



*Town of East Fishkill*  
Dutchess County, New York  
330 Route 376, Hopewell Junction,  
New York 12533

**TOWN OF EAST FISHKILL  
TOWN BOARD MEETING  
NOVEMBER 9, 2023 @ 6:00 PM  
AGENDA**

Call to Order

Pledge of Allegiance

Supervisor's Presentations

Supervisor's Announcements

Roll Call

Presentation

Public Hearings

1. Open Public Hearing to Consider Issuing a Bond to Finance Improvements to Taconic Estates Water District
  - a. Close Public Hearing
  - b. Adopt Public Interest and Bond Resolution

Approve Minutes

October 26, 2023 Public Hearing Minutes  
October 26, 2023 Town Board Meeting

Announcement of Additions to the Agenda

Courtesy of the Floor

Receive and File

2021 Annual Audit Report from Sickler, Torchia, Allen and Churchill CPA's

Resolutions:

1. Appoint Police Officer
2. Acknowledge Hiring of Seasonal Wingmen
3. Authorize Grant Application to the Office of Court Administration
4. Authorize Additional State Reverse Betterment for Additional Paving on Rte 52
5. Set Public Hearing for December 14, 2023 to Update Disabled Person Tax Exemptions
6. Authorize a Water Purchase Agreement with DCWWA for 8500gpd for West Campus Water District
7. Declare Surplus Property
8. Authorize Application for Greenway Compact Grant

Additions to the Agenda by Majority Vote (If any)

Budget Transfers

Board Member Comments

Adjournment

Next Town Board Meetings: Regular Meeting: December 14, 2023  
Regular Meeting: January 18, 2024

At a regular meeting of the Town Board of the Town of East Fishkill, Dutchess County, New York, held at the Town Hall, in Hopewell Junction, New York in said Town, on November 9, 2023, at 6:00 o'clock P.M., Prevailing Time.

PRESENT:

Nicholas D'Alessandro  
Supervisor

Tom Franco  
Councilperson

Emanuele Marinaro  
Councilperson

Craig Arco  
Councilperson

Marianne Flores  
Councilman

|  |                              |
|--|------------------------------|
| <p>In the Matter<br/>of<br/>The Increase and Improvement of Facilities<br/>of Taconic Estates Water District in the<br/>Town of East Fishkill, Dutchess County,<br/>New York</p> | <p>PUBLIC INTEREST ORDER</p> |
|--|------------------------------|

WHEREAS, the Town Board of the Town of East Fishkill, Dutchess County, New York, has duly caused to be prepared a map, plan and report including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the proposed increase and improvement of the facilities of Taconic Estates Water District, in the Town of East Fishkill, Dutchess County, New York, consisting of emergency reconstruction of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,000,000; and

WHEREAS, at a meeting of said Town Board duly called and held on October 26, 2023, an Order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of facilities of Taconic Estates Water District in said Town at a maximum estimated cost of \$1,000,000, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Hopewell Junction, New York, in said Town, on November 9, 2023, at 6:00 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the increase and improvement of the facilities of Taconic Estates Water District, in the Town of East Fishkill, Dutchess County, New York, consisting of emergency reconstruction of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,000,000.

Section 2. This Order shall take effect immediately.

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

Councilperson Franco VOTING \_\_\_\_\_

Councilperson Marinaro VOTING \_\_\_\_\_

Councilperson Arco VOTING \_\_\_\_\_

Councilperson Flores VOTING \_\_\_\_\_

Supervisor D'Alessandro VOTING \_\_\_\_\_

The Order was thereupon declared duly adopted.

\* \* \* \* \*

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF EAST FISHKILL  
PETER J. CASSIDY, TOWN CLERK

DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY

## RESOLUTION

BOND RESOLUTION DATED NOVEMBER 9, 2023.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF THE TOWN OF EAST FISHKILL, DUTCHESS COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE TACONIC ESTATES WATER DISTRICT, IN THE TOWN OF EAST FISHKILL, DUTCHESS COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an Order dated the date hereof, said Town Board has determined it to be in the public interest to improve the facilities of Taconic Estates Water District, in the Town of East Fishkill, Dutchess County, New York, at a maximum estimated cost of \$1,000,000; and

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have any significant adverse impact on the environment; and

RESOLVED, by the Town Board of the Town of East Fishkill, Dutchess County, New York, as follows:

Section 1. For the specific object of purpose of paying the cost of the increase and improvement of the facilities of the Taconic Estates Water District, in the Town of East Fishkill, Dutchess County, New York, consisting of emergency reconstruction of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$1,000,000 bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object of purpose is \$1,000,000, which specific object of purpose is hereby authorized at said maximum estimated cost, and that the plan for the financing thereof is by the issuance of the \$1,000,000 bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object of purpose 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 for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from monies raised from said Taconic Estates Water District as applicable in the manner provided by law, there shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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 shall deem best for

the interests of said Town, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Supervisor 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 Supervisor 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 the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Supervisor is hereby further authorized, at the Supervisor's sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object of purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated



to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

Section 10. 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 11. 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 12. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper, 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:

COUNCILPERSON FRANCO VOTING \_\_\_\_\_

COUNCILPERSON MARINARO VOTING \_\_\_\_\_

COUNCILPERSON ARCO VOTING \_\_\_\_\_

COUNCILPERSON FLORES VOTING \_\_\_\_\_

SUPERVISOR D'ALESSANDRO VOTING \_\_\_\_\_

The resolution was thereupon declared duly adopted.

\* \* \* \* \*

BY ORDER OF THE TOWN BOARD  
OF THE TOWN EAST FISHKILL  
PETER J. CASSIDY, TOWN CLERK

DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY

**RESOLUTION-xxx/2023**

**(APPOINTING POLICE OFFICER)**

**WHEREAS**, Lieutenant (OIC) Cuccia has interviewed candidates eligible from the Civil Service list for appointment as a Police Officer in The Town of East Fishkill; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that Brandon Gonzalez is hereby appointed to the position of Police Officer with a salary and benefits to be in accordance with the PBA contract. His start date will be January 8, 2024; and

**BE IT FURTHER RESOLVED**, that the said Officer is authorized to attend the Police Officer Training Program sponsored by the Bureau of Municipal Police or such other program at the direction of Lieutenant (OIC) Cuccia.

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**

**RESOLUTION- xxx/2023**

**(ACKNOWLEDGE THE HIRING OF SEASONAL WINGMEN)**

**WHEREAS**, the Highway Department needs Seasonal Wingmen; and

**WHEREAS**, it is determined that the Seasonal Wingmen positions are limited and seasonal; and

**WHEREAS**, the Highway Superintendent is requesting to hire Carol Lee (Step 5), Amanda Booth (Step 5), Danielle Lee (Step 4), Cassandra Knapp (Step 5), Thomas Knapp Jr. (Step 4), William Quick (Step 1), Hunter Ferris (Step 4), and Eric Bernabe (Step 4). They will be hired with the payroll referenced below; and

| <b>WINGMEN</b> |                  |                  |
|----------------|------------------|------------------|
| <u>Step</u>    | <u>2022-2023</u> | <u>2023-2024</u> |
| 1              | 14.20            | 15.00            |
| 2              | 14.55            | 15.35            |
| 3              | 14.80            | 15.60            |
| 4              | 15.05            | 15.85            |
| 5              | 15.55            | 16.35            |

**WHEREAS**, all applicants have been interviewed and recommended to the Town Board by the Highway Superintendent for the Highway Wingmen positions; and

**WHEREAS**, that it may be necessary for the Highway Superintendent to hire additional Seasonal Wingmen and will notify the Town Board of such hiring; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Comptroller be and hereby is authorized to place them on Town payroll as Seasonal Wingmen; and

**BE IT FURTHER RESOLVED**, that said Highway Wingmen shall be Seasonal employment and that upon completion of their task, they shall be removed from the payroll, unless further ordered by the Town Board.

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**



Town of East Fishkill - Highway Department  
2484 Route 52  
Hopewell Junction, New York 12533  
Phone: 845-221-2681 Fax: 8454-226-6229

Kenneth Williams  
Highway Superintendent

TO: East Fishkill Town Board  
FROM: Kenneth Williams, Highway Superintendent  
DATE: November 7, 2023

I, Kenneth Williams, respectfully request that the East Fishkill Town Board recognize the hiring of the following as wing people for the East Fishkill Highway Department, effective November 12, 2023:

Cassandra Knapp  
Carol Lee  
Hunter Ferris  
William Quick

Thomas Knapp, Jr.  
Danielle Lee  
Eric Bernabe  
Amanda Booth

Thank you.

Kenneth Williams  
East Fishkill Highway Superintendent  
KW/jl

**RESOLUTION**  
**(AUTHORIZING A GRANT APPLICATION TO  
THE OFFICE OF COURT ADMINISTRATION)**

**WHEREAS**, the Town Justices have advised the Town Supervisor that the Office of Court Administration is making available grants for Justice Courts during the 2023-2024 cycle for a range of activities; and

**WHEREAS**, it will be the desire of the Town Justices to apply on behalf of the Town of East Fishkill Justice Court for said grants to provide improvements to the Courtroom (multi-use) including audience seating and removable security equipment; and

**NOW, THEREFORE, BE IT RESOLVED**, the Board of the Town of East Fishkill authorizes the East Fishkill Town Court to apply for a JCAP grant in the 2023-24 grant cycle up to \$30,000.00

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**

**RESOLUTION XXX/2023**

**(AUTHORIZING DESIGN AND CONSTRUCTION OF ROUNDABOUT AND DRAINAGE ON ROUTE 52/AUDITORIUM DRIVE ON THE STATE HIGHWAY SYSTEM, THE PERFORMANCE AND FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF DESIGN AND CONSTRUCTION OR RECONSTRUCTION THEREOF, TO BE REIMBURSED BY THE STATE AND APPROPRIATING FUNDS THEREOF.)**

WHEREAS, the State of New York has requested the Town of East Fishkill to incorporate improvements (the State Reverse Betterment) to Paving & Drainage on Route 52/Auditorium Drive in the Town of East Fishkill, PIN 8021.76 combined with a Town improvements project to adjacent Town highways;

WHEREAS, Resolution No. 176-2022 adopted by the Town of East Fishkill on September 22, 2022 approved and agreed to advance the Project by making a commitment of 100% of the costs of the Project or portions thereof.

WHEREAS, it was subsequently found necessary to undertake additional work not contemplated in the original agreement authorized by the previous Resolution; and

WHEREAS, it has been found necessary to increase the non-federal share of costs for the additional work for the project; and

WHEREAS, the Town of East Fishkill desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the work for the Project or portions thereof.

NOW, THEREFORE, the East Fishkill Town Board, duly convened does hereby;

RESOLVE, that the East Fishkill Town Board hereby approves such project inclusive of the State Betterment (collectively the "Project"); and it is hereby further

RESOLVED, that the East Fishkill Town Board hereby authorizes the Town of East Fishkill to pay in the first instance 100% of the costs of the Project or portions thereof; and it is further

RESOLVED, that the sum of \$188,953 (\$688,953 minus the previous \$500,000) is hereby appropriated and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that the East Fishkill Town Supervisor be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of the Town with NYSDOT in connection with the implementation of the Project, and reimbursement of the approved costs associated with the State Betterment, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY

DRAFT



**RESOLUTION**

**(SCHEDULE A PUBLIC HEARING FOR DECEMBER 14, 2023 TO CONSIDER  
INCREASING TAX EXEMPTIONS FOR PERSONS WITH DISABILITIES)**

**WHEREAS**, periodically, the State updates permissible tax exemption limits for various groups; and

**WHEREAS**, to effectuate these changes, a local law must be passed by the Town Board; and

**WHEREAS**, the Supervisor and Town Board wish to schedule a public hearing to solicit feedback from the public on increasing exemptions for those with disabilities; and

**WHEREAS**, the Town Board recently approved a Local Law increasing the exemptions for Seniors & Volunteer Fire and Emergency Personnel;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board schedules a Public Hearing for a Local Law concerning increasing exemptions for qualifying residents with disabilities for December 14, 2023 at 6:00 PM at Town Hall located at 330 Route 376, Hopewell Junction, New York 12533.

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**

**RESOLUTION-2023**  
**(AUTHORIZE SUPERVISOR TO EXECUTE AN AGREEMENT WITH THE DCWWA**  
**FOR 8500gpd OF WATER FOR THE WEST CAMPUS WATER IMPROVEMENT**  
**AREA)**

**WHEREAS**, the Town Board previously established two water improvement areas to service the Hudson Valley Research Park; and

**WHEREAS**, additional water supply must be obtained; and

**WHEREAS**, the DCWWA has sufficient capacity to provide the needed 8500gpd of water; and

**WHEREAS**, the cost will be borne by the users; and

**NOW THEREFORE BE IT RESOLVED**, that the Supervisor is authorized to sign the standard agreement with DCWWA for 8500gpd of water.

**BY ORDER OF THE TOWN BOARD**  
**PETER CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023**  
**EAST FISHKILL, NY**

**RESOLUTION**

**(DECLARING PIANO AS SURPLUS)**

**WHEREAS**, the Recreation Department has issued a memo to the Town Board that one of the Town's pianos is of no further use to the Town and thus, should be considered surplus; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the piano is hereby declared to be surplus and is to be disposed of in a proper manner; and

**BE IT FURTHER RESOLVED**, that said equipment may be purchased by the Hudson Valley Council BSA Community Band at a depreciated market price.

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**



Town of East Fishkill  
Recreation Department 5 Old Lime Kiln Road  
Hopewell Jct, NY 12533 845-226-8395



November 3, 2023

To Supervisor D'Alessandro & East Fishkill Town Board,

I am requesting to have a piano at our East Fishkill Community Center to be deemed surplus. It is no longer any use to our senior program.

Best Regards,

Christine Selback

Recreation Director  
East Fishkill Recreation Department  
5 Old Lime Kiln Road  
Hopewell Junction, NY 12533 845-226-  
8395 (Office)  
[Selbackc@eastfishkillny.gov](mailto:Selbackc@eastfishkillny.gov) [Recreation1@eastfishkillny.gov](mailto:Recreation1@eastfishkillny.gov)

EAST FISHKILL  
RECREATION 5 Old  
Lime Kiln Rd.  
Hopewell Junction, NY 12533

**RESOLUTION**

**(AUTHORIZE STAFF TO SUBMIT A HUDSON RIVER VALLEY GREENWAY GRANT APPLICATION IN THE AMOUNT OF \$25,000 TO PARTIALLY FUND AN UPDATE TO THE TOWN'S COMPREHENSIVE PLAN UNDER THE HUDSON RIVER VALLEY GREENWAY PLANNING GRANT PROGRAM)**

**WHEREAS**, the Town of East Fishkill is applying to the Hudson River Valley Greenway for a grant under the Hudson River Valley Greenway Planning Grant Program for a project entitled Town of East Fishkill 2024 Comprehensive Plan to be located in the Town of East Fishkill; and

**NOW, THEREFORE, BE IT RESOLVED** that the East Fishkill Town Board hereby does approve and endorse the application for a grant under the Hudson River Valley Greenway Planning Grant Program, for a project known as Town of East Fishkill 2024 Comprehensive Plan and located within the Town of East Fishkill.

**BY ORDER OF THE TOWN BOARD  
PETER J. CASSIDY, TOWN CLERK**

**DATED: NOVEMBER 9, 2023  
EAST FISHKILL, NY**