

**HYDE PARK TOWN BOARD  
REGULAR MEETING, PUBLIC HEARINGS, AND WORKSHOP  
MONDAY, MAY 4, 2020 AT 7:00 P.M.**

**To watch the Town Board meeting live on YouTube, please go to this link:**  
<https://www.youtube.com/channel/UCcb5NmRUM9SwOAL0vwcayrQ/live>

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ACCEPT MINUTES OF APRIL 20<sup>TH</sup>, 2020**

**PUBLIC COMMENT ON RESOLUTIONS & TOWN BUSINESS ONLY**

May be submitted via e-mail to the Town Clerk at: [dmcgrogan@hydeparkny.us](mailto:dmcgrogan@hydeparkny.us)

**PLEASE NOTE:**

The below Public Hearings will be adjourned by the Town Board without taking of Public Comment or discussion until the May 18<sup>th</sup> Town Board Meeting.

**PUBLIC HEARINGS:**

1. CONTINUATION OF THE PUBLIC HEARING FOR LOCAL LAW NO. C OF 2019 ENTITLED: "AMENDMENTS TO THE TOWN CODE AND AMENDMENT TO THE TOWN'S COMPREHENSIVE PLAN WITH REGARD TO THE CREATION OF A TOWN CORE ZONING DISTRICT"
2. ADOPTION OF PROPOSED LOCAL LAW NO. A OF THE YEAR 2020 ENTITLED: "A LOCAL LAW AMENDING THE TOWN OF HYDE PARK CODE TO AMEND THE SCHEDULE OF USE REGULATIONS, SECTION 108, ATTACHMENT 1, TO PROVIDE FOR TWO-FAMILY DWELLINGS AS A USE PERMITTED IN ALL ZONING DISTRICTS SUBJECT TO SPECIAL USE PERMIT APPROVAL AND SITE PLAN APPROVAL"

**WORKSHOP:**

1. BRIEF PRESENTATION SUMMARY OF THE REQUIREMENTS FOR THE MS4 PROGRAM
2. TOWN OF HYDE PARK FINANCIAL RESPONSE STATUS TO COVID-19 PANDEMIC

**RESOLUTIONS:**

1. AUTHORIZE TOWN OF HYDE PARK TOWN BOARD TO SCHEDULE A PUBLIC HEARING ON THE 2019-2020 MS4 PERMIT ANNUAL REPORT
2. APPROVE BUDGET REVISIONS TO THE TOWN OF HYDE PARK BUDGET FOR THE PERIOD OF APRIL 2020 BUDGET REVISIONS NUMBER 2020-04
3. AUTHORIZE TOWN OF HYDE PARK POLICE DEPARTMENT'S SUBMISSION OF THE 2020 BULLETPROOF VEST PARTNERSHIP (BJA) GRANT PROGRAM APPLICATION
4. AUTHORIZE TOWN OF HYDE PARK SUPERVISOR TO SIGN LETTER OF AGREEMENT WITH THE PBA MODIFYING THE PBA COLLECTIVE BARGAINING AGREEMENT TO INCLUDE CHART HOURS FOR THE TOWN OF HYDE PARK POLICE DRUG TASK FORCE OFFICER
5. AUTHORIZE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT; AN AGREEMENT TO GUARANTEE DECOMMISSIONING OF THE SOLAR FACILITY; AND A STORMWATER MANAGEMENT FACILITY INSPECTION AND MAINTENANCE EASEMENT AGREEMENT FOR NY SOLAR 1000, LLC RELATING TO THE PREMISES LOCATED AT 1436 ROUTE 9G, HYDE PARK, NEW YORK
6. AUTHORIZE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT; AN AGREEMENT TO GUARANTEE DECOMMISSIONING OF THE SOLAR FACILITIES; AND THE STORMWATER MANAGEMENT FACILITY INSPECTION AND MAINTENANCE EASEMENT AGREEMENTS FOR NY SOLAR 1000, LLC THE PREMISES LOCATED AT 129 & 133 CREAM STREET, HYDE PARK, NEW YORK

**NEW AND OLD BUSINESS**

**ADJOURN**

**\*A MOTION MAY BE MADE TO ENTER EXECUTIVE SESSION**

**\*AGENDA SUBJECT TO CHANGE**

**RESOLUTION 5:4 – 1 OF 2020**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO SCHEDULE A PUBLIC HEARING ON THE 2019-2020 MS4 PERMIT ANNUAL REPORT**

**WHEREAS**, the Town’s Zoning Administrator, with the assistance of the Town’s Consulting Engineer, have conducted an annual evaluation of the Town’s progress in implementing the MS4 program and have prepared an annual report for public review and comment; and

**WHEREAS**, the annual report will have been posted on the Town’s official website for at least thirty (30) days prior to the public hearing date; and

**WHEREAS**, the Town is required to conduct a public hearing on the report before submitting the same to the Department of Environmental Conservation.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby schedule a public hearing on the MS4 2019-2020 Annual Report for Monday, June 8<sup>th</sup>, 2020 at 7:05 p.m.; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to publish notice of said public hearing as required by law.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK:**

Councilman Krupnick	_____
Councilman Ray	_____
Councilman Marrine	_____
Councilman Schneider	_____
Supervisor Rohr	_____

**RESOLUTION 5:4 - 2 OF 2020**

**RESOLUTION APPROVING BUDGET REVISIONS TO THE TOWN OF HYDE PARK BUDGET FOR THE PERIOD OF APRIL 2020 BUDGET REVISIONS NUMBER 2020-04**

**WHEREAS**, the Town Comptroller recommends certain budget revisions to the Town of Hyde Park Budget based on various department requests and/or the Town Comptroller’s review and analysis of Expenditures versus Budget.

**NOW, THEREFORE, BE IT RESOLVED**, that the following itemized revisions be authorized and approved by the Town of Hyde Park Town Board for April 2020 identified as Budget Revisions Number 2020-04.

REVISION NUMBER	ACCOUNT NUMBER	ACCOUNT TITLE & EXPLANATION	INCREASE DOLLARS	DECREASE DOLLARS
<b><u>GENERAL FUND</u></b>				
<b>2020-04-01</b>	01.1110.450	Justice Ct Copier & Maintenance	631.08	
	01.1990.400	Contingency <i>- To Allocate Funds for a New Copier</i>		631.08
<b>2020-04-02</b>	01.1220.400	Supervisor Contractual Exp	81.29	
	01.1220.480	Supervisor Conferences	139.32	
	01.1990.400	Contingency <i>- To Allocate Funds for Current Deficits</i>		220.61
<b>2020-04-03</b>	01.1620.410	Town Hall supplies	1,000.00	
	01.1620.400	Town Hall Maintenance / Repairs <i>- To Allocate Funds for Anticipated Deficits</i>		1,000.00
<b>2020-04-04</b>	01.1621.440	PCF Cleaning of building	9,020.00	
	01.1990.400	Contingency <i>- To Fund COVID 19 Cleaning Through May</i>		9,020.00
<b>2020-04-05</b>	01.1670.410	Copier Supplies	2,000.00	
	01.1990.400	Contingency <i>- To Allocate Funds for Anticipated Deficits</i>		2,000.00
<b>2020-04-06</b>	01.1680.450	Computer Service Contract	684.20	
	01.1990.400	Contingency <i>- Funding to Add Publisher and Extend Memory on Server</i>		684.20
<b>REVISION NUMBER</b>	<b>ACCOUNT NUMBER</b>	<b>ACCOUNT TITLE &amp; EXPLANATION</b>	<b>INCREASE DOLLARS</b>	<b>DECREASE DOLLARS</b>

**GENERAL FUND CONT'D**

	01.1950.400	Taxes & Assessments	159.54	
	01.1990.400	Contingency		159.54
		<i>- Actual Cost of DCWWA Tax Levy Due to Govt. for Debt</i>		
<b>2020-04-08</b>	01.5132.450	Hwy Garage Contracts	270.00	
	01.1990.400	Contingency		270.00
		<i>- To Cover Fire Alarm Inspection</i>		
<b>2020-04-09</b>	01.6140.490	Beautification	1,461.82	
	01.1990.400	Contingency		1,461.82
		<i>- Additional Funding to Cover 2019 Expense and 2020 Contractual Expense</i>		
<b>2020-04-10</b>	01.8161.410	Landfill Supplies	197.65	
	01.1990.400	Contingency		197.65
		<i>- Repair of Vents at Landfill per Engineer</i>		

**CAPITAL FUNDS**  
**DINSMORE PARK**

<b>2020-04-11</b>	71.3912	CDBG Dinsmore Park	100,000.00	
	71.5030	Transfer in From Rec. Trust	10,000.00	
	71.7115.200	Dinsmore Park Construction	100,000.00	
	71.7115.440	Dinsmore Park Engineer	3,050.00	
	71.7115.450	Dinsmore Park Contractual Expense	5,000.00	
	71.7115.480	Dinsmore Park Other Expenses	1,950.00	
		<i>- To Create Budget for Dinsmore Park Basketball Court and Pickle Board Court</i>		

**SEWER DISTRICT**  
**CREATION**

<b>2020-04-12</b>	80.9909	Sewer - Use of Fund Balance	10,000.00	
	80.8130.430	Sewer - Map, Plan, and Report	10,000.00	
		<i>- To Allocate Fund Balance Toward Agreement for Delaware</i>		

**MOTION:**  
**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK**

Councilman Krupnick	_____
Councilman Ray	_____
Councilman Marrine	_____
Councilman Schneider	_____
Supervisor Rohr	_____

**RESOLUTION 5:4 - 3 OF 2020**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK POLICE DEPARTMENT'S SUBMISSION OF THE 2020 BUREAU OF JUSTICE ASSISTANCE (BJA) BULLET PROOF VEST PARTNERSHIP GRANT APPLICATION**

**WHEREAS**, the Bureau of Justice Assistance (BJA) has just announced the 2020 Bullet Proof Vest Partnership Grant application funding period; and

**WHEREAS**, the Bulletproof Vest Partnership grant funding will help pay for fifty percent of the accrued expenses of body armor for law enforcement officers which in turn helps police departments improve safety and reduce deaths and serious injuries by providing them funding in order for them to be able to afford proper fitting body armor for their officers; and

**WHEREAS**, the Town of Hyde Park Police Department is desirous of participating in the Bureau of Justice Assistance Bulletproof Vest Partnership Grant for 2020; and

**WHEREAS**, the Hyde Park Police Chief has reviewed the requirements of the grant and feels that the Town of Hyde Park Police Department meets the qualifications to apply; and

**WHEREAS**, the application for the 2020 Bulletproof Vest Partnership Grant application must be submitted no later than Monday, June 8, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby approve the Hyde Park Police Department's request to submit a grant application to participate in the 2020 Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership Grant Program.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK**

Councilman Krupnick	_____
Councilman Ray	_____
Councilman Marrine	_____
Councilman Schneider	_____
Supervisor Rohr	_____

**RESOLUTION 5:4 – 4 OF 2020**

**AUTHORIZE THE TOWN SUPERVISOR TO SIGN A LETTER OF AGREEMENT WITH THE PBA MODIFYING THE PBA COLLECTIVE BARGAINING AGREEMENT TO INCLUDE CHART HOURS FOR THE TOWN OF HYDE PARK POLICE DRUG TASK FORCE OFFICER**

**WHEREAS**, the Town of Hyde Park and the Town of Hyde Park PBA are parties to a collective bargaining agreement which covers the period of January 1, 2020 through December 31, 2023; and

**WHEREAS**, the Town has entered into an agreement with Dutchess County to fund a Drug Task Force Officer who is a member of the Town of Hyde Park Police Department covered by said collective bargaining agreement; and

**WHEREAS**, the Town and the PBA wish to modify the existing agreement in Article 17 to include Chart Hours for the Drug Task Force Officer, when one is assigned, as follows:

**Article 17 Work Schedule** -- Include the “Drug Task Force Officer, when assigned” to the list of officers who shall work the Monday through Friday with Saturday and Sunday off; and to amend the second paragraph of Article 17 to read as follows:

“An employee who is assigned to and working as the School Resource Officer, D.A.R.E. Instructor, Administrative Lieutenant, or Drug Task Force Officer (when one is assigned), shall work Monday through Friday with Saturday and Sunday off. The hours of work are as follows:

- School Resource Officer – Starting and ending time of the school day.
- D.A.R.E. Instructor – Starting and ending time of the school day.
- Lieutenant – “B” Line Tour of Duty – 7:00 a.m. to 3:00 p.m.
- Drug Task Force Officer, when assigned – DTF Hours 9:00 a.m. - 5 p.m.”

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Hyde Park does hereby authorize the Town Supervisor to sign the letter of agreement confirming the aforementioned changes with the Town of Hyde Park PBA.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK**

Councilman Krupnick \_\_\_\_\_  
Councilman Ray \_\_\_\_\_  
Councilman Marrine \_\_\_\_\_  
Councilman Schneider \_\_\_\_\_  
Supervisor Rohr \_\_\_\_\_

**RESOLUTION 5:4 - 5 OF 2020**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT; AN AGREEMENT TO GUARANTEE DECOMMISSIONING OF THE SOLAR FACILITY; AND A STORMWATER MANAGEMENT FACILITY INSPECTION AND MAINTENANCE EASEMENT AGREEMENT FOR NY SOLAR 1000, LLC RELATING TO THE PREMISES LOCATED AT 1436 ROUTE 9G, HYDE PARK, NEW YORK**

**WHEREAS**, NY Solar 1000, LLC has made an application to the Town of Hyde Park Planning Board for construction of a solar facility on the property located at 1436 Route 9G, Hyde Park, New York; an

**WHEREAS**, the said application has been approved by the Town Planning Board conditioned upon the execution and filing of a Payment in Lieu of Taxes (PILOT) Agreement; an Agreement to Guarantee Decommissioning of the Solar Facility; and an Agreement for the Stormwater Management Facility Inspection and Maintenance Easement; and

**WHEREAS**, the Applicant has submitted a proposed Payment in Lieu of Taxes (PILOT) Agreement; an Agreement to Guarantee Decommissioning of the Solar Facility; and an agreement for the Stormwater Management Facility Inspection and Maintenance Easement which have been reviewed and approved by the Town's Zoning Administrator and the Town's Engineer; and

**WHEREAS**, the Town's Assessor has approved the Payment in Lieu of Taxes Agreement; and

**WHEREAS**, all Agreements have been reviewed, and approved, by the Attorney to the Town.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is hereby authorized to execute, on behalf of the Town, the Payment in Lieu of Taxes (PILOT) Agreement; an Agreement to Guarantee Decommissioning of the Solar Facility; and the Stormwater Management Facility Inspection and Maintenance Easement Agreement for the aforesaid project in the same, or substantially similar form, as those documents that were submitted to the Town Board for their review and approval.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK**

Councilman Krupnick \_\_\_\_\_  
Councilman Ray \_\_\_\_\_  
Councilman Marrine \_\_\_\_\_  
Councilman Schneider \_\_\_\_\_  
Supervisor Rohr \_\_\_\_\_

**RESOLUTION 5:4 - 6 OF 2020**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT; AN AGREEMENT TO GUARANTEE DECOMMISSIONING OF THE SOLAR FACILITIES; AND THE STORMWATER MANAGEMENT FACILITY INSPECTION AND MAINTENANCE EASEMENT AGREEMENTS FOR NY 1000, LLC FOR THE PREMISES LOCATED AT 129 AND 133 CREAM STREET, HYDE PARK, NEW YORK**

**WHEREAS**, NY Solar 1000, LLC has submitted applications for solar facilities located at 129 and 133 Cream Street, Hyde Park, New York; and

**WHEREAS**, the property on which the facilities are located are owned by NY 1000, LLC and the facilities will be operated by Equine 129, LLC and Cattle 133, LLC; and

**WHEREAS**, the said application has been approved by the Town Planning Board conditioned upon the execution and filing of a Payment in Lieu of Taxes (PILOT) Agreement; an Agreement to Guarantee Decommissioning of the Solar Facilities; and Stormwater Management Facility Inspection and Maintenance Easement Agreements for both Equine 129, LLC and Cattle 133, LLC; and

**WHEREAS**, the Applicant has submitted a proposed Payment in Lieu of Taxes (PILOT) Agreement and an Agreement to Guarantee Decommissioning of the Solar Facilities; and Stormwater Facility Inspection and Maintenance Easement Agreements which have been reviewed and approved by the Town's Zoning Administrator and the Town's Engineer; and

**WHEREAS**, the Town's Assessor has approved the Payment in Lieu of Taxes Agreement; and

**WHEREAS**, all Agreements have been reviewed, and approved, by the Attorney to the Town.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is hereby authorized to execute, on behalf of the Town, the Payment in Lieu of Taxes Agreement; an Agreement to Guarantee Decommissioning of the Solar Facilities; and both Stormwater Management Facility Inspection and Maintenance Easement Agreements for Equine 129, LLC and Cattle 133, LLC; for the aforesaid projects in the same, or substantially similar form, as those documents that were submitted to the Town Board for their review and approval.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE BY TOWN CLERK**

Councilman Krupnick	_____
Councilman Ray	_____
Councilman Marrine	_____
Councilman Schneider	_____
Supervisor Rohr	_____