2018)**

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 24, 2018 through May 28, 2018;and,

WHEREAS, the Sons of Italy is requesting the Town Board approve the firework display for Sunday, May 27, 2018; and

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

NOW, THEREFORE BE IT RESOLVED, that May 28, 2018 will be used for the fireworks in the event they lose a day due to inclement weather; 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 Fireworks Permit and grant permission to use Hopewell recreation Field: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

7. Authorize Disposal of Outdated Police Department Inventory

RESOLUTION
**(AUTHORIZE DISPOSAL OF OUTDATED POLICE DEPARTMENT
INVENTORY)**

WHEREAS, the Town Police Chief has provided the Town Board with a listing of inventory which he deems to be of no further use to the Police Department and thus, should be removed; and

WHEREAS, the Town Board has reviewed said lists and concurs;

NOW, THEREFORE, BE IT RESOLVED, that the inventory listed on the annexed memos be and hereby are declared to be outdated and are to be disposed of by the Town; and

BE IT FURTHER RESOLVED, that the Police Chief be and hereby is authorized to dispose of said inventory.

Motion to authorize the disposal of outdated Police Department inventory: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

8. Authorize Refund Recreation Fee for Hunters Ridge

RESOLUTION
(AUTHORIZE RECREATION FEE REIMBURSEMENT FOR HUNTERS RIDGE SUBDIVISION – PHASE II)

WHEREAS, the applicant of the Hunters Ridge Subdivision Phase II modified their application from a 8 lots subdivision to 4 lot subdivision; and

WHEREAS, the recreation fee that is currently held by the Town is in the amount of \$42,000.00; and

WHEREAS, the applicant is requesting a refund of \$18,000.00 being that only 4 lots are being created; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Comptroller be and hereby is authorized to return the Recreation Fee of \$18,000.00 to the applicant.

Motion to authorize a refund of the Recreation Fee for Hunters Ridge: Board Member Franco. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

9. Approve Supervisor to Execute Settlement Agreement with Respect to Kastle vs Town of East Fishkill

RESOLUTION
(AUTHORIZING SETTLEMENT OF KASTLE vs TOWN OF EAST FISHKILL IN FEDERAL DISTRICT COURT)

WHEREAS, the claim of Kastle vs Town of East Fishkill was commenced in 2012 against the Town of East Fishkill Police Department and the Town of Kent; and

WHEREAS, the Town’s then insurance company, Selective Insurance, took on the defense of the case; and

WHEREAS, the policy of insurance authorizes the carrier to settle claims without the Towns consent; and

WHEREAS, Selective Insurance has agreed to settle the case for \$400,000.00; and

NOW THEREFORE BE IT RESOLVED, that the Supervisor is authorized to sign all necessary releases and settlement agreements in the matter of Barbara and Matthew Kastle vs the Town of East Fishkill.

Motion to authorize the Supervisor to execute a settlement agreement with respect to Kastle vs Town of East Fishkill: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

10. Authorize change of May Town Board Meeting Schedule

RESOLUTION

(AUTHORIZE CHANGE OF MAY TOWN BOARD MEETING SCHEDULE)

WHEREAS, due to conflicting schedules the Supervisor is requesting to change the May 24, 2018 meeting to May 31, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board shall set May 31, 2018 as its regularly scheduled meeting.

BE IT FURTHER RESOLVED, that the Town Clerk shall duly advertise said meeting date change.

Motion to change the May Town Board Meeting Schedule: Board Member Cassidy. Seconded: Board Member Franco. All voted in favor. Motion carried.

11. Authorize Supervisor to Endorse and File MS4 Annual Report

RESOLUTION

(AUTHORIZE THE SUPERVISOR TO ENDORSE AND FILE MS4 ANNUAL REPORT)

WHEREAS, the Town is mandated by the New York State DEC to enforce the MS4 rules and regulations within the Town; and

WHEREAS, The Town’s MS4 consultant will submit the Town’s Annual Report for review and acceptance by the Town Board; and

WHEREAS, the public can offer comments during the public comment part of the May 10, 2018 meeting; and

NOW THEREFORE BE IT RESOLVED, that the report will be on the May 10, 2018 agenda and that public comments may be made before that date by written submission or on that date as set forth above.

NOW THEREFORE BE IT FURTHER RESOLVED, the Supervisor is authorized to endorse and file the MS4 Annual Report following a review and amendments, if appropriate.

Motion to authorize the Supervisor to endorse and file, as edited, the MS4 Annual Report following a review and amendments as appropriate: Board Member Marinaro. Seconded: Board Member Franco. All voted in favor. Motion carried.

12. Authorize Town Board to Reject and Rebid the General Contractor Bids and Electrical Contractor Bids in Respect to the Cannon Well Connection

RESOLUTION

(AUTHORIZING THE REJECTION AND REBIDDING OF HOPEWELL HAMLET WATER DISTRICT CANNON WELL CONNECTION-GENERAL CONSTRUCTION AND ELECTRICAL CONSTRUCTION BIDS)

WHEREAS, the Town Engineer previously advertised for bids with respect to the Hopewell Hamlet Water District Cannon Well Connection - General Construction and Electrical Construction; and

WHEREAS, the Town Clerk received said bids and opened the same; and

WHEREAS, upon a review of said bids, the Town Engineer is rejecting all bids at this time for cost reasons; and

WHEREAS, the Town Engineer would like to re-bid the Cannon Well Connection project in June; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and hereby is authorized to notify all bidders that said bids have been rejected and to return any bid bonds or deposits previously posted to the respective bidders.

Motion to authorize Town Board to reject and rebid the General Contractor Bids and Electrical Contractor Bids in respect to the Cannon Well Connection: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

13. Set Public Hearing for Hopewell West Water District for June 28, 2018 (Worley Homes)

RESOLUTION

**IN THE MATTER OF THE PROPOSED
ESTABLISHMENT OF THE HOPEWELL WEST
WATER DISTRICT IN THE TOWN OF
EAST FISHKILL, COUNTY OF DUTCHESS, STATE
OF NEW YORK TO BE KNOWN AS THE
HOPEWELL WEST WATER DISTRICT**

x

**PUBLIC HEARING
ORDER**

x

A meeting was conducted by the Town Board of the Town of East Fishkill on Thursday, May 10, 2018 at 7:00 p.m. at the Town Hall located at 330 Route 376, Hopewell Junction, New York at which time the following were PRESENT:

NICHOLAS D’ALESSANDRO	Supervisor
PETER CASSIDY	Councilman
TOM FRANCO	Councilman
EMANUELE MARINARO	Councilman
ANIL BEEPHAN, JR.	Councilman

Councilman Cassidy moved for the adoption of the following PUBLIC HEARING ORDER, motion seconded by Councilman Marinaro, **ALL VOTING AYE UPON ROLL CALL BY THE TOWN CLERK:**

WHEREAS, a plan, report and map has been duly prepared in such manner and in such detail as heretofore has been determined by the Town Board of the Town of East Fishkill, New York (the "Town"), relating to the creation and construction, of water system improvements to be known and identified as the Hopewell West Water District Improvement (the "Improvement"), to provide such water improvement including extensions by purchasing the Hopewell Service Corporation, and

WHEREAS, said plan, report and map have been prepared by Scott Bryant, P.E., the Town Engineer, a competent engineer duly licensed by the State of New York and have been filed in the office of the Town Clerk where they are available for public inspection, and

WHEREAS, the proposed Improvement consists of the water improvements set forth below, and in the areas of the Town as set forth below, and as more particularly shown and described in said map, plan and report presently on file in the Office of the Town Clerk:

Purchase of the Hopewell Service Corporation for \$100,000.00; installation of filters and meters, hydrants, valves, etc.

WHEREAS, the maximum proposed to be expended by the Town for the aforesaid improvement is an estimated \$2,200,000.00. The proposed method of financing to be employed by said Town consists of borrowing an estimated \$2,200,000.00; and

WHEREAS, said map and plan is on file with the Town Clerk of the Town of East Fishkill and available for public inspection during regular business hours; and

WHEREAS, pursuant to the provisions of Town Law of the State of New York, as amended, the expense of the maintenance of said proposed water district shall be assessed, levied and collected from year to year from the several lots and parcels of land within the Drainage District in proportion as nearly as may be to benefit each lot or parcel of land in said district will derive therefrom. The first year estimated annual cost for average property is \$902.00;

NOW, THEREFORE, BE IT ORDERED, that a **PUBLIC HEARING** shall be conducted by the Town Board of the Town East Fishkill at the Town Hall at 330 Route 376, Hopewell Junction, New York 12533 on Thursday, June 28, 2018 at 7:00 p.m., prevailing time, or as soon thereafter as possible, for the purpose of considering the establishment of a **WATER DISTRICT** in the Town of East Fishkill, to be known as the "**HOPEWELL WEST WATER DISTRICT**" at which time and place all persons interested in the subject thereof may be heard concerning same; and

The proposed "**HOPEWELL WEST WATER DISTRICT**" is to include all those properties served by the Hopewell Service Corporation as shown in the Map, Plan & Report and as set forth in Schedule "A" attached.

IT IS FURTHER ORDERED, that the Town Clerk of the Town of East Fishkill be, and hereby is, authorized and directed to publish a copy of this Order in the official newspaper of said Town, and post a copy of same on the official sign board of the Town of East Fishkill, and shall post within five (5) places within the proposed Water District, said Notice, within the time and manner required by law.

This Public Hearing Order was adopted by the following vote:

SUPERVISOR NICHOLAS D’ALESSANDRO	Aye
COUNCILMAN PETER CASSIDY	Aye

COUNCILMAN TOM FRANCO	Aye
COUNCILMAN EMANUELE MARINARO	Aye
COUNCILMAN ANIL BEEPHAN, JR.	Aye

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

**Adopted on May 10, 2018
at a Regular Meeting
Held at the Town Hall**

Motion to Set Public Hearing for Hopewell West Water District for June 28, 2018 (Worley Homes): Board Member Cassidy. Seconded: Board Member Marinaro. All voted in favor. Motion carried.

14. Authorize Supervisor to Sign Agreement with East Fishkill Soccer Club to Accept Soccer Equipment as Requested by the Recreation Advisory Board

Board Member Franco stated his wife sits on the East Fishkill Soccer Club Board and he recused himself from any discussion and vote on this resolution.

**RESOLUTION
(AUTHORIZE AGREEMENT WITH EAST FISHKILL SOCCER CLUB TO
ACCEPT SOCCER EQUIPMENT REQUESTED BY RECREATION ADVISORY
BOARD)**

WHEREAS, the Recreation Advisory Board has requested that the Town purchase soccer equipment from the East Fishkill Soccer Club, Inc for the amount of \$1.00 (one dollar); and

WHEREAS, the Town Board has reviewed the proposed Agreement attached hereto; and

WHEREAS, it is the desire of the Town Board to enter into an agreement with the East Fishkill Soccer Club, Inc. regarding the purchase of the soccer equipment; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and hereby is authorized to execute the attached agreement with the East Fishkill Soccer Club, Inc.

BE IT FURTHER RESOLVED, that said property is being purchased for recreational purposes.

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

**DATED: MAY 10 , 2018
EAST FISHKILL, NY**

Voting:	Vote
Councilman Cassidy	Aye
Councilman Franco	Recuse
Councilman Marinaro	Aye
Councilman Beephan	Aye
Supervisor D’Alessandro	Aye

Motion to authorize Supervisor to sign the agreement with East Fishkill Soccer Club to accept soccer equipment as requested by the Recreation Advisory Board: Board Member Beephan. Seconded: Board Member Cassidy. Board Member Franco was recused. All others voted in favor. Motion carried.

15. Authorize the Settlement of Tax Certiorari: Grace Hudson vs Town of East Fishkill

**RESOLUTION
(AUTHORIZING THE SETTLEMENT OF TAX CERTIORARI
GRACE HUDSON vs. TOWN OF EAST FISHKILL)**

WHEREAS, from time to time property owners file Article 7 proceedings challenging their assessments following denials by the Board of Assessment review; and

WHEREAS, following negotiations between the Town Attorney and the Town Assessor the tax certiorari set forth herein is able to be resolved; and

WHEREAS, it would appear to be in the best interest of the Town to resolve these upon these terms and conditions;

NOW THEREFORE BE IT RESOLVED, that the Town Attorney be and hereby is authorized to execute Stipulation of Settlement settling the following matter:

Grid #6459-19-715099-0000

<u>Assessment</u>	<u>Current</u>	<u>Reduced</u>	<u>Amount of</u>
<u>Roll</u>	<u>Assessment</u>	<u>Assessment</u>	<u>Reduction</u>
2017	\$ 47,500	\$20,000	\$27,500

Grid #6458-07-749979-0000

<u>Assessment Roll</u>	<u>Current Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2017	\$ 43,000	\$ 7,500	\$35,500

Grid #6458-08-758987-0000

<u>Assessment Roll</u>	<u>Current Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2017	\$ 43,000	\$ 7,500	\$35,500

Grid #6458-07-747998-0000

<u>Assessment Roll</u>	<u>Current Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2017	\$ 5,000	\$ 2,500	\$ 2,500

Grid #6458-07-745994-0000

<u>Assessment Roll</u>	<u>Current Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2017	\$ 5,000	\$ 2,500	\$ 2,500

BE IT FURTHER RESOLVED, that the Town Attorney be and hereby is authorized to take all steps necessary and appropriate to effectuate the settlement of these matters; and

BE IT FURTHER RESOLVED, that all officials of the Town be and hereby are authorized and enabled to effectuate the intent of the Order once it is entered by a Justice of the Supreme Court.

Motion to authorize the settlement of Tax Certiorari: Grace Hudson versus Town of East Fishkill: Board Member Marinaro. Seconded: Board Member Franco. All voted in favor. Motion carried.

Budget Transfers:

Supervisor D’Alessandro stated there was a budget transfer submitted. Comptroller Pozniak stated these are for items. The first was regarding a change to doing the recreation guides in-house. The second pertains to the purchase of a mower and gator that came in over what was budgeted. There was a transfer of funds within the snow removal lines having to do with salt purchases. The last transfer had to do with purchasing a used truck and paver for the Highway Department, which is being funded from other lines In the Highway Department. Board member Marinaro had questions regarding a large paver that was sold for less than the smaller paver is being purchased for. He does feel there needs to be more accountability as far as accountability for equipment purchase and sales. Engineer Bryant stated this is a very different paver than what was sold and has many more benefits for the uses.

Motion to accept the budget transfers as submitted: Board Member Cassidy.
Seconded: Board Member Beephan. All voted in favor. Motion carried.

Additions to the Agenda by Majority Vote (if any):

None.

Comments from Town Board Members:

Board Member Beephan thanked the East Fishkill Fire District for inviting the Board to their Annual Inspection. He thanked the volunteers for their time and stated that the biggest thing they need right now are more volunteers. He also thanked Highway Superintendent Williams and his team for the great job they've been doing around town.

Board Member Franco stated that there will be another Think Differently Day on Sunday, July 15 at Red Wing Park. He thanked Janet McHugh, Bill Green, and County Legislator Marge Horton for the assistance with getting donations. They would like to put in an accessible Pavilion by the swim lanes. He stated that the people for the Veterans Council are committed to working diligently to assist the veterans living in East Fishkill.

Board Member Marinaro stated that the Police Department has been busy. They are working on an investigation of various scams that are occurring in the town. The Police Department is preparing for the June arrival of a new canine. The PBA is doing fundraising on Facebook to help with the training and associate costs of a new canine. The East Fishkill PBA hosted a senior citizen breakfast at the Community Center on May 8. There have also been several reports to the Police Department regarding bear sightings. Residents are warned to not approach any bear, but to contact the police. On April 28 local fire departments were doing a volunteer recruiting event. We are very lucky to have a great group of volunteers in our local fire departments that respond to all kinds of emergencies 24/7. He thanked all the volunteers for all of the services they provide.

Board Member Cassidy stated that the Highway Department is out doing repairs and cleaning catch basins. The sweepers are out sweeping the roads. He reminded everyone that Memorial Day is the end of this month. Supervisor D'Alessandro stated all of the hometown hero flags will be going out this month.

Supervisor D'Alessandro stated that on May 12 from 1 - 4 PM the Historical Society at the Brinckerhoff Historical Site will be having their Farm Day event. On May 28 there will be a Memorial Day ceremony at the Veterans Memorial on Route 82. It will start at 11 AM with the parade from the Community Center to the

