

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, OCTOBER 3, 2022 AT 6:00 PM.

PRESENT:

COUNCILWOMAN LYNN RUGGIERO
COUNCILMAN JOHN LOMBARDI
COUNCILMAN DONALD PRUSAKOWSKI
SUPERVISOR ALFRED TORREGGIANI
ATTORNEY TO THE TOWN SARAH WILSON
TOWN CLERK DONNA MCGROGAN

ABSENT:

COUNCILWOMAN NICOLE NOAKES

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

MOTION: Councilwoman Ruggiero

SECOND: Councilman Lombardi

That the minutes of the September 12, 2022 and September 19, 2022 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:

- 1 Hyde Park Town Hall addition update presented by Town Engineer Pete Setaro of Clark, Patterson, Lee Architecture Engineering & Planning
- 2 The Green Amendment to the New York State Constitution presented by Katrina Fischer Kuh Haub, Distinguished Professor of Environmental Law at Pace University

MOTION: Supervisor Torreggiani

SECOND: Councilman Lombardi

To enter executive session to discuss the personnel history of a particular person.

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

The Board entered executive session at 6:05pm.

MOTION: Councilman Prusakowski

SECOND: Councilman Lombardi

To return from executive session.

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

The Board returned from executive session at 6:45pm.

There were no actions taken.

RESOLUTION 10:3 - 1 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ALLOW VAN DEWATER & VAN DEWATER, LLP KYLE W. BARNETT, ESQ OF COUNSEL TO ENTER INTO A CONSENT ORDER AND JUDGEMENT TO SETTLE THE TAX CERTIORARI PROCEEDINGS BROUGHT BY EAST PARK MOBILE HOMES SALES AND COURT AGAINST THE TOWN OF HYDE PARK FOR THE TAX YEAR 2019

WHEREAS, tax certiorari proceedings have been filed against the Town of Hyde Park by Market Street Mobile Home Park, LLC in regard to the assessments on a certain property located in the Town of Hyde Park and designated as Tax Grid No. 13320-6165-03-390157 (132 E. Market Street) and 133200-6165-03-363117 (29 Brower Street); and

WHEREAS, it is desired to settle the 2019 proceedings.

NOW THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize Kyle W. Barnett, Esq., of the law firm of Van DeWater & Van DeWater, LLP, 85 Civic Center Plaza, Poughkeepsie, New York, 12601 to negotiate a settlement whereby the 2019 assessments will be settled in accordance with the attached proposed amended consent judgement and summarized as follows:

Assessment Roll Year	Parcel ID	Equalized Value	Assessed Value	Reduced Equalized Value	Reduced Assessed Value	Reduction
2019	390157	\$1,180,900	\$649,000	\$714,000	\$392,700	\$256,300
2019	363117	\$ 490,500	\$269,800	\$336,000	\$184,800	\$ 85,000

and;

BE IT FURTHER RESOLVED, that Kyle W. Barnett, Esq. of the law firm of Van DeWater & Van DeWater, LLP, is also hereby authorized to sign such documents as are necessary to effectuate the settlement; and

BE IT FURTHER RESOLVED, that the Petitioner has agreed to waive all town ad valorem refunds for both years under review.

MOTION: Councilwoman Ruggiero

SECOND: Councilman Lombardi

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

PRESENT: Hon. James V. Brands, J.H.O.

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF DUTCHESS

-----X
In the Matter of the Application of
EAST PARK MOBILE HOME SALES AND COURT, INC
Petitioner,

- against -

TOWN OF HYDE PARK, a Municipal Corporation, its
ASSESSOR and its BOARD OF ASSESSMENT REVIEW, Respondents.

For a Review under Article 7 of the Real Property Tax Law of the State of New York.

-----X
At an IAS Term of the Supreme Court of the
State of New York, held for the County Of Dutchess, at 10 Market Street, Poughkeepsie, New York on
the _____ day of _____, 2022

CONSENT JUDGMENT

Index Nos.: 2019-52968 2019-52969

Petitioner having heretofore served and filed the Notices of Petition and Petitions to review assessments made by the Town of Hyde Park for the assessment year 2019 upon certain real property located in the Town of Hyde Park, Dutchess County, New York, and designated as Tax Grid No. 133206165-03-390157 (132 E. Market street) and 133200-6165-03-363117 (29 Brower street) on the tax maps and assessment rolls of the Town of Hyde Park; and

The issues of these proceedings having duly come before an IAS Term of this Court, and the Petitioner having appeared by Vincent J. Catalano, Esq. and the Respondents having appeared by Kyle W. Barnett, Esq. of Van DeWater & Van DeWater, LLP, for the Town of Hyde Park and the parties having agreed to a settlement of these proceedings, it is

ORDERED, ADJUDGED and DETERMINED that the assessment on the properties designated as 13320-6165-03-390157 ("1390157") and 133200-6165-03-363117 ("363117") on the tax map and assessment rolls of the Town of Hyde Park for the assessment years 2019 are hereby reduced, corrected and fixed for the assessment rolls as follows:

Assessment Roll Year	Parcel ID	Equalized Value	Assessed Value	Reduced Equalized Value	Reduced Assessed Value	Reduction
2019	390157	\$1,180,900	\$649,000	\$714,000	\$392,700	\$256,300
2019	363117	\$490,500	\$269,800	\$336,000	\$184,800	\$85,000

and, it is further

ORDERED, ADJUDGED AND DECREED, that the officer or officers having custody of the aforesaid assessment rolls and the tax rolls of the Town of Hyde Park shall make or cause to be made upon the proper books and records of said Town the entries, changes and corrections necessary to conform said assessments to such corrected and reduced valuations; and it is further

ORDERED, ADJUDGED and DETERMINED that there shall be audited, allowed and paid to the Petitioner by the Town of Hyde Park or the Dutchess County Commissioner of Finance, the amounts, if any, paid as Town and Town Special District taxes any other ad valorem taxes, against the original assessments in excess of what said taxes would have been if the said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York provided, however, if said refund is paid by the Town of Hyde Park within ninety (90) days of service upon the Town of Hyde Park a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED, that there shall be audited, allowed and paid to the petitioner by the County of Dutchess the amounts, if any, paid as County and County Special District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the County of Dutchess within ninety (90) days of service upon the County of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADUDGED and DETERMINED that there shall be audited, allowed and paid to the Petitioner by the Hyde Park Central School District the amounts, if any, paid as School District taxes against the original assessments in excess of what said taxes would have been if said assessments had

been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the Hyde Park Central School District within ninety (90) days of service upon the School District of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED that the refunds hereinabove directed to be paid shall be paid by check payable to the order of Vincent J. Catalano, Esq., as attorney for Petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorneys' lien, pursuant to Judiciary Law 5475, and it is further

ORDERED, ADJUDGED and DETERMINED that to the extent any taxes or assessments are unpaid and have already been billed for the Town, School, County and special districts in accordance with the original assessed valuations, the officer or officers having custody of the assessment rolls and/or the tax rolls shall forward to the petitioner a new bill or bills, taxing said petitioner on the basis of the final total assessed valuation as stipulated herein, and it is further

ORDERED, ADJUDGED and DETERMINED that this Order and Judgment hereby constitutes and represents full settlement of the tax review proceedings herein, and that there are no costs or disbursements awarded to, by, or against any party and that upon compliance with the terms of this

Order and Judgment, the above proceedings shall be, and the same hereby are, settled and discontinued with prejudice.

Dated: Poughkeepsie, New York
2022

ENTER

HON. JAMES V. BRANDS, J.S.C.

Signing and Entry of the within Order is hereby Consented
to:

VAN DEWATER & VAN DEWATER, LLP

BY:

KYLE W. BARNETT, ESQ.

Attorneys for Respondents

85 Civic Center Plaza, Suite 101

Poughkeepsie, New York 12601 Phone: (845) 452-5900

The Law Office of Vincent J. Catalano

BY: _____

VINCENT J. CATALANO, ESQ.

Attorneys for Petitioner

4 Liberty Street

Poughkeepsie, New York 12601

Phone: 845 454-1919

RESOLUTION 10:3 - 2 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ALLOW VAN DEWATER & VAN DEWATER, LLP KYLE W. BARNETT, ESQ OF COUNSEL TO ENTER INTO A CONSENT ORDER AND JUDGEMENT TO SETTLE THE TAX CERTIORARI PROCEEDINGS BROUGHT BY MARKET STREET MOBILE HOME PARK, LLC AGAINST THE TOWN OF HYDE PARK FOR THE TAX YEAR 2021 & 2022

WHEREAS, tax certiorari proceedings have been filed against the Town of Hyde Park by Market Street Mobile Home Park, LLC in regard to the assessments on a certain property located in the Town of Hyde Park and

designated as Tax Grid No. 13320-6165-03-390157 (132 E. Market Street) and 133200-6165-03-363117 (29 Brower Street); and

WHEREAS, it is desired to settle the 2021 and 2022 proceedings.

NOW THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize Kyle W. Barnett, Esq., of the law firm of Van DeWater & Van DeWater, LLP, 85 Civic Center Plaza, Poughkeepsie, New York, 12601 to negotiate a settlement whereby the 2021 and 2022 assessments will be settled in accordance with the attached proposed amended consent judgement and summarized as follows:

Assessment Roll Year	Parcel ID	Equalized Value	Assessed Value	Reduced Equalized Value	Reduced Assessed Value	Reduction
2021	390157	\$1,299,000	\$649,000	\$785,400	\$392,700	\$256,300
2021	363117	\$ 539,600	\$269,800	\$336,000	\$184,800	\$ 85,000
2022	390157	\$1,451,400	\$649,000	\$877,542	\$392,700	\$256,300
2022	363117	\$ 602,900	\$269,800	\$412,961	\$184,800	\$ 85,000

and;

BE IT FURTHER RESOLVED, that Kyle W. Barnett, Esq. of the law firm of Van DeWater & Van DeWater, LLP, is also hereby authorized to sign such documents as are necessary to effectuate the settlement; and

BE IT FURTHER RESOLVED, that the Petitioner has agreed to waive all town ad valorem refunds for both years under review.

MOTION : Councilman Lombardi
 SECOND : Councilman Prusakowski

ALL IN FAVOR 4
 ALL OPPOSED 0 CARRIED

PRESENT: Hon. James V. Brands, J.H.O.

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF DUTCHESS

-----X

In the Matter of the Application of
 MARKET STREET MOBILE HOME PARK, LLC
 Petitioner,

- against -

TOWN OF HYDE PARK, a Municipal Corporation, its
 ASSESSOR and its BOARD OF ASSESSMENT REVIEW, Respondents.

For a Review under Article 7 of the Real Property Tax Law of the State of New York.

-----X

At an IAS Term of the Supreme Court of the
 State of New York, held for the County of
 Dutchess, at 10 Market Street, Poughkeepsie, New York on the day of _____
CONSENT JUDGMENT _____

Index Nos.: 2021-53002 2021-53303

2022-52488

2022-52489

Petitioner having heretofore served and filed the Notices of Petition and Petitions to review assessments made by the Town of Hyde Park for the assessment years 2021 and 2022 upon certain real property located in the Town of Hyde Park, Dutchess County, New York, and designated as Tax Grid No. 13320-6165-03-390157 (132 E. Market Street) and 133200-6165-03-363117 (29 Brower street) on the tax maps and assessment rolls of the Town of Hyde Park; and

The issues of these proceedings having duly come before an IAS Term of this Court, and the Petitioner having appeared by Vincent J. Catalano, Esq. and the Respondents having appeared by Kyle W. Barnett, Esq. of Van DeWater & Van DeWater, LLP, for the Town of Hyde Park and the parties having agreed to a settlement of these proceedings, it is

ORDERED, ADJUDGED and DETERMINED that the assessment on the properties designated as 13320-6165-03-390157 ("390157") and 133200-6165-03-363117 ("363117") on the tax map and assessment rolls of the Town of Hyde Park for the assessment years 2021 and 2022 are hereby reduced, corrected and fixed for the assessment rolls as follows:

Assessment Roll Year	Parcel	Equalized Value	Assessed Value	Reduced Equalized Value	Reduced Assessed Value	Reduction
2021	390157	\$1,299,000	\$649,000	\$785,400	\$392,700	\$256,300
2021	363117	\$539,600	\$269,800	\$336,000	\$184,800	\$85,000
2022	390157	\$1,451,400	\$649,000	\$877,542	\$392,700	\$256,300
2022	363117	\$602,900	\$269,800	\$412,961	\$184,800	95,000

and, it is further

ORDERED, ADJUDGED AND DECREED, that the officer or officers having custody of the aforesaid assessment rolls and the tax rolls of the Town of Hyde Park shall make or cause to be made upon the proper books and records of said Town the entries, changes and corrections necessary to conform said assessments to such corrected and reduced valuations; and it is further

ORDERED, ADJUDGED and DETERMINED that there shall be audited, allowed and paid to the Petitioner by the Town of Hyde Park or the Dutchess County Commissioner of Finance, the amounts, if any, paid as Town and Town Special District taxes any other ad valorem taxes, against the original assessments in excess of what said taxes would have been if the said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York provided, however, if said refund is paid by the Town of Hyde Park within ninety (90) days of service upon the Town of Hyde Park a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED, that there shall be audited, allowed and paid to the petitioner by the County of Dutchess the amounts, if any, paid as County and County Special District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the County of Dutchess within ninety (90) days of service upon the County of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADUDGED and DETERMINED that there shall be audited, allowed and paid to the Petitioner by the Hyde Park Central School District the amounts, if any, paid as School District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the Hyde Park Central School District within ninety (90) days of service upon the School District of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED that the refunds hereinabove directed to be paid shall by paid by check payable to the order of Vincent J. Catalano, Esq., as attorney for Petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorneys' lien, pursuant to Judiciary Law 5475, and it is further

ORDERED, ADJUDGED and DETERMINED that to the extent any taxes or assessments are unpaid and have already been billed for the Town, School, County and special districts in accordance with the original assessed valuations, the officer or officers having custody of the assessment rolls and/or the tax rolls shall forward to the petitioner a new bill or bills, taxing said petitioner on the basis of the final total assessed valuation as stipulated herein, and it is further

ORDERED, ADJUDGED and DETERMINED that this Order and Judgment hereby constitutes and represents full settlement of the tax review proceedings herein, and that there are no costs or disbursements awarded to, by, or against any party and that upon compliance with the terms of this Order and Judgment, the above proceedings shall be, and the same hereby are, settled and discontinued with prejudice.

Dated: Poughkeepsie, New York
2022

ENTER

HON. JAMES V. BRANDS, J.S.C.

Signing and Entry of the within Order is hereby Consented
to:

VAN DEWATER & VAN DEWATER, LIP

BY:

KYLE W. BARNETT, ESQ.
Attorneys for Respondents

85 Civic Center Plaza, Suite 101
Poughkeepsie, New York 12601 Phone: (845) 452-5900

The Law Office of Vincent J. Catalano

BY: _____

VINCENT J. CATALANO, ESQ.

Attorneys for Petitioner
4 Liberty Street

Poughkeepsie, New York 12601

Phone: 845 454-1919

RESOLUTION 10:3 - 3 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE A HOLD HARMLESS AGREEMENT WITH THE PINEBROOK HOA ALLOWING CAMERAS TO BE INSTALLED ON THE LIGHTING POLES FOR THE TOWN OF HYDE PARK PINEBROOK LIGHTING DISTRICT

WHEREAS, the Pinebrook Estates Homeowners' Association ("Pinebrook HOA") has an interest in deterring crime, protecting property, and providing

security to homeowners within Pinebrook Estates Community (“Pinebrook”);
and

WHEREAS, in furtherance of the above, the Pinebrook HOA is proposing the installation of security surveillance systems within Pinebrook by affixing same to light fixtures owned by the Town of Hyde Park (“Town”); and

WHEREAS, the Town is agreeable to permitting the installation of said systems on the Town-owned lights fixtures within Pinebrook provided the Town receives a waiver of liability; and

WHEREAS, the proposed Memorandum of Agreement (“MOA”) authorizes the Pinebrook HOA to install the above-mentioned security systems; and

WHEREAS, the proposed MOA further states that the Pinebrook HOA releases, waives, and discharges the Town from liability related to the aforementioned installation of said systems on the light fixtures; and

WHEREAS, the MOA further agrees to indemnify and hold harmless the Town from liability incurred from the MOA or the Pinebrook HOA’s use of said light fixtures.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute the Memorandum of Agreement as presented.

MOTION: Councilman Prusakowski
SECOND: Councilwoman Ruggiero

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 – 4 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACKNOWLEDGE THE RESIGNATION OF TOWN OF HYDE PARK HISTORIAN SHANNON BUTLER

WHEREAS, the Town of Hyde Park Historian, Shannon Butler, has submitted a letter of resignation effective Monday, October 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby acknowledge, with regret, the resignation of Shannon Butler as the Town Historian, effective Monday, October 31, 2022; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Town Board extend their appreciation and gratitude to Shannon Butler for her years of dedicated and outstanding professional service to the Town of Hyde Park.

MOTION: Councilwoman Ruggiero
SECOND: Councilman Lombardi

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 – 5 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACKNOWLEDGE THE RESIGNATION OF TOWN OF HYDE PARK WEBMASTER TERESA GASPARINI

WHEREAS, Town of Hyde Park Webmaster, Teresa Gasparini, has submitted her letter of resignation effective Friday, September 30, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby acknowledge with regret, the resignation of Webmaster, Teresa Gasparini; and

BE IT FURTHER RESOLVED, that the Town of Hyde Park Town Supervisor and Town Board extend their appreciation and gratitude to Teresa Gasparini for her dedicated service to the Town of Hyde Park.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 – 6 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPROVE VACATION CARRY OVER FOR TOWN OF HYDE PARK PERSONNEL ASSISTANT HEIDI PETERS

BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize Town of Hyde Park Personnel Assistant, Heidi Peters to carry over up to 35 hours of accrued vacation time which she will be unable to use prior to her anniversary date of November 1, 2022, and that said carry over vacation time must be used no later than May 1, 2023.

MOTION: Councilman Prusakowski
SECOND: Councilman Lombardi

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 - 7 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT GRANT FUNDING FROM THE BUREAU OF JUSTICE (BJA) FOR THE HYDE PARK POLICE DEPARTMENT’S PARTICIPATION IN THE 2022 BULLETPROOF VEST PARTNERSHIP (BJA) GRANT PROGRAM

WHEREAS, the Bureau of Justice Assistance (BJA) has awarded grant funding to the Hyde Park Police Department for participation in the 2022 Bulletproof Vest Partnership Grant Program (BJA); and

WHEREAS, the BJA’s assistance of grant funding in paying half of the accrued expenses for armor to law enforcement officers will help the Hyde Park Police Department improve safety and reduce deaths and serious injuries by helping them to afford proper fitting body armor for their officers; and

WHEREAS, the 2022 grant funding awarded to the Town of Hyde Park Police Department would be \$1,905.33 for participating in said Partnership Grant for 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize and direct the Town Supervisor to accept grant funding in the amount of \$1,905.33 for the Town of Hyde Park Police Department’s participation in the 2022 Bulletproof Vest Partnership Grant Program (BJA); and

BE IT FURTHER RESOLVED, that the Town of Hyde Park Town Supervisor is also hereby authorized to execute any and all documentation regarding said grant award.

MOTION: Councilwoman Ruggiero
SECOND: Councilman Prusakowski

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 - 8 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH DUTCHESS COUNTY AND OTHER MUNICIPALITIES TO ALLOW THE TOWN OF HYDE PARK POLICE DEPARTMENT TO PARTICIPATE IN A THREAT ASSESSMENT GROUP FOR DUTCHESS COUNTY

WHEREAS, Dutchess County seeks to create the Dutchess County Threat Assessment Group (“DCTAG”) to serve as a resource for the community to improve targeted threat response protocols by providing multidisciplinary expert advice and sharing of threat information across systems; and

WHEREAS, Dutchess County provided a proposed Intermunicipal Agreement (“Agreement”) to enumerated entities, including the Town of Hyde Park Police Department, to create the DCTAG; and

WHEREAS, General Municipal Law § 119-o authorizes municipal corporations and districts to enter into agreements for the performance among themselves or one for the other of their respective functions, powers, and duties on a cooperative or contract basis; and,

WHEREAS, the Town’s Police Department reviewed said Agreement and believes it is in the Town’s best interest to execute same as a participating agency; and

WHEREAS, said Agreement creates no financial obligation for participating member agencies, and no fees shall be incurred by the Town; and,

WHEREAS, the said Agreement shall terminate on August 22, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute the Intermunicipal Agreement as presented.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 – 9 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO SUBMIT THE 2023 NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES YOUTH DEVELOPMENT GRANT THROUGH THE DUTCHESS COUNTY DEPARTMENT OF COMMUNITY AND FAMILY SERVICES FOR THE TOWN OF HYDE PARK RECREATION LEARN TO SWIM PROGRAM

WHEREAS, the NYS Office of Children and Family Services through the Dutchess County Department of Community and Family Services is requesting proposals for their Youth Development Programs (YDP) from municipalities in Dutchess County for the calendar year January 1, 2023, to December 31, 2023; and

WHEREAS, the Town of Hyde Park Recreation Department is requesting to apply for this funding for their “Learn to Swim Program” at Hackett Hill in the estimated amount of \$6,300.00; and

WHEREAS, the application deadline for the submission of this grant application is October 5, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to submit the New York State Office of Children and Family Services Youth Development Grant for 2023 for funding in the estimated amount of \$6,300.00 for the Town of Hyde Park Recreation “Learn to Swim Program” at Hackett Hill.

MOTION: Councilman Prusakowski
SECOND: Councilwoman Ruggiero

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

RESOLUTION 10:3 – 10 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AUTHORIZE THE BOARD OF ETHICS TO RETAIN SPECIAL LEGAL COUNSEL TO ASSIST IN HANDLING AN ETHICS COMPLAINT

WHEREAS, an ethics violation complaint was filed with the Town of Hyde Park Board of Ethics on or about September 16, 2022; and

WHEREAS, pursuant to Town Code § 11-6(B), the Attorney to the Town shall serve as counsel to the Board of Ethics except in any matter where a conflict of interest may exist; and

WHEREAS, the Town’s Board of Ethics forwarded said complaint to the attention of the Attorney to the Town, Van DeWater & Van DeWater, LLP; and

WHEREAS, after review by the Attorney to the Town, it was decided that a potential conflict of interest existed to warrant recusal from the matter by the attorneys at Van DeWater & Van DeWater; and

WHEREAS, it was recommended that the Town authorize the Board of Ethics to retain alternative counsel to provide legal guidance in handling said complaint.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board authorizes the Board of Ethics to retain special legal counsel to assist in handling said ethics complaint.

MOTION: Councilwoman Ruggiero
SECOND:

MOTION: Councilman Prusakowski
SECOND: Councilwoman Ruggiero

To amend the fourth (4th) WHEREAS paragraph by replacing it in its entirety with the following:

WHEREAS, after review by the Attorney to the Town, it was decided that a potential conflict of interest exists to warrant Van DeWater & Van DeWater's abstention from providing legal advice to the Ethics Board; and

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED TO AMEND

**AS AMENDED
RESOLUTION 10:3 – 10 OF 2022**

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AUTHORIZE THE BOARD OF ETHICS TO RETAIN SPECIAL LEGAL COUNSEL TO ASSIST IN HANDLING AN ETHICS COMPLAINT

WHEREAS, an ethics violation complaint was filed with the Town of Hyde Park Board of Ethics on or about September 16, 2022; and

WHEREAS, pursuant to Town Code § 11-6(B), the Attorney to the Town shall serve as counsel to the Board of Ethics except in any matter where a conflict of interest may exist; and

WHEREAS, the Town's Board of Ethics forwarded said complaint to the attention of the Attorney to the Town, Van DeWater & Van DeWater, LLP; and

WHEREAS, after review by the Attorney to the Town, it was decided that a potential conflict of interest exists to warrant Van DeWater & Van DeWater's abstention from providing legal advice to the Ethics Board; and

WHEREAS, it was recommended that the Town authorize the Board of Ethics to retain alternative counsel to provide legal guidance in handling said complaint.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board authorizes the Board of Ethics to retain special legal counsel to assist in handling said ethics complaint.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED AS AMENDED

RESOLUTION 10:3 – 11 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO RETAIN THE SERVICES OF CPL ARCHITECTURE ENGINEERING PLANNING TO PROCEED WITH THE CONSTRUCTION DOCUMENTS, BIDDING, AND CONSTRUCTION ADMINISTRATION SERVICES FOR TOWN OF HYDE PARK TOWN HALL REMODELING AND EXPANSION PROJECT

WHEREAS, the Town Board had determined that there are deficiencies in the existing Town Hall, located at 4383 Albany Post Road, in the Town of Hyde Park; and

WHEREAS, the Town had been exploring possibilities for addressing this problem including the remodeling and expansion of the current Town Hall; and

WHEREAS, by Resolution 5:17 – 15 of 2021 the Town Board had retained CPL Architecture - Engineering - Planning to create the schematic design plans for the Remodeling and Expansion Project at the Town of Hyde Park Town Hall; and

WHEREAS, by Resolution 9:13-3 of 2021 CPL was authorized to provide the Town with the Design Development Phase of the remodeling and expansion project at the Town of Hyde Park Town Hall; and

WHEREAS, the Town would like to now move forward with the next phase of the project to have CPL complete the “Construction Documents, handle the “Bidding of Construction”, and provide “Construction Administration Services” to oversee the project; and

WHEREAS, said proposal for these services for the Remodeling & Expansion Project is not to exceed \$105,750.00 for “Construction Documents”, \$5,000.00 for “Bidding”, and \$26,000.00 for “Construction Administration” for a Total Cost of \$136,750.00; and

WHEREAS, the town will be using the funds previously donated by John and Gloria Golden.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute an agreement with CPL Architecture – Engineering - Planning for the next phase of the “Remodeling and Expansion Project” for the Town of Hyde Park Town Hall for a total cost not to exceed \$136,750.00; and

BE IT FURTHER RESOLVED, that said agreement needs to be acceptable to the Attorney to the Town, the Town Comptroller, and the Town Supervisor.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

MOTION: Councilwoman Ruggiero
SECOND: Councilman Prusakowski

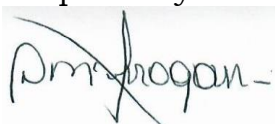
To adjourn meeting

VOICE VOTE:

ALL IN FAVOR 4
ALL OPPOSED 0 CARRIED

Meeting adjourned at 7:35pm

Respectfully submitted,



Donna McGrogan RMC
Town Clerk