

MINUTES OF THE REGULAR MEETING AND WORKSHOP OF THE HYDE PARK TOWN BOARD, HELD AT TOWN HALL, 4383 ALBANY POST ROAD, HYDE PARK, NEW YORK, 12538, ON MONDAY, JULY 19, 2021 AT 6:00 PM

PRESENT:

SUPERVISOR AILEEN ROHR
COUNCILMAN NEIL KRUPNICK
COUNCILMAN DAVID RAY
COUNCILMAN STEPHEN WOODCOCK
FIRST DEPUTY TOWN CLERK LISA GIBSON
ATTORNEY TO THE TOWN WARREN REPLANSKY

ABSENT:

COUNCILMAN KENNETH SCHNEIDER
TOWN CLERK DONNA McGROGAN

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

MOTION: Councilman Krupnick
SECOND: Councilman Ray

That the minutes of the June 7th, June 21st, and June 28th Town Board meetings, as submitted by the Town Clerk, be approved.

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

PUBLIC COMMENTS: NONE

WORKSHOP:

Presentation of 2020 Audit by PKF O'Connor Davies

MOTION: Councilman Krupnick
SECOND: Councilman Ray

To add Resolution 7:19 – 16 of 2021 entitled “RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A RETAINER AGREEMENT WITH THE ASSESSMENT FIRM OF R.P. HUBBELL & COMPANY, INC. TO PROVIDE CONSULTING SERVICES WITH REGARD TO THE TAX CERTIORARI PROCEEDING *RIVER RIDGE v. TOWN OF HYDE PARK*” to the agenda.

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 1 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT AND RECOGNIZE THE FINANCIAL REPORTS AND THE REPORT ON COMMUNICATION OF INTERNAL CONTROL MATTERS AS PREPARED AND IDENTIFIED IN THE TOWN OF HYDE PARK'S INDEPENDENT AUDIT BY PKF O'CONNOR DAVIES FOR BOTH THE TOWN OF HYDE PARK

AND THE TOWN'S JUSTICE COURT FOR FISCAL YEAR 2020

WHEREAS, the Town of Hyde Park Town Board retained the services of the accounting firm PKF O'Connor Davies to perform an audit of the Town's finances as well as those for the Town's Justice Court for the Fiscal Year ending December 31, 2020; and

WHEREAS, the Town Board has received and reviewed the said Auditors' Report and the Town of Hyde Park Financial Statements and Supplementary Information for both the Town of Hyde Park and the Town's Justice Court, for fiscal year ending December 31, 2020; and

WHEREAS, the 2020 Audit Report for both the Town of Hyde Park and the Town's Justice Court, will be available for public review at the office of the Town Clerk and on the Town's website.

NOW, THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby accept for the Town of Hyde Park and the Town's Justice Court, the Independent Auditors' Reports prepared by PKF O'Connor Davies for the Fiscal Year ending December 31, 2020.

MOTION: Councilman Krupnick
 SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
 ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 2 OF 2021

RESOLUTION APPROVING BUDGET REVISIONS TO THE TOWN OF HYDE PARK BUDGET FOR THE PERIOD OF JUNE 2021 BUDGET REVISIONS NUMBER 2021-06

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 June 2021 identified as Budget Revisions Number 2021-06.

REVISION NUMBER	ACCOUNT NUMBER	ACCOUNT TITLE & EXPLANATION	INCREASE DOLLARS	DECREASE DOLLARS
<u>GENERAL FUND</u>				
#2021-06-01	01.1010.470	Video Upgrade	25,000.00	
	01.1170	Cablevision Franchise Fees	25,000.00	
		<i>- To Purchase Equipment for Upgrade of the Media System</i>		
	01.1220.400	Supervisor Contractual Expense	105.00	
	01.1410.491	Codes Publication	300.00	
	01.1670.410	Copier Supplies	322.00	
	01.1620.400	Building Maintenance		727.00
		<i>- To Fund Deficits</i>		

01.1420.440	Legal, Labor Counsel	1,149.00	
01.1420.491	Legal, Tax Certiorari Counsel	648.00	
01.3120.440	Police, Legal Matters	1,462.00	
01.1990.400	Contingency		3,259.00
	- To Fund Use of Legal Counsel		

01.1430.107	Personnel, Other	772.00	
01.1430.110	Personnel, FT Account Clerk		772.00
	- Payout of Earned Time to Employee Separated from Service		

01.3120.200	Police Equipment, Vests	1,500.00	
01.3120.230	Police Equipment, Other		1,500.00
	-To Correct May Budget Revision		

REVISION NUMBER	ACCOUNT NUMBER	ACCOUNT TITLE & EXPLANATION	INCREASE DOLLARS	DECREASE DOLLARS
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GENERAL FUND CONT'D

01.5132.400	Highway Garage Repairs Hackett Program Building	10,000.00	
01.7111.220	Improvements		10,000.00
	- Repair of Overhead Doors, Generator, and Oil Leak		

01.7020.112	Recreation Part-Time Staff	3,000.00	
01.7111.440	Alarm Rental / Repair	840.00	
01.7140.100	Camp Staff		3,000.00
01.7111.400	Hackett Hill Repairs		840.00
	- Additional Funding for Software Training		

01.7114.250	Greentree Park Improvements	343.00	
01.7114.400	Greentree Park Supplies		343.00
	- Purchase of Border for Playground		

01.7270.490	Band Concerts Miscellaneous Expense	5.00	
01.7550.410	Celebrations Supplies	37.00	
01.7551.450	Community Event Rental	150.00	
01.7989.400	Tag Sale		192.00
	- To Fund Deficits		

HIGHWAY FUND

05.5110.103	Maint. of Roads, Overtime	4,000.00	
	Maint. of Roads, Compensation		
05.5110.107	Absences	2,891.00	
05.5110.116	Maint. of Roads, Seasonal		2,570.00
	Maint. of Roads, Health Insurance		
05.5110.118	Buyout		648.00
05.5110.121	Maint. of Roads, Shift Differential	2,226.00	
05.5142.103	Snow, Overtime		6,891.00
05.5142.121	Snow, Shift Differential		2,226.00
05.5142.116	Snow, Seasonal	2,570.00	
05.5142.118	Snow, Health Insurance Buyout	648.00	
	- To Reallocate Staff Wages Between Budget Accounts		

05.5110.490	Workplace Testing	70.00	
05.5110.491	Uniforms		70.00
	-To Fund Deficit		

REVISION NUMBER	ACCOUNT NUMBER	ACCOUNT TITLE & EXPLANATION	INCREASE DOLLARS	DECREASE DOLLARS
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HIGHWAY FUND CONT'D

	05.5120.400	Maint. Of Bridges	163.00	
	05.5110.410	Maint. of Roads Materials		163.00
		<i>-To Fund Repair of South Drive Bridge and Dock Street Bridge</i>		

CAPITAL PROJECTS

Town Hall Addition

	44.2705	Gifts and Donations	1,052,500.00	
	44.5031	Interfund Transfers	947,500.00	
	44.1440.200	Engineer	181,500.00	
	44.1620.200	Construction	1,803,500.00	
	44.1620.480	Miscellaneous	15,000.00	
		<i>- Create Capital Project for Town Hall Addition</i>		

MOTION: Councilman Ray
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 3 OF 2021

RESOLUTION AUTHORIZING TOWN OF HYDE PARK DEPUTY ASSESSOR, MAUREEN GILMARTIN TO COMPLETE NUNC PRO TUNC THE NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE ON-LINE FUNDAMENTALS OF DATA COLLECTION COURSE JULY 12TH THRU AUGUST 6TH, 2021

WHEREAS, the Town of Hyde Park Deputy Supervisor, Maureen Gilmartin has requested approval to complete the New York State Department of Taxation and Finance On-Line Fundamentals of Data Collection Course July 12th thru August 6th, 2021; and

WHEREAS, the Town Board deems it appropriate and beneficial for Deputy Town Assessor, Maureen Gilmartin to complete this on-line course; and

WHEREAS, there was no set fee associated with the completion of this on-line course; and

WHEREAS, the start date for said course was prior to the next available Town Board Meeting in which approval could be obtained.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board hereby authorizes Deputy Town Assessor, Maureen Gilmartin to complete Nunc Pro Tunc the New York State Department of Taxation and Finance On-Line Fundamentals of Data Collection July 12th thru August 6th, 2021.

MOTION: Councilman Woodcock

SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 4 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPROVE THE EMERGENCY REPAIR OF THE GENERATOR AT THE TOWN OF HYDE PARK HIGHWAY DEPARTMENT

WHEREAS, H. A. Schreck the contractor who services the Town’s generators, recommended that the Town of Hyde Park Highway’s generator was in need of repair as soon as possible since the radiator of said generator had outlived its useful life; and

WHEREAS, H. A. Schreck presented to the Town a quote in the amount of \$4,914.53 to repair said generator; and

WHEREAS, the Town’s Procurement Policy states that if a service is to cost more than \$3,000, three written proposals are required after obtaining Town Board approval; and

WHEREAS, both the Town Supervisor and Town Comptroller are in agreement that said repairs need to be done as soon as possible and find H. A. Schreck’s quote to be reasonable and acceptable; and

WHEREAS, it would be in the best interest of the Town to override the Town’s Procurement Policy in this instance and accept the proposal of H.A. Schreck since time is of the essence for the repairs of the Hyde Park Highway generator.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby override the Town’s Procurement Policy by accepting the proposal of H. A. Schreck and also authorizes them to perform the necessary emergency repairs of the generator at the Hyde Park Highway Department for an amount not to exceed \$5,000 unless authorized by the Town Engineer.

MOTION: Councilman Krupnick

SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 5 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ESTABLISH THE 2021 CHRISTMAS HOLIDAY FOR THE CSEA TOWN HALL UNIT AND NON-UNION PERSONNEL

WHEREAS, Resolution 1:4-2 of 2021 established the 2021 Holiday Schedule to be observed for the CSEA Town Hall Unit and Non-Union Personnel; and

WHEREAS, the current CSEA Town Hall Unit Collective Bargaining Agreement states that for holidays that fall on a Saturday and the preceding

Friday is already observed as a holiday then the Town shall designate an alternate date; and

WHEREAS, in 2021 Christmas falls on a Saturday and Friday is already being observed as the holiday for Christmas Eve.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby establish that the 2021 Christmas holiday for the Town of Hyde Park CSEA Town Hall Unit Personnel and Town Non-Union Personnel shall be observed on Monday, December 27, 2021; and

BE IT FURTHER RESOLVED that the Town of Hyde Park Police Department shall observe the Christmas holiday on the actual day and the Town of Hyde Park Highway Unit shall observe it according to their CSEA Bargaining Agreement.

MOTION: Councilman Ray
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR	4	
ALL OPPOSED	0	CARRIED

RESOLUTION 7:19 – 6 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO WRITE A LETTER OF SUPPORT FOR THE FRIENDS OF MILLS MANSION IN THEIR QUEST TO SEEK NEW YORK STATE GRANT FUNDING THROUGH THE CONSOLIDATED FUNDING APPLICATION FOR KITCHEN TILE MATERIALS AND REPAIRS FOR THE KITCHEN AT THE HISTORICAL MILLS MANSION IN STAATSBURG

WHEREAS, the Friends of Mills Mansion, the support group for the Staatsburg State Historic Site known as Mills Mansion, is seeking grant funding from New York State through the Consolidated Funding Application under the Historic Preservation Category to purchase materials and pay for repairs to restore the beautiful tile work in the kitchen at the historical Mills Mansion in Staatsburg; and

WHEREAS, said application requires a letter of support from the municipality of where said historical site resides; and

WHEREAS, the Town of Hyde Park would like to support the Friends of Mills Mansion once again as they embark on another wonderful endeavor to restore and beautify one of the area's most beautiful historical sites.

NOW, THEREFORE, BE IT RESOLVED, the town of Hyde Park Town Board does hereby authorize the Town Supervisor to submit a letter of support for the Friends of Mills Mansion's Consolidated Funding Application for grant funding to help cover the costs of materials and repairs to the kitchen tile at the historical Mills Mansion in Staatsburg.

MOTION: Councilman Woodcock
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR	4	
ALL OPPOSED	0	CARRIED

RESOLUTION 7:19 – 7 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT THE GOVERNOR’S TRAFFIC SAFETY COMMITTEE GRANT AWARD FOR 2021-2022 FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT

WHEREAS, the Governor’s Traffic Safety Committee (GTSC) coordinates statewide traffic safety activities; and

WHEREAS, the GTSC Grant Program provides funds for projects to improve highway safety and reduce deaths and serious injuries due to motor vehicle accidents. This program was previously administered through Dutchess County; and

WHEREAS, the Town of Hyde Park Police Department was authorized to submit a formal application by Resolution 4:5 - 10 of 2021 for said grant; and

WHEREAS, the Town of Hyde Park Police Department has been awarded this grant funding for 2021 - 2022 in the amount of \$5,040 as specified in the letter received July 8, 2021 from the New York State Traffic Safety Committee’s Assistant Commissioner Charles R. DeWeese. The Funding received from GTSC will be used for Selective Traffic Enforcement (STEP) and occupant restraint enforcement (Buckle Up New York).

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby approve the Town of Hyde Park Police Department’s acceptance of this funding in the amount of \$5,040 and their participation in the Governor’s Traffic Safety Committee Grant Program for 2021 – 2022; and

BE IT FURTHER RESOLVED, that the Town Board does also hereby authorize the Town Supervisor to execute any and all documentation in regard to said grant.

MOTION: Councilman Krupnick
SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 8 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT DONATIONS FROM THE HYDE PARK LIONS CLUB, RHINEBECK SAVINGS BANK, AND RONDOUT SAVINGS BANK TO BE UTILIZED FOR THE TOWN OF HYDE PARK RECREATION’S 2021 “MUSIC IN THE PARKS” SERIES

BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby accept donations in the amount of \$200.00 from the Hyde Park Lions Club, \$2,000.00 from Rhinebeck Savings Bank, and \$1,500.00 from Rondout Savings Bank to be utilized by the Town of Hyde Park Recreation Department to offset the Town’s expenses for their 2021 “Music in the Parks” series; and

BE IT FURTHER RESOLVED, that the Town of Hyde Park Town Board wishes to extend its appreciation and thank The Hyde Park Lions Club, Rhinebeck Savings Bank, and Rondout Savings Bank for their generous donations.

MOTION: Councilman Ray
 SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
 ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 9 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO REVISE THE WAGE RATES FOR 2021 FOR THE TOWN OF HYDE PARK RECREATION’S SEASONAL EMPLOYEES

WHEREAS, the Wage Rates were revised for 2021 by Resolution 4:19 – 14 of 2021; and

WHEREAS, it needs to be revised a second time to reflect the change in the Wage Rate for the Aquatics Director from \$15 - \$17 an hour to \$15 - \$18 an hour as presented by the Town of Hyde Park’s Recreation Director on Friday, June 15, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby revise Recreation’s Seasonal Employee Wage Rates and Compensation to reflect the Wage Rate change for the Town of Hyde Park Recreation’s Aquatics Director from \$15 - \$17 an hour to \$15 - \$18 an hour as presented by the Town of Hyde Park’s Recreation Director; and

BE IT FURTHER RESOLVED, that the said new Wage Rate for the Aquatics Director is reflected in the table below and is effective as of June 19, 2021.

POSITION	WAGE RATE TABLE
PARKS	
Laborer	\$15-\$16/HR
EVENT STAFF	
Recreation Assistant	\$12.50/HR
DAY CAMP	
Camp Director	\$15-17/HR
Program / Intern Director	\$15.00/HR
Health Director	\$15.00/HR
Health Officer	\$14.00/HR
Registrar	\$13-15/HR
Program Specialist	\$13.00/HR
Trading Post	\$12.50/HR
Camp Counselor	\$12.50/HR
POOL	
Temporary Maintenance Mechanic	\$16-\$18/HR
Head Lifeguard with WSI	\$15.50/HR
Head Lifeguard	\$15.00/HR
Lifeguard with WSI	\$14.00/HR
Lifeguard	\$13.50/HR
Aquatics Director	\$15-18/HR
Water Safety Instructor / Part-Time	\$13.75/HR

Returning Employees may be granted an additional \$.25/hr. for each year of completed work for the Town of Hyde Park Recreation Department

MOTION: Councilman Woodcock
 SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 10 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPROVE THE REQUEST FROM THE CULINARY INSTITUTE OF AMERICA TO CONDUCT A FIREWORKS DISPLAY ON SUNDAY, SEPTEMBER 5, 2021, IN THE TOWN OF HYDE PARK

WHEREAS, the Town of Hyde Park Town Board received an application pursuant to Penal Law §405 from the Culinary Institute of America to conduct a firework’s display on the evening of Sunday, September 5, 2021, at approximately 9:00 p.m., on the campus of the Culinary Institute of America in conjunction with the Culinary Institute’s annual “Week of Welcome Ceremony”; and

WHEREAS, the application addresses all of the requirements of Penal Law §405; and

WHEREAS, the Town Board has reviewed the application and accompanying documents received on or about June 9, 2021, copies of which are on file with the Town Clerk; and

WHEREAS, the applicant has notified the Town of Hyde Park, the Hyde Park Chief of Police, the Dutchess County Sheriff’s Office, and the Fire Chief of the Roosevelt Fire District of the fireworks display to be held on Sunday, September 5, 2021, who will be working with on-campus safety personnel to ensure that all necessary and prudent safety precautions are in place for the conduct of the said fireworks display.

NOW THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby approve the application submitted for a firework’s display to be held at approximately 9:00 p.m., on Sunday, September 5, 2021, in conjunction with the Culinary Institute of America’s “Week of Welcome Ceremony”; and

BE IT FURTHER RESOLVED, that this approval is subject to the conditions set forth in the applicant’s letter for approval and accompanying submissions, dated June 9, 2021, and the requirements of Penal Law §405.

MOTION: Councilman Krupnick
SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 11 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN CLERK TO ISSUE A 2021 HAWKING AND PEDDLING LICENSE FOR THE OPERATION OF CAROLE’S HOT DOGS IN THE TOWN OF HYDE PARK

WHEREAS, the Town Code of the Town of Hyde Park, Chapter 70 “Hawking and Peddling,” requires any person who publicly sells, hawks or peddles any merchandise within the territorial boundary of the Town of Hyde Park to obtain a license; and

WHEREAS, Joe Crusco, a war veteran and his wife, Carole J. Crusco, operated “Joe and Carole’s Hot Dogs,” a mobile hot dog vending unit for several years in the Town of Hyde Park; and

WHEREAS, Joe Crusco, being an honorably discharged veteran of the Armed Services of the United States and who had a veteran’s license from the Dutchess County Clerk, was exempt from the fee requirements under Section 70-5 “License Fees” of the Town Co; and

WHEREAS, Joe Crusco passed away and his widow, Carole J. Crusco, has requested a waiver of the license fee for the operation of “Carole’s Hot Dogs” for which Carole J. Crusco has obtained a Veteran’s Widow license from the Dutchess County Clerk dated December 1, 2003; and

WHEREAS, Carole J. Crusco has submitted a new Hawking and Peddlers Application for 2021 to the Town of Hyde Park Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize and direct the Town Clerk to issue a Hawking and Peddling license to Carole J. Crusco for the operation of “Carole’s Hot Dogs” January 1, 2021 - December 31, 2021; and

BE IT FURTHER RESOLVED, that the Town Board does also hereby waive the license fee under Section 70-5 of the Town Code of the Town of Hyde Park for Carole J. Crusco because she is the widow of war veteran Joe Crusco.

MOTION: Councilman Ray

SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4

ALL OPPOSED 0

CARRIED

RESOLUTION 7:19 – 12 OF 2021

RESOLUTION AUTHORIZING THE ATTORNEY TO THE TOWN TO EXECUTE THE CONSENT JUDGMENT IN THE MATTER OF ROGERS POINT BOATING ASSOCIATION v. TOWN OF HYDE PARK, INDEX NO. 2020-52065 TAX CERTIORARI PROCEEDING

WHEREAS, Rogers Point Boating Association Inc. (“Petitioner”) has filed a petition and notice to review the tax assessment fixed by the Town of Hyde Park for the 2020 Assessment Roll upon certain real property located in the Town of Hyde Park, Dutchess County, New York, designated as Tax Map No. 133200-6064-01-497643-0000 on which it operates a boating club; and

WHEREAS, the Petition sought a reduction in the property’s assessment from \$496,200 to \$13,000; and

WHEREAS, the Petition alleged, in relevant part, that due to deficiencies in the railroad crossing bridge, which provides the sole access to the property, the Petitioner has suffered a loss of income, which warrants the reduction in the assessment of the property; and

WHEREAS, the Petition has been reviewed by the Town Assessor, the Attorney to the Town and the Town Board and it has been determined that the reduction in the assessment of the property to \$347,340, with a waiver of the Town’s portion of any refund, would be fair and equitable under the circumstances and in the best interests of the Town of Hyde Park provided that the assessment will revert to its original \$496,200 for 2021; and

WHEREAS, the Petitioner has provided a proposed Consent Judgment which has been reviewed by the Town Assessor and the Attorney to the Town and which has been found to be acceptable in form and content.

NOW, THEREFORE, BE IT RESOLVED, that the Attorney to the Town is hereby authorized to execute the proposed Consent Judgment in the same, or substantially similar, form as provided to the Town Board.

MOTION: Councilman Woodcock

SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 - 13 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPROVE VACATION CARRY OVER FOR TOWN OF HYDE PARK RECREATION DIRECTOR ROBERT POLLARD

BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize Town of Hyde Park Recreation Director Robert Pollard to carry over up to 40 hours of accrued vacation time which he was unable to use prior to his anniversary date of August 20, 2021, and that said carry over vacation time must be used no later than February 20, 2022.

MOTION: Councilman Krupnick

SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 14 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO SCHEDULE A SPECIAL MEETING FOR MONDAY, AUGUST 2, 2021

WHEREAS, the Town Board of the Town of Hyde Park had set their regular meetings for 2021 at their Reorganizational Meeting in January of 2021, and

WHEREAS, the Town would like to schedule a Special Meeting for Monday, August 2, 2021, at 6:00 p.m..

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby schedule a Special Town Board Meeting for Monday, August 2, 2021 at 6:00 p.m..

MOTION: Councilman Ray

SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 – 15 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO ACCEPT THE LETTER OF CREDIT AND EXECUTE THE PERFORMANCE AGREEMENT FOR THE BEAR HOLLOW SUBDIVISION

WHEREAS, on March 16, 2005, by Resolution 34-03H, the Hyde Park Planning Board granted Conditional Final Subdivision Approval to the Bear Hollow Subdivision Plat that created a 20-lot subdivision with a road and other infrastructure improvements; and

WHEREAS, the approved Subdivision Plat was filed in the office of the Dutchess County Clerk as Filed Map No. 11903; and

WHEREAS, the original Performance Guarantee posted for the construction of the Bear Hollow Road, which is to be, upon completion, dedicated to the Town of Hyde Park, has expired and the project owner, Bear Hollow, LLC, has requested that the Town set the amount of the required Performance Guarantee in order for construction to resume; and

WHEREAS, by Memorandum dated January 28, 2021, the Town Engineer approved the Applicant's estimate of \$160,000 for the completion of the road and related drainage improvements; and

WHEREAS, the Hyde Park Planning Board, by Resolution dated February 17, 2021, has set the amount of the required Performance Guarantee for the construction of Bear Hollow Lane at \$160,000 in a form, sufficiency, and manner that is acceptable to the Town Board and the Attorney to the Town; and

WHEREAS, the developer has filed with the Town a proposed Letter of Credit issued by Orange Bank & Trust Company, Middletown, New York, in the amount of \$160,000 and a proposed Performance Guarantee, which have been reviewed and approved in content and form by the Attorney to the Town; and

WHEREAS, the said documents have been executed and filed with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to accept the \$160,000 Letter of Credit issued by Orange Bank & Trust Company and to accept and execute the Performance Agreement, as filed with the Town, and reviewed and approved by the Attorney to the Town, in the same, or substantially similar, form as provided.

MOTION: Councilman Woodcock
SECOND: Councilman Krupnick

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 7:19 –16 OF 2021

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A RETAINER AGREEMENT WITH THE ASSESSMENT FIRM OF R.P. HUBBELL & COMPANY, INC. TO PROVIDE CONSULTING SERVICES WITH REGARD TO THE TAX CERTIORARI PROCEEDING *RIVER RIDGE v. TOWN OF HYDE PARK*

WHEREAS, River Ridge Associates has filed tax certiorari proceedings petitions against the Town of Hyde Park for tax years 2019 and 2020 challenging assessments on the undeveloped portion of its townhouse development; and

WHEREAS, the Attorney to the Town has advised the Town Board that professional appraisal services will be required in conjunction with the defense of this action; and

WHEREAS, the Attorney to the Town has received a proposed retainer agreement from the assessment firm of R.P. Hubbell & Company, Inc. for appraisal services, which has been reviewed by the Attorney to the Town and found to be acceptable in both form and substance.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute a retainer agreement with the assessment firm of R.P. Hubbell & Company, Inc. to provide required appraisal services with regard to the tax certiorari proceeding *River Ridge v. Hyde Park* for the tax years 2019 and 2020 in the same, or substantially similar, form as provided to the Town Board.

MOTION: Councilman Krupnick

SECOND: Councilman Ray

VOICE VOTE:

ALL IN FAVOR 4

ALL OPPOSED 0 CARRIED

NEW AND OLD BUSINESS:

Supervisor Rohr commended the Town's first responders and Highway Department for their work after the recent storm.

MOTION: Councilman Krupnick

SECOND: Councilman Ray

To adjourn

VOICE VOTE:

ALL IN FAVOR 4

ALL OPPOSED 0 CARRIED

The meeting adjourned at 6:31pm.

Respectfully submitted,

Lisa Gibson
Deputy Town Clerk