



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

**TOWN OF EAST FISHKILL
TOWN BOARD MEETING
SEPTEMBER 26, 2024 @ 6:00 PM
AGENDA**

Call to Order

Pledge of Allegiance

Supervisor's Presentation

Supervisor's Announcements

Roll Call

Public Hearings

- 1) Re - Open Public Hearing to Consider a Moratorium until Master Plan is Completed
 - a) Close Public Hearing
 - b) Adopt Local Law

Approve Minutes

August 22, 2024

Announcement of Additions to the Agenda

Courtesy of the Floor

Receive and File

Resolutions:

- (1) Set Public Hearing on proposed amendments to Chapter 63 "Animals" of the Town Code for October 24, 2024
- (2) Authorize Advertisement RFQ for Professional Services for Town of East Fishkill – Engineers, Architect, etc. for Future Projects
- (3) Authorize Hiring a Junior Planner from Civil Service List

- (4) Acknowledge Seasonal Hires in the Highway Department
- (5) Acknowledge Receipt of Tentative 2025 Budget from the Supervisor and Set Public Hearing for October 24, 2024 at 6:00 PM
- (6) Set Public Hearing on 2025 Benefit Assessment Roll for October 24, 2024 at 6:00 PM
- (7) Standard Work Day and Reporting Resolution
- (8) Authorizing Clothing Drop Box at Route 52 Complex
- (9) Acknowledge Hiring Seasonal Laborer for Highway Department
- (10) Appoint Member to Board of Assessment Review
- (11) Authorize Out of District Water Users

Additions to the Agenda by Majority Vote (If any)

Budget Transfers

Board Member Comments

Adjournment

Next Town Board Meetings: Workshop/Budget October 10, 2024
Regular Meeting October 24, 2024

LOCAL LAW NO. OF 2024
A LOCAL LAW ESTABLISHING A MORATORIUM ON
CERTAIN USES UNDER THE ZONING ORDINANCE

SECTION ONE: LEGISLATIVE INTENT

This Local Law is enacted by the Town based upon the following rationale and reasons:

In 2023 the Town Board exercised its authority and appointed a Special Committee to prepare an updated Master Plan for the Town. Said Committee commenced meeting monthly in 2023.

The Town engaged the services of a professional planning consultant who commenced working with the Master Plan Committee in early 2023.

The Master Plan Committee has been working diligently in preparing a Master Plan and it is anticipated that the proposed Master Plan will be presented to the Town Board at their January 2025 Town Board meeting. The Town Board will then engage in the approval and review process which is estimated to take 90 to 120 days.

The Master Plan contains many new and innovative approaches to creating various uses and concepts of new development idea concepts for various parts of the Town. Some of these proposals would require modification of existing provisions of the Zoning Ordinance and others would require the insertion of new provisions in their totality.

The Town Board is concerned that applications filed under the existing provisions of the Zoning Ordinance may be contrary to the vision set forth in the proposed Master Plan and should the proposed Master Plan be enacted, future development should be in accordance with said plan.

It is with this and all many other issues in mind that the Town Board deems it appropriate to establish a moratorium on certain uses in areas of the Town pending the Town Board's adoption of the new Master Plan and associated Zoning Ordinance changes.

SECTION TWO: MORATORIUM

During the period of this moratorium neither the Planning Board nor Zoning Board shall grant preliminary or final approval for any application filed with the respective Board. Any application filed may be processed through the SEQRA process up to and including the Public Hearing but no preliminary or final approval may be granted.

SECTION THREE: EXEMPTIONS

The following applications are exempt from this Moratorium:

- (1) Subdivisions not exceeding 6 lots.
- (2) Amendments to existing site plans.

- (3) Any application requiring a Special Permit granted by the Town Board.
- (4) Area variances granted by the Zoning Board
- (5) Any application that received its approval prior to the effective date of this Local Law.

SECTION FOUR: DURATION

This moratorium shall expire on June 30, 2025 unless further extended by this Board.

SECTION FIVE: HARDSHIP

The Town Board retains onto itself the right to consider variances to this Local Law and to make all determination with respect to its applicability and interpret and determine the same. Any issues with respect to the interpretation of and variances from this Law shall be determined by the Town Board upon written request of a property owner.

SECTION SIX: EFFECTIVE DATE

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

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

RESOLUTION

(SCHEDULE A PUBLIC HEARING FOR OCTOBER 24, 2024 TO AMEND CHAPTER 63 OF THE TOWN CODE)

WHEREAS, Chapter 63 of the Town Code pertains to “Animals”; and

WHEREAS, this Chapter has not been updated since 2011; and

WHEREAS, in order to promote responsible animal ownership, Town staff have recommended changes to this Chapter of the Town Code; and

WHEREAS, the Town Board wishes to hear public comment on these proposed changes;

NOW, THEREFORE, BE IT RESOLVED that a Public Hearing on proposed amendments to Chapter 63 “Animals” of the Town Code is scheduled for October 24, 2024 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: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION-xxx/2024

(AUTHORIZE ADVERTISEMENT FOR RFQ OF PROFESSIONAL SERVICES)

WHEREAS, the Town of East Fishkill is seeking various Professional Services to support Town activities for any Town Departments and will need to advertise for a Request For Qualifications (RFQ) of Professional Services; and

WHEREAS, the RFQ will seek Architecture, Engineering, Hydrogeological, Surveying, Construction Inspection/Management services, Planning, and various Environmental Sciences professional services; and

WHEREAS, it is the desire of the Town Board to advertise for responses; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor and Town Clerk be and hereby are authorized to advertise for responses for the Town of East Fishkill RFQ of Professional Services; and

BE IT FURTHER RESOLVED, that said responses shall be received and evaluated by the Supervisor and Town Staff so that recommendations can be provided to the Town Board for authorization.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION - xxx/2024
(APPOINTING JUNIOR PLANNER)

WHEREAS, Danielle Angyal was previously appointed as an intern with the Town of East Fishkill; and

WHEREAS, Dutchess County Civil Service has since administered the Junior Planner Civil Service Exam; and

WHEREAS, the Town requested and reviewed the Dutchess County Civil Service list; and

WHEREAS, the Town has verified that Danielle Angyal is reachable on the Junior Planner Civil Service list; and

NOW THEREFORE BE IT RESOLVED, that the Town Board appoints Danielle Angyal as the full-time permanent East Fishkill Junior Planner, effective September 30, 2024 and will be paid at level 5 in accordance to the CSEA guidelines.

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

DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY



Town of East Fishkill

Dutchess County, New York

330 Rt. 376, Hopewell Junction, New York 12533

Town Engineer's Memo

Subject: Hiring of Junior Planner – Danielle Angyal

Attn: Supervisor
Town Board Members

From Scott Bryant, P.E.

Date: September 19, 2024

Danielle Angyal worked this summer as an intern with our planner Michelle Robbins. In addition, she has assisted the engineering department with autocad drafting, GIS locating and other assignments.

As a Junior Planner, she will help Michelle with her workload. In addition, she will learn to take over the responsibilities of Rick Witt, who performs environmental reviews (flood plain, wetland, etc.) and NYSDEC and Army Corp. permitting of smaller town projects as Rick Witt intends to retire at year's end.

Danielle Angyal has a BS Degree in municipal planning from New Paltz and is a town resident.

I recommend that the Town Board approve of the hiring of Danielle Angyle.

RESOLUTION-xxx/2024
(APPOINT SEASONAL LABORERS)

WHEREAS, the Town has interviewed Mark Kuczyra & Dylan Magnotta; and

WHEREAS, the Town has hired Mark Kuczyra & Dylan Magnotta as Seasonal Laborers; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby acknowledge the hiring of Mark Kuczyra and Dylan Magnotta as Seasonal Laborers in Highway; and

BE IT FURTHER RESOLVED, that Mark Kuczyra will be paid at an hourly rate of \$17.00 effective August 26, 2024 & Dylan Magnotta will be paid at an hourly rate of \$18.50 effective September 15, 2024.

BE IT FURTHER RESOLVED, that upon completion of seasonal tasks, Mark Kuczyra and Dylan Magnotta shall be removed from the payroll.

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

DATED: SEPTEMBER 26, 2024
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: September 16, 2024

I, Kenneth Williams, respectfully request the East Fishkill Town Board recognize the hiring of Mark Kuczyra as a seasonal laborer, effective August 26, 2024, as well as the re-hire of Dylan Magnotta as a seasonal laborer, effective September 15, 2024.

Thank you.

Kenneth Williams
East Fishkill Highway Superintendent
KW/jl

RESOLUTION- xxx/2024

(RECEIVE THE 2025 TENTATIVE TOWN BUDGET & SET PUBLIC HEARING FOR THE 2025 BUDGET)

WHEREAS, the Town Supervisor's budget must be filed with the Town Clerk within the time period prescribed by law; and

WHEREAS, it is necessary for the Town Clerk to present said budget to the Town Board at a public meeting prior to the 4th day of October; and

WHEREAS, it is the desire of the Supervisor and the Town Clerk to have the Town Board receive the Tentative 2025 Budget at this meeting; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will conduct a Public Hearing for said Budget for October 24, 2024.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION-XXX/2024

**(SCHEDULING A PUBLIC HEARING ON SPECIAL DISTRICT BENEFIT ASSESSMENTS
PER §239 OF TOWN LAW)**

WHEREAS, property owners within Drainage, Sidewalk, Water and Sewer Districts are charged based on the benefit received by them; and

WHEREAS, each property is charged benefit units to cover capital costs and O&M charges for usage; and

WHEREAS, the benefit assessment roll has been finalized for 2025 and is available at the Town Clerk's office for review; and

WHEREAS, the Town Board must offer the affected property owners the right to be heard with respect to the number of units assigned to them; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will hold a Public Hearing to consider the 2025 Special Districts Benefit Assessment Roll on October 24, 2024 at 6:00PM.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

Standard Work Day and Reporting Resolution xxx – 2024

BE IT RESOLVED, that the **TOWN OF EAST FISHKILL** hereby establishes the following as standard workdays for these titles and will report the officials to the New York State and Local Employees' Retirement System based on the record of activities:

Standard Work Day and Reporting Resolution

RS 2417-A

Town of East Fishkill

Title	Standard Workday <small>(hrs/days)</small>	Name	Social Security No. <small>(Last 4)</small>	Reg. No.	Tier 1	Term Begins/ Ends	Days per Month <small>(based on record of activities)</small>
Elected Officials							
Supervisor	7 hours	Nicholas D'Alessandro				1/1/2022 - 12/31/2025	26.05
Town Clerk	7 hours	Peter J. Cassidy				1/1/2024 - 12/31/2025	25.92
Highway Superintendent	7 hours	Kenneth A. Williams				1/1/2022 - 12/31/2025	25.93
Receiver of Taxes	7 hours	Ann Goldsmith				1/1/2024 - 12/31/2027	21.12
Councilperson	6 hours	Thomas Franco				1/1/2020 - 12/31/2025	10.33
Councilperson	6 hours	Emanuel Marinaro				1/1/2022- 12/31/2025	1.75
Justice	6 hours	Frederick D. Romig				1/1/2022 - 12/31/2025	16.81
Justice	6 hours	Brian M. Rudner				1/1/2021 - 12/31/2024	7.88

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION-XXX/2024

(AUTHORIZING A LICENSE AGREEMENT WITH THE EAST FISHKILL ROTARY CLUB)

WHEREAS, the East Fishkill Rotary Club supports charitable causes in the Town that greatly benefits our residents; and

WHEREAS, the Rotary has requested to place a 8' x 12' prefabricated wood frame shed by the Route 52 Complex to allow for the collection of clothes for charitable purposes; and

WHEREAS, the Rotary will supervise the operations and keep the area neat and clean; and

WHEREAS, the Town Board will review this operation every six (6) months;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is authorized to execute a one-year License Agreement with the Rotary as prepared by the Town Attorney to effectuate the intent hereof.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION-xxx/2024

(APPOINT SEASONAL LABORER)

WHEREAS, the Town has interviewed Thomas Minet; and

WHEREAS, the Town is requesting the acknowledgement of rehiring Thomas Minet as a Seasonal Laborer; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby acknowledge the rehiring of Thomas Minet as a Seasonal Laborer in Highway; and

BE IT FURTHER RESOLVED, that Thomas Minet will be paid at an hourly rate of \$17.50 effective 9/23.

BE IT FURTHER RESOLVED, that upon completion of seasonal tasks, Thomas Minet shall be removed from the payroll.

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

**DATED: SEPTEMBER 26, 2024
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: September 19, 2024

I, Kenneth Williams, respectfully request the East Fishkill Town Board recognize the hiring of re-hire of Thomas Minet as a seasonal laborer, effective September 23, 2024.

Thank you.

Kenneth Williams
East Fishkill Highway Superintendent
KW/jl

RESOLUTION

(APPOINTING MEMBERS TO THE BOARD OF ASSESSMENT REVIEW)

WHEREAS, under the NYS Real Property Tax Law, the Town Board designates and appoints all members of the Board of Review; and

WHEREAS, said Board of Review meets during the month of May and June to review assessment complaints filed with the board; and

WHEREAS, the Town Assessor has advised that the term of Kim Simms of the Board of Assessment Review will expire on September 30, 2024; and

WHEREAS, it is the desire of the Town Board to reappoint said member;

NOW, THEREFORE, BE IT RESOLVED, that Kim Simms hereby is reappointed to the Board of Assessment Review. The term for her reappointment is from 10/01/2024 to 9/30/2029.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**

RESOLUTION-xxx/2024

(AUTHORIZE OUT OF DISTRICT WATER USERS)

WHEREAS, the Town has received water use requests from four out of district water users (6456-03-488053) for an average daily demand of 440 GPD; and

WHEREAS, the Town Engineer and Water and Sewer Department have confirmed the requested domestic water usage quantities; and

WHEREAS, the Water and Sewer Department has confirmed adequate available domestic water capacity to be supplied from the Shenandoah Water District; and

WHEREAS, the Town will need to enter into an Out-of-District Agreement that will authorize the domestic use for a quantity of water as well as a water source fee (\$11,050/BU), connection fee, out-of-district user fee adjustment (125%), and ongoing water use fees; and

WHEREAS, this is a Type II SEQR Classification and no further SEQR action is needed; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the following parcels, with the water demand and water source fees to be Out Of District Users; and

User	Water Demand	Water Source Fee
6456-03-488053	440 GPD	1 BU x \$11,050 = \$11,050

BE IT FURTHER RESOLVED, that the Town Attorney is authorized to prepare an out of district agreement with each user and the Town Supervisor is hereby authorized to enter into agreement with each request.

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

**DATED: SEPTEMBER 26, 2024
EAST FISHKILL, NY**