

**HYDE PARK TOWN BOARD
REGULAR MEETING
MONDAY, MAY 9TH, 2022, AT 6:00 P.M.**

NOTE: All Town Board Meetings are broadcast live on cable Channel 22 and archived on the Town's YouTube Page

<https://www.YouTube.com/channel/UCcb5NmRUM9SwOAL0vwcayrQ>

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ACCEPT MINUTES OF APRIL 18TH, 2022

PUBLIC COMMENT ON RESOLUTIONS & TOWN BUSINESS ONLY

NOTE: "TIME LIMIT OF 3 MINUTES"

RESOLUTIONS:

1. ACCEPT PROPOSED LAW AND SCHEDULING OF A PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. A OF 2022 ENTITLED "LOCAL LAW NO. A OF 2022 TO REPEAL LOCAL LAW NO. 9 OF 2021"
2. ACCEPT RESOLUTION ACCEPTING PROPOSED LOCAL LAW AND SCHEDULING OF A PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. B OF 2022 ENTITLED "A LOCAL LAW AMENDING THE TOWN OF HYDE PARK TOWN CODE TO ADD CHAPTER 29, ENTITLED VETERANS' AFFAIRS COMMITTEE"
3. AUTHORIZE TOWN OF HYDE PARK TOWN BOARD TO APPOINT HEIDI PETERS AS PERMANENT FULL TIME PERSONNEL ASSISTANT
4. AUTHORIZE TOWN OF HYDE PARK TOWN BOARD

ACKNOWLEDGE THE RESIGNATION OF JOHN BOLDE AS A PART TIME POLICE ASSISTANT FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT AUTHORIZE TOWN OF HYDE PARK TOWN BOARD TO APPOINT JONAH TOWNE AS A FULL TIME POLICE OFFICER FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT

5. AUTHORIZE TOWN OF HYDE PARK POLICE CHIEF TO SUBMIT THE GRANT APPLICATION FOR THE 2022 BULLET PROOF VEST PARTNERSHIP GRANT
6. AUTHORIZE TOWN OF HYDE PARK POLICE CHIEF TO SUBMIT THE GRANT APPLICATION FOR THE US DEPARTMENT OF JUSTICE FUNDING UNDER THE BUREAU OF JUSTICE ASSISTANCE (BJA) FOR BODY WORN CAMERAS FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT

NEW AND OLD BUSINESS

ADJOURN

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

AGENDA SUBJECT TO CHANGE

RESOLUTION 5:9 – 1 OF 2022

RESOLUTION ACCEPTING PROPOSED LOCAL LAW AND SCHEDULING OF A PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. A OF 2022 ENTITLED “LOCAL LAW NO. A OF 2022 TO REPEAL LOCAL LAW NO. 9 OF 2021”

WHEREAS, the Town of Hyde Park Town Board has determined to repeal Local Law No. 9 of 2021 entitled “A Local Law Opting Out of Allowing Cannabis Retail Dispensaries as Authorized Under New York State Cannabis Law Article 4”; and

WHEREAS, the Town of Hyde Park Town Board has determined that it is in the best interest of the Town of Hyde Park to opt-in of on-site retail dispensaries within its jurisdiction; and

WHEREAS, the Town Attorney has drafted a proposed Local Law; and

WHEREAS, the Town Board has determined to move forward with the adoption of said proposed Local Law with full reservation of rights, as a legislative act of the Town Board; and

WHEREAS, the Town Board has determined that the proposed legislation repealing Local Law No. 9 of 2021 is a Type II Action under the New York State Environmental Quality Review Act (“SEQRA”) and will not have a significant adverse effect on the environment; and

WHEREAS, the Town Board has determined that the proposed Local Law is acceptable for purposes of undertaking the local law adoption process and hearing from the public and other interested parties.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the said Local Law and schedules a public hearing on said Local Law for May 23, 2022, at 6:10 p.m.; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to post and provide notice of the public hearing as required by law.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes _____
Councilwoman Ruggiero _____
Councilman Lombardi _____
Councilman Prusakowski _____
Supervisor Torreggiani _____

TOWN OF HYDE PARK

LOCAL LAW NO. A OF THE YEAR 2022

A LOCAL LAW REPEALING LOCAL LAW NO. 9 OF 2021

BE IT ENACTED by the Town Board of the Town of Hyde Park that Local Law No. 9 of the year 2021 entitled “A Local Law Opting Out of Allowing Cannabis Retail Dispensaries as Authorized Under New York State Cannabis Law Article 4” is hereby repealed as follows:

SECTION 1.

~~**LOCAL LAW NO. 9 OF THE YEAR 2021**~~

~~**A LOCAL LAW OPTING OUT OF ALLOWING CANNABIS
RETAIL DISPENSARIES AS AUTHORIZED UNDER
NEW YORK STATE CANNABIS LAW ARTICLE 4**~~

~~———— **BE IT ENACTED** by the Town Board of the Town of Hyde Park as follows:~~

~~**SECTION 1. ————— LEGISLATIVE INTENT.**~~

~~———— It is the intent of this local law to opt out of allowing cannabis retail dispensaries in the Town of Hyde Park that would otherwise be allowed under New York State Cannabis Law Article 4.~~

~~**SECTION 2. ————— AUTHORITY.**~~

~~———— This local law is adopted pursuant to Cannabis Law §131 which expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses within the jurisdiction of the Town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule §24.~~

~~**SECTION 3. ————— LOCAL OPT-OUT.**~~

~~———— The Town Board of the Town of Hyde Park hereby opts out of allowing cannabis retail dispensaries from being established and operated within the Town’s jurisdiction.~~

~~**SECTION 4. ————— SEVERABILITY.**~~

~~———— If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstances, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate~~

~~the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered. —~~

~~**SECTION 5. ————— PERMISSIVE REFERENDUM/
REFERENDUM ON PETITION.**~~

~~————— This Local Law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home Rule Law §24. If a referendum is required, it shall be conducted by special election.~~

~~**SECTION 6. ————— EFFECTIVE DATE.**~~

~~This local law shall take effect immediately upon filing with the State Secretary of State.~~

SECTION 2. EFFECTIVE DATE.

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

**RESOLUTION 5:9 – 2 OF 2022 WAS NOT
AVAILABLE AT TIME OF PUBLICATION**

RESOLUTION 5:9 – 3 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPOINT HEIDI PETERS AS THE PERMANENT FULL TIME PERSONNEL ASSISTANT FOR THE TOWN OF HYDE PARK

WHEREAS, by Resolution 10:21 – 3 of 2019 the Town of Hyde Park Town Board created the position for a Permanent Full Time Payroll Clerk and appointed Heidi Peters who was reachable on the Dutchess County Department of Human Resources Certification of Eligibles List to said position; and

WHEREAS, since the retirement of former Personnel Assistant Sandra Bruno on March 27, 2021, Heidi Peters has been the acting Provisional full time Personnel Assistant pending the Civil Service Examination for Personnel Assistant; and

WHEREAS, the Town was notified that as of April 15, 2022, Heidi Peters had passed the Civil Service Examination for Personnel Assistant and is now eligible to be appointed as the full time Personnel Assistant for the Town of Hyde Park.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby appoint Heidi Peters as the permanent full time Personnel Assistant for the Town of Hyde Park effective April 25, 2022, at a salary of \$52,914.00; 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 of not less than eight (8) nor more than twenty-six (26) weeks; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute any and all documents required by the Dutchess County Department of Human Resources to effectuate said appointment.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes	_____
Councilwoman Ruggiero	_____
Councilman Lombardi	_____
Councilman Prusakowski	_____
Supervisor Torreggiani	_____

RESOLUTION 5:9 – 4 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACKNOWLEDGE THE RESIGNATION OF PART-TIME POLICE ASSISTANT JOHN BOLDE FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT

WHEREAS, John Bolde, Part-Time Police Assistant for the Town of Hyde Park Police Department, has submitted his letter of resignation effective Tuesday, April 12, 2022.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby acknowledge the resignation of Part-Time Police Assistant, John Bolde, effective Tuesday, April 12, 2022; and

BE IT FURTHER RESOLVED, that the Town Supervisor and the Town Board extend their appreciation and gratitude to John Bolde for his service to the Town of Hyde Park Police Department.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes	_____
Councilwoman Ruggiero	_____
Councilman Lombardi	_____
Councilman Prusakowski	_____
Supervisor Torreggiani	_____

RESOLUTION 5:9 – 5 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPOINT PART-TIME POLICE OFFICER JONAH TOWNE TO THE POSITION OF FULL-TIME POLICE OFFICER FOR THE TOWN OF HYDE PARK POLICE DEPARTMENT

WHEREAS, there currently exists a vacancy in the Hyde Park Police Department for a Full-Time Police Officer due to the promotion of Police Officer Daniel Ferrara to Sergeant; and

WHEREAS, Jonah Towne is currently a Part-Time Police Officer with the Town of Hyde Park Police Department; and

WHEREAS, Police Officer Towne is reachable on the Dutchess County Department of Human Resources Certification of Eligibility List for police officers and has passed the agility test and pre-employment medical examination as directed by the Dutchess County Department of Human Resources.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby appoint Jonah Towne to the position of Full-Time Police Officer effective Thursday, May 12, 2022, at an hourly rate of \$27.09 per the PBA 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.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes	_____
Councilwoman Ruggiero	_____
Councilman Lombardi	_____
Councilman Prusakowski	_____
Supervisor Torreggiani	_____

RESOLUTION 5:9 - 6 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK POLICE DEPARTMENT TO SUBMIT THE 2022 BUREAU OF JUSTICE ASSISTANCE (BJA) BULLET PROOF VEST PARTNERSHIP GRANT APPLICATION

WHEREAS, the Bureau of Justice Assistance (BJA) has just announced the 2022 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 2022; 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 2022 Bulletproof Vest Partnership Grant application must be submitted no later than Monday, June 27, 2022.

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 2022 Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership Grant Program.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes	_____
Councilwoman Ruggiero	_____
Councilman Lombardi	_____
Councilman Prusakowski	_____
Supervisor Torreggiani	_____

RESOLUTION 5:9 – 7 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK POLICE DEPARTMENT TO SUBMIT A GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE (BJA) U.S. DEPARTMENT OF JUSTICE FOR BODY WORN CAMERAS FOR THE HYDE PARK POLICE DEPARTMENT

WHEREAS, on June 12, 2020, Gov. Andrew M. Cuomo signed Executive Order 203, requiring each local government in N.Y. State to adopt a policing reform plan that will maintain public safety while building mutual trust and respect between police and the communities they serve; and

WHEREAS, the Town of Hyde Park Police Department in conjunction with the Town of Hyde Park Town Supervisor and Town Board developed and approved the Hyde Park Police Reform Plan which includes the acquisition of body worn cameras to comply with Executive Order 203; and

WHEREAS, the Bureau of Justice Assistance (BJA) U.S. Department of Justice is seeking applications for funding various law enforcement agencies seeking to purchase body-worn cameras (BWCs) to help municipalities to establish or expand comprehensive body-worn camera programs that have a specific and demonstrated plan to implement this technology to maximize the benefits of BWCs within their municipality; and

WHEREAS, the Town of Hyde Park would like to utilize this opportunity to apply for said funding to acquire body worn cameras for the Town of Hyde Park Police Department to help them enhance the accountability and transparency of the police department in their interactions with the community; and

WHEREAS, by the use of BWCs within the Town of Hyde Park Police Department the force would have additional added protection through a neutral third-party witness in the form of BWCs, which will in turn add increased efficiency with the Dutchess County District Attorney Office by providing additional evidence and discovery; and

WHEREAS, all applications have to be submitted no later than Friday, May 20, 2022.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town of Hyde Park Police Chief to apply for the 2022 Bureau of Justice Assistance (BJA) U.S. Department of Justice Grant Program for the purchase of Body Worn Cameras for the Town of Hyde Park Police Department.

MOTION:

SECOND:

ROLL CALL VOTE BY TOWN CLERK

Councilwoman Noakes _____
Councilwoman Ruggiero _____
Councilman Lombardi _____
Councilman Prusakowski _____
Supervisor Torreggiani _____