

MINUTES OF THE SPECIAL MEETING OF THE HYDE PARK TOWN BOARD,  
4383 ALBANY POST ROAD, HYDE PARK, NEW YORK, 12538, HELD VIA ZOOM  
AND LIVE-STREAMED ON YOUTUBE ON MAY 24, 2021 AT 6:00 PM

PRESENT:

SUPERVISOR AILEEN ROHR  
COUNCILMAN NEIL KRUPNICK  
COUNCILMAN DAVID RAY  
COUNCILMAN KENNETH SCHNEIDER  
COUNCILMAN STEPHEN WOODCOCK  
TOWN CLERK DONNA MCGROGAN

ABSENT:

ATTORNEY TO THE TOWN WARREN REPLANSKY

Supervisor Rohr called the meeting to order with the Pledge of Allegiance to the flag.

PUBLIC COMMENT ON RESOLUTIONS ONLY: None

**RESOLUTION 5:24 – 1 OF 2021**

**RESOLUTION ORDERING REMOVAL OF STRUCTURES OWNED BY ADAM H. KRUKOWSKI AND THE LATE ALICE KRUKOWSKI PURSUANT TO §40-9 OF THE TOWN CODE**

**WHEREAS**, Richard Longendyke, Deputy Building Inspector of the Town of Hyde Park, filed a report in writing with the Town Board, on or about March 10, 2021 containing his findings and recommendations concerning certain structures situated on the premises located at 563 N. Quaker Lane, Hyde Park New York, Tax Map No. 6266-19-654134 owned by Adam H. Krukowski and the late Alice Krukowski, in which said Deputy Building Inspector stated his opinion that the structures are unsafe and present a danger to the health, safety and welfare of the public and that the property owner should be ordered to repair and/or remove these structures in accordance with the requirements of §40-9 of the Town Code; and

**WHEREAS**, the Hyde Park Town Board, after reviewing said report, and after hearing the Zoning Enforcement Officer with regard thereto at a meeting of the Town Board held on May 3, 2021, and having duly deliberated upon the same and having determined that said report warrants the repair and/or removal of said structures in accordance with the requirements of §40-9 of the Town Code, Ordered

- (a) That notice be given to Adam H. Krukowski and the late Alice Krukowski, the reputed owner of the property and the structures which are located thereon at 563 N. Quaker Lane, in the Town of Hyde Park, in the form required by §40-9 of the Town Code;
- (b) That said notice be served on the said property owners, in the manner required by §40-9(E) of the Town Code;
- (c) That said notice ordered the repair or the demolition and removal of the said structures on the said property from the premises be commenced within thirty (30) days of service of said notice and to be completed within sixty (60) days thereafter;

- (d) That a public hearing be scheduled on May 3, 2021 at 6:05 p.m. at the Town of Hyde Park Town Hall, located 4383 Albany Post Road, Hyde Park, New York; and
- (e) That the Attorney to the Town and Deputy Building Inspector prepare said notices of said public hearing and arrange for service of the same, in accordance with the requirements of §40-9(E) of the Town Code; and
- (f) Directed the Town Clerk to file a copy of the Notice served as provided herein in the office of the Dutchess County Clerk and the Town Clerk; and

**WHEREAS**, the Town Board had received confirmation that the said notices were duly served on the said property owners as required by §40-9(E) of the Town Code; and

**WHEREAS**, the Town Board opened the public hearing on May 3, 2021 at 6:05 p.m. pursuant to said notice and closed the public hearing on said date.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board, after hearing testimony at the said public hearing and after reviewing all of the documentation associated with said violation, determines that said premises are in such condition that it is accessible to, and an object of attraction to minors under the age of 18, as well as to vagrants and other trespassers and is or may become a place of rodent infestation, and presents a danger to the health, safety, morals, and general welfare of the public and is unfit for the purpose for which it may lawfully be used; and

**BE IT FURTHER RESOLVED**, that the employees or officers of the Town of Hyde Park and/or a private contractor retained by the Town, are hereby authorized to enter onto said property and to bring the property into compliance with the standards of §40-9 of the Town Code by removal and demolition of any such structures and/or buildings and structures on the said properties; and

**BE IT FURTHER RESOLVED**, that all expenses incurred by the Town in connection with the proceedings to demolish and remove the unsafe building and/or structures shall be assessed against the land on which such building is located and shall be levied and collected in the same manner as provided in Article 15 of the Town Law for the levy or collection of a special *ad valorem* levy; and

**BE IT FURTHER RESOLVED**, that a copy of this Order shall be served upon said property owner in the manner required by §40-9(E) of the Town Code and posted upon the premises and this Order shall be filed in the office of the Dutchess County Clerk and the Town Clerk.

MOTION: Councilman Krupnick  
 SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

**RESOLUTION 5:24 – 2 OF 2021**

**RESOLUTION ACKNOWLEDGING THE RESIGNATION OF DAVID MCNARY AS A MEMBER OF THE TOWN OF HYDE PARK CONSERVATION ADVISORY COUNCIL AND THE CLIMATE SMART COMMUNITIES TASK FORCE**

**BE IT RESOLVED**, that the Town Board of the Town of Hyde Park does hereby acknowledge the resignation of David McNary as a member of the Hyde Park Conservation Advisory Council and the Climate Smart Communities Task Force effective May 18, 2021; and

**BE IT FURTHER RESOLVED** that the Town Board of the Town of Hyde Park wants to thank David McNary for his past service as a member of said council and committee.

MOTION: Councilman Ray  
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 5  
ALL OPPOSED 0 CARRIED

**RESOLUTION 5:24 – 3 OF 2021**

**RESOLUTION ACKNOWLEDGING THE RESIGNATION OF HERBERT SWEET AS A MEMBER OF THE HYDE PARK ZONING BOARD OF APPEALS**

**BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby acknowledge the resignation of Herbert Sweet as a member of the Town of Hyde Park Zoning Board of Appeals effective May 19, 2021; and

**BE IT FURTHER RESOLVED**, that the Town of Hyde Park Town Board wishes to thank Herbert Sweet for his many years of devoted service to the Town and especially as a member of the Town of Hyde Park Zoning Board of Appeals.

MOTION: Councilman Woodcock  
SECOND: Councilman Schneider

VOICE VOTE:

ALL IN FAVOR 5  
ALL OPPOSED 0 CARRIED

**RESOLUTION 5:24 – 4 OF 2020**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO DESIGNATE DAVID MCNARY AS THE CHAIRMAN OF THE TOWN OF HYDE PARK ZONING BOARD OF APPEALS FOR THE REMAINDER OF 2021**

**WHEREAS**, current Zoning Board of Appeals member and chairman submitted his resignation effective May 18, 2021.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby designate David McNary as the new Chairman of the Town of Hyde Park Zoning Board of Appeals for the remainder of 2021.

MOTION: Councilman Schneider  
SECOND: Councilman Woodcock

VOICE VOTE:

ALL IN FAVOR 5  
ALL OPPOSED 0 CARRIED

**RESOLUTION 5:24 – 5 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A PERMANENT EASEMENT AND MAINTENANCE AGREEMENT FOR STORMWATER DRAINAGE FOR THE NORRIE PARK ESTATES SUBDIVISION**

**WHEREAS**, RJA Holdings Inc. (“RJA”) is fee owner of a certain parcel of real property in the Town of Hyde Park, County of Dutchess, State of New York, known as 4 Enderkill Drive, Hyde Park, New York, Tax Grid No. 6066-02-951981, and shown as Lot 1 on Filed Map 12393 which was filed in the Office of the Dutchess County Clerk on June 4, 2012 (hereinafter described as the “Property”); and

**WHEREAS**, RJA previously granted to the Town of Hyde Park a Permanent Easement for Drainage Purposes, dated March 23, 2012, filed with the Dutchess County Clerk’s Office on July 10, 2012, as Document No. 02-2012-2991 (the “Original Easement”), wherein the Town was given a permanent easement and right-of-way over a portion of the Property for the purposes of construction and maintenance of laying, constructing, installing, operating, clearing, cleaning, maintaining, repairing, altering, expanding, replacing and inspecting a drainage system, including lines, pipes, culverts, catch basins, ditches and appurtenances, or a combination thereof, for the purpose of conveying, diverting, and discharging stormwater runoff in, on, over, under, across and through the permanent easement areas; and

**WHEREAS**, RJA has received resubdivision approval from the Town of Hyde Park Planning Board to amend Lot 1, as shown on the plat entitled, “Norrie Park Estates, Revision to FM 12392” prepared by Day & Stokosa Engineering P.C., dated March 24, 2021, last revised April 20, 2021 (the “Subdivision Plat”), which will be filed in the Dutchess County Clerk’s Office simultaneously with the filing of the Easement Agreement, and which modifies the location of the drainage easement to the Town; and

**WHEREAS**, RJA has prepared a Permanent Easement and Maintenance Agreement for Stormwater Drainage, which, in relevant part, terminates the original easement and substitutes a new easement, as approved by the Planning Board by Resolution No. 2021-17 dated May 5, 2021; and

**WHEREAS**, the proposed Agreement has been reviewed by the Town Engineer and the Attorney to the Town and has been determined to be acceptable in form and content.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is hereby authorized to execute the Permanent Easement and Maintenance Agreement for Stormwater Drainage and any other document that may be required to facilitate the filing of the same in the Dutchess County Clerk’s Office in the same, or substantially similar, form as submitted to the Town Board.

MOTION: Councilman Krupnick

SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 5

ALL OPPOSED 0

CARRIED

**RESOLUTION 5:24 – 6 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE AN AGREEMENT AMONG THE COUNTY OF DUTCHESS, CITY OF BEACON, CITY OF POUGHKEEPSIE, TOWN OF POUGHKEEPSIE, TOWN OF EAST FISHKILL AND TOWN OF HYDE PARK CONCERNING THE TOWN'S PARTICIPATION IN THE DUTCHESS COUNTY DRUG ENFORCEMENT TASK FORCE**

**WHEREAS**, Dutchess County has implemented a Municipal Consolidation and Shared Services Grant Program through the Department of Planning and Development; and

**WHEREAS**, an application has been made to the Municipal Consolidation and Shared Services Grant Program, which has been approved by the County, concerning the continuation of the existence of the Drug Enforcement Task Force which was organized under the direction of the District Attorney; and

**WHEREAS**, the Town of Hyde Park is currently participating in this program and desires to extend the Town's participation in said program; and

**WHEREAS**, the County of Dutchess has supplied an Agreement which provides that the term of said Agreement shall be effective January 1, 2021 and terminate on December 31, 2021; and

**WHEREAS**, the terms of the Agreement have been reviewed by the Town's Comptroller, the Hyde Park Chief of Police, and the Attorney to the Town and have been found to be acceptable.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute the Agreement which provides for the Town's participation in the Dutchess County Drug Enforcement Task Force according to the terms and conditions as set forth in the Agreement.

VOICE VOTE:

ALL IN FAVOR      5  
ALL OPPOSED      0                      CARRIED

**RESOLUTION 5:24 – 7 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPROVE A TEMPORARY INCREASE IN THE NUMBER OF VEHICLES MAINTAINED BY THE TOWN OF HYDE PARK POLICE DEPARTMENT'S FLEET**

**WHEREAS**, the current number of vehicles maintained in the Town of Hyde Park Police Department's fleet is capped out at a maximum of twelve vehicles; and

**WHEREAS**, the Hyde Park Police Department was authorized by Resolution 1:25 – 20 of 2021 to purchase an additional new vehicle to replace an older vehicle for said fleet; and

**WHEREAS**, it was mutually agreed by the Town's Chief of Police, Town Supervisor, and Town Comptroller to maintain this older vehicle as a temporary spare until such time another new vehicle can be purchased in 2022; and

**WHEREAS**, the keeping of this spare vehicle will temporarily bring the total fleet to thirteen until said new vehicle is purchased and the current spare vehicle can be sold at auction; and

**WHEREAS**, when said spare is sold at auction it will then reduce the fleet back to the maximum cap of twelve vehicles.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby authorize a temporary increase in the Town of Hyde Park Police Fleet from twelve vehicles to thirteen vehicles until such time when the next vehicle can be purchased, and the current spare vehicle can be sold at auction and reduce said fleet back to its maximum cap of twelve vehicles.

MOTION: Councilman Woodcock

SECOND: Councilman Schneider

VOICE VOTE:

ALL IN FAVOR     5  
ALL OPPOSED     0                   CARRIED

#### **RESOLUTION 5:24 – 8 OF 2021**

#### **RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE NUNC PRO TUNC AN ADDITIONAL LEASE AGREEMENT TO INCREASE THE TOWN'S CURRENT LEASE AGREEMENT WITH NEW YORK COMMUNICATIONS COMPANY, INC. (NYCOMCO) FOR ADDITIONAL RADIOS/EQUIPMENT FOR THE TOWN OF HYDE PARK POLICE FLEET**

**WHEREAS**, the Hyde Park Police Department was authorized by Resolution 1:25 – 20 of 2021 to purchase a new vehicle for their police fleet; and

**WHEREAS**, this new vehicle will need to be equipped with new radios/equipment; and

**WHEREAS**, this additional lease will also include an additional portable radio for dispatch; and

**WHEREAS**, the Police Chief has received a quote from New York Communications Company, Inc. (NYCOMCO) for an additional lease agreement to increase the Town's current radio/equipment lease agreement to include these new radios/equipment for \$142 a month; and

**WHEREAS**, the need for these radios/equipment has been deemed necessary and approved by the Town Supervisor and Town Comptroller; and

**WHEREAS**, this additional lease agreement needed to be executed before the next available Town Board Meeting.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute Nunc Pro Tunc an additional lease agreement to increase the Town's current lease agreement with New York Communications Company, Inc. (NYCOMCO) for additional radios/equipment for the Town of Hyde Park Police Fleet not to exceed \$142 a month.

MOTION: Councilman Schneider

SECOND: Councilman Woodcock

VOICE VOTE:

ALL IN FAVOR 5  
ALL OPPOSED 0 CARRIED

**RESOLUTION 5:24 – 9 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AMEND RESOLUTION 5:17 - 11 OF 2021 AUTHORIZING THE RELEASE OF THE BALANCE OF ESCROW FOR THE ATTORNEY TO THE TOWN OF HYDE PARK TO REFLECT A CHANGE IN THE AMOUNT OF ESCROW TO BE RELEASED**

**WHEREAS**, Resolution 5:17 – 11 of 2021 authorized the release of the balance of escrow for the Attorney to the Town of Hyde Park for the Athanas West Solar Project; and

**WHEREAS**, it was stated in this resolution that the amount to be released back to the applicant would be \$548.50; and

**WHEREAS**, the amount listed to be released should in fact have been \$4,000.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby amend Resolution 5:17 -11 of 2021 to reflect a change in the balance of escrow listed to be released from \$548.50 to \$4,000; and

**BE IT FURTHER RESOLVED**, that the Town Board, Town Comptroller, and all other personnel of the Town of Hyde Park who are in charge of the administration of this escrow account are hereby authorized to acknowledge as stated, the change in the amount of escrow to be released in regard to said project.

MOTION: Councilman Krupnick  
SECOND: Councilman Ray

V VOICE VOTE:

ALL IN FAVOR 5  
ALL OPPOSED 0 CARRIED

**RESOLUTION 5:24 – 10 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO CREATE AN ADDITIONAL HEAVY MOTOR EQUIPMENT OPERATOR POSITION FOR THE TOWN OF HYDE PARK HIGHWAY DEPARTMENT AND APPOINT CHRIS RUESSELER TO SAID POSITION**

**WHEREAS**, the recently negotiated CSEA Highway Unit Collective Bargaining Agreement for the Town of Hyde Park Highway Unit stipulated that effective May 1<sup>st</sup>, 2021 the Town must take a current Mechanical Equipment Operator position and make said position an additional Heavy Motor Equipment Operator position; and

**WHEREAS**, the Town of Hyde Park Highway Superintendent would like to appoint Chris Ruesseler to this newly created additional HMEO position.

**NOW THEREFORE BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby create the additional position of Heavy Motor Equipment Operator for the Town of Hyde Park Highway Department as of May 1, 2021

according to the stipulations in the 2021 CSEA Highway Unit Collective Bargaining Agreement; and

**BE IT FURTHER RESOLVED**, that the Town Board does also hereby appoint Chris Ruessler to said position effective May 1, 2021 and authorizes his hourly rate of \$31.30 which is to be paid retroactive to May 1, 2021 as established by the 2021 CSEA Highway Unit Collective Bargaining Agreement; and

**BE IT FURTHER RESOLVED**, that said appointment is subject to a probationary period as set forth in the Civil Service Law of the State of New York and shall be subject to all Civil Service Law Rules and Regulations; and

**BE IT FURTHER RESOLVED**, that the Town of Hyde Park Town Board does also hereby authorize the Town Supervisor to execute any and all documents required by the Dutchess County Department of Human Resources to create said position to effectuate this appointment.

MOTION: Councilman Ray  
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR     5  
ALL OPPOSED     0                   CARRIED

**RESOLUTION 5:24 – 11 OF 2021**

**RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO WAIVE THE RESTRICTIONS OF CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY IN THE TOWN OF HYDE PARK ACCORDING TO CHAPTER 35 OF THE TOWN CODE TO ALLOW FOR ALCOHOL BEVERAGES TO BE CONSUMED AT THE TOWN OF HYDE PARK HACKETT HILL PARK AS REQUESTED BY DIANA DOMINGUEZ FOR THEIR BIRTHDAY PARTY TO BE HELD ON JUNE 26, 2021**

**WHEREAS**, Diana Dominguez has requested that the Town Board waive the provisions of Chapter 35, Article 1, entitled “Public Consumption” of the Code of the Town of Hyde Park for their birthday party to be held at Hackett Hill Park on June 26, 2021; and

**WHEREAS**, Section 35-4 of the Code of the Town of Hyde Park provides that the provisions of Chapter 35, Article 1 shall not apply in the event of a fair, picnic, or other community gathering for which special permission has been granted by the Town Board.

**NOW THEREFORE, BE IT RESOLVED**, that the Town of Hyde Park Town Board does hereby waive the provisions of Chapter 35, Article 1 of the Code of the Town of Hyde Park restricting the consumption of alcoholic beverages on public grounds within the Town of Hyde Park and grants special permission to Diana Dominguez to allow for alcoholic beverages to be consumed at their birthday party at Hackett Hill Park on June 26, 2021.

MOTION: Councilman Woodcock  
SECOND: Councilman Schneider

VOICE VOTE:

ALL IN FAVOR     5  
ALL OPPOSED     0                   CARRIED



NEW AND OLD BUSINESS:

Supervisor Rohr thanked Boy Scout Troop 37 for their work in planting flowers at the Veteran's Memorial at Town Hall.

There will be Memorial Day services; but no typical parade.

Town Hall is officially open to the public. Visitors must wear masks.

MOTION: Councilman Schneider

SECOND: Councilman Ray

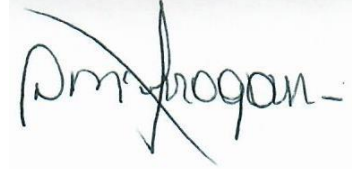
To adjourn.

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

The meeting adjourned at 6:10 pm.

Respectfully submitted,

A handwritten signature in black ink that reads "Donna McGrogan". The signature is written in a cursive style with a long, sweeping underline.

Donna McGrogan,  
Town Clerk