

MINUTES OF THE REGULAR MEETING, WORKSHOP AND PUBLIC HEARING OF THE HYDE PARK TOWN BOARD, HELD AT TOWN HALL, 4383 ALBANY POST ROAD, HYDE PARK, NEW YORK, 12538, ON TUESDAY, NOVEMBER 1, 2022 AT 6:00 PM.

PRESENT:

SUPERVISOR ALFRED TORREGGIANI
COUNCILWOMAN NICOLE NOAKES
COUNCILWOMAN RUGGIERO
COUNCILMAN JOHN LOMBARDI
COUNCILMAN DONALD PRUSAKOWSKI
TOWN ATTORNEY KYLE BARNETT
TOWN CLERK DONNA MCGROGAN

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

Councilwoman Ruggiero read the letter she submitted to the Town Board on October 17, 2022 regarding her disappointment with the process of the budget process.

MOTION: Councilwoman Noakes

SECOND: Councilman Lombardi

To open the public hearing regarding the Preliminary 2023 Budget.

Town Clerk Donna McGrogan read the public hearing notice regarding the 2023 Budget for the Town of Hyde Park as it appeared in the newspaper.

PUBLIC COMMENTS:

Joanne Lown, Horns Park Rd., expressed satisfaction that the current Town Board was able to keep the tax cap under 3%. She pointed out, what she feels to be several shortcomings, inconsistencies and errors in the Preliminary budget.

MOTION: Councilwoman Noakes

SECOND: Councilman Lombardi

To close public hearing

VOICE VOTE:

ALL IN FAVOR	5	
AL OPPOSED	0	CARRIED

WORKSHOP:

The Town Board entered a Workshop discussion regarding the Open Development Area plans for the Bellefield Phase II project.

RESOLUTION 11:1 - 1 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AMEND RESOLUTION 10:3 - 1 OF 2022 ALLOWING VAN DEWATER & VAN DEWATER, LLP KYLE W. BARNETT, ESQ. TO ENTER INTO A CONSENT ORDER AND JUDGEMENT TO SETTLE THE TAX CERTIORARI PROCEEDINGS BROUGHT BY EAST PARK MOBILE HOME PARK SALES AND COURT AGAINST THE TOWN OF HYDE PARK FOR THE TAX YEAR

2019 TO REFLECT A CHANGE IN THE PROPERTY OWNERSHIP, PROPERTY ADDRESS NAME, AND ASSESSMENT VALUES

WHEREAS, by Resolution 10:3 – 1 of 2022 the Town of Hyde Park authorized Van DeWater & Van DeWater, LLP Kyle W. Barnett, Esq. to “Enter into a Consent Order and Judgement to Settle the Tax Certiorari Proceedings Brought by East Park Mobile Home Park Sales and Court Against the Town of Hyde Park for the Tax Year 2019”; and

WHEREAS, said resolution needs to be amended to reflect changes to the property ownership, property address name, and assessment values; and

WHEREAS, the tax certiorari proceedings that have been filed against the Town of Hyde Park are by East Park Mobile Home Sales and Court 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 Blvd.); 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 with the amended assessed values:

Assessment Roll Year	Parcel ID	Equalized Value	Assessed Value	Reduced Equalized Value	Reduced Assessed Value	Reduction
2019	390157	\$1,180,900	\$649,500	\$720,300	\$396,165	\$253,335
2019	363117	\$ 490,500	\$269,800	\$329,700	\$181,335	\$ 88,465

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; and

BE IT FURTHER RESOLVED, that this Resolution shall supersede Resolution 10:3 – 1 of 2022.

MOTION: Councilwoman Noakes
 SECOND: Councilwoman Ruggiero

VOICE VOTE:

ALL IN FAVOR 5
 ALL OPPOSED 0 CARRIED

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

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

CONSENT JUDGMENT

Petitioner,

Index Nos.: 2019-52968
2019-52969

- 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
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 ("390157") 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	\$649,500	\$720,300	\$396,165	\$253,335
2019	363117	\$490,500	\$269,800	\$329,700	\$181,335	\$88,465

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, ADJUDGED 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

La  Office of Vincent J. Catalano

The

VINCENT J. CATALANO, ESQ.
Attorney for Petitioner
4 Liberty Street
Poughkeepsie, New York 12601
Phone: 845 454-1919

RESOLUTION 11:1 - 2 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AMEND RESOLUTION 10:3 – 2 OF 2022 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 TO REFLECT A CHANGE IN THE PROPERTY ADDRESS NAME, AND ASSESSMENT VALUES

WHEREAS, by Resolution 10:3 – 2 of 2022 the Town of Hyde Park authorized Van DeWater & Van DeWater, LLP Kyle W. Barnett, Esq. to “Enter into a Consent Order and Judgment 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 and 2022”; and

WHEREAS, said resolution needs to be amended to reflect changes to the property address name, and assessment values; and

WHEREAS, the tax certiorari proceedings that 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 Blvd.); 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	\$649,500	\$792,330	\$396,165	\$253,335
2021	363117	\$ 539,600	\$269,800	\$362,670	\$181,335	\$ 88,465
2022	390157	\$1,451,400	\$649,500	\$885,285	\$396,165	\$253,335
2022	363117	\$ 602,900	\$269,800	\$405,218	\$181,335	\$ 88,465

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.

BE IT FURTHER RESOLVED, that this Resolution shall supersede Resolution 10:3 – 1 of 2022.

MOTION: Councilwoman Ruggiero

SECOND: Councilman Lombardi

VOICE VOTE:

ALL IN FAVOR 5

ALL OPPOSED 0

CARRIED

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

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

CONSENT JUDGMENT

Petitioner, Index Nos.: 2021-53002
2021-53303
- against- 2022-52488
2022-52489

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

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	\$649,500	\$792,330	\$396,165	\$253,335
2021	363117	\$539,600	\$269,800	\$362,670	\$181,335	\$88,465
2022	390157	\$1,451,400	\$649,500	\$885,285	\$396,165	\$253,335
2022	363117	\$602,900	\$269,800	\$405,218	\$181,335	\$88,465

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, ADJUDGED 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

La
w/c
Office of Vincent J. Catalano

VI ENT CATALANO,
ESQ. neys for
4 Petitioner erty Street
The
BY:

Poughkeepsie, New York 12601
Phone: 845 454-1919

RESOLUTION 11:1 - 3 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO AMEND THE 2022 LISTING OF ELECTRICAL INSPECTORS FOR THE TOWN OF HYDE PARK

WHEREAS, by Resolution 3:21 – 1 of 2022 the Town of Hyde Park Town Board accepted and approved the 2022 Electrical Inspectors List as the official list of Electrical Inspectors for the Town of Hyde Park; and

WHEREAS, Section 51-1 of the Code Hyde Park authorizes additional agencies to be added from time to time by simple resolution of the Town Board upon a majority vote thereof, subject also to the approval of such inspection agency by Central Hudson Gas & Electric Corporation; and

WHEREAS, by an email dated October 11, 2022, to the Building Department, SAS Electrical Inspection, LLC who has been approved by Central Hudson Gas & Electric Corporation has requested to be added to the Town of Hyde Park's Electrical Inspectors List.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize, at the request of the Town's Building Inspector to amend the 2022 Electrical Inspectors List that was adopted by Resolution 3:21 - 1 of 2022 to include SAS Electrical Inspection, LLC to said list.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 4 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO SET THE PUBLIC HEARING FOR THE SPECIAL DISTRICTS BENEFIT ASSESSMENT ROLLS

BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby schedule a Public Hearing pursuant to Article 12-a of the Town Law, to be held on November 14, 2022 at 6:05 p.m. to consider the Special Districts Benefit Assessment Rolls and to hear all persons interested in the Assessment Rolls for said Special Districts, and to take such actions thereon as required by law with respect to the following Special Districts: Greenfields Sewer District, Pinebrook Lighting District, and Woodland Grange Drainage; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish notice of said public hearing in accordance with the requirements of the law.

MOTION: Councilman Prusakowski
SECOND: Councilwoman Noakes

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 5 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO SUBMIT A STATEMENT OF UNPAID CHARGES TO THE DUTCHESS COUNTY REAL PROPERTY TAX FOR INCLUSION ON THE 2023 TAX BILLS IN ACCORDANCE WITH THE PROVISIONS OF TOWN LAW

WHEREAS, the Town Deputy Building Inspector served a notice of Compliance Order on the owner of the properties, at 18 Long Meadow Drive, Staatsburg (6166-02-841705-0000) and 4 Walnut Street, Hyde Park,

(6163-01-474522-0000), in accordance with the provisions of Town Code Chapter 85-5(B), Grass Maintenance Law; and

WHEREAS, the Town Deputy Building Inspector had reported to the Town Board that the owner or person in control of the property failed to cure, abate, correct, or remove such violation as identified in the order to remedy within seven (7) days of service of the written notice as required by Town Code Chapter 85-5(C)(1); and

WHEREAS, the Town authorized Town employees to take all necessary steps to correct or remove the violation pursuant to Town Code Chapter 85-5(C)(3)(b); and

WHEREAS, pursuant to Town Law, the Comptroller is able to submit to the Town Board a statement of the unpaid charges which include a description of the property, the grid number, location, and the chargeable amount to be imposed for each property for non-compliance; and

WHEREAS, these unpaid charges may be submitted to the Dutchess County Real Property Tax for levy upon the 2023 tax bills for the properties stated above.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to submit the statement of the unpaid charges to the Dutchess County Real Property Tax for inclusion on the 2023 tax bills in accordance with the provisions of Chapter 85-5(B) of Town Law.

MOTION: Councilwoman Noakes
SECOND: Councilwoman Ruggiero

VOICE VOTE:

ALL IN FAVOR 5
ALL OPPOSED 0 CARRIED

RESOLUTION 11:1 – 6 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO APPOINT MEGHAN CARDINAL AS A PERMANENT FULL TIME ACCOUNT CLERK FOR THE TOWN OF HYDE PARK PERSONNEL DEPARTMENT

WHEREAS, by Resolution 8:2 – 5 of 2021 Meghan Cardinal was appointed as a provisional full time account clerk pending a Civil Service examination to be given at a later date; and

WHEREAS, the Town was notified that as of October 19, 2022, Meghan Cardinal had passed the Civil Service Examination for Account Clerk and is now eligible to be appointed as a permanent full time account clerk for the Town of Hyde Park Personnel Department.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby appoint Meghan Cardinal as a permanent full time Account Clerk for the Town of Hyde Park Personnel Department retroactive to October 19, 2022, at a salary of \$45,500.00; and

BE IT FURTHER RESOLVED, that her terms and conditions of employment shall be subject to the terms of the Town of Hyde Park Employee Handbook; 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) and no more than twenty-six (26) weeks; 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 appoint Meghan Cardinal to said permanent full time appointment.

MOTION: Councilwoman Ruggiero
SECOND: Councilman Lombardi

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 7 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACKNOWLEDE THE RESIGNATION OF TOWN OF HYDE PARK POLICE OFFICER TODD R. JICHA

WHEREAS, Town of Hyde Park Police Officer Todd R. Jicha has submitted his letter of resignation effective Friday, October 14, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board acknowledges the resignation of Town of Hyde Park Police Officer Todd Jicha; and

BE IF FURTHER RESOLVED, that the Town of Hyde Park Town Supervisor and Town Board extend their appreciation and gratitude to Police Officer Todd Jicha for his dedicated service to the Town of Hyde Park.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 – 8 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT ON BEHALF OF THE TOWN OF HYDE PARK POLICE DEPARTMENT GRANT FUNDING FROM 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 sought applications for funding from 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, by Resolution 5:9 – 7 of 2022, the Town of Hyde Park Police Department submitted a grant application to the Bureau of Justice Assistance (BJA) U.S. Department of Justice for said funding; and

WHEREAS, the Town of Hyde Park Police Chief received confirmation by email on October 11, 2022, that the Town of Hyde Park Police Department had been awarded said grant funding in the amount of \$40,000.00 by the Bureau of Justice Assistance (BJA) U.S. Department of Justice for the purchasing of BWC's to be used within the Town of Hyde Park Police Department; and

WHEREAS, said funding is to be used over a 36-month period for the implementation of twenty (20) BWCs within the Department.

NOW THEREFORE BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby accept on behalf of the Town of Hyde Park Police Department grant funding in the amount of \$40,000.00 from the 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: Councilman Prusakowski

SECOND: Councilwoman Noakes

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 9 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN SUPERVISOR TO EXECUTE AN EXTENSION FOR THE CRISIS INTERVENTION SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF DUTCHESS, THE TOWN OF HYDE PARK, AND OTHER SPECIFIED MUNICIPALITIES WITHIN DUTCHESS COUNTY

WHEREAS, the Town of Hyde Park entered into an agreement with Dutchess County dated April 22, 2021 (County Contract No. 21-0180-12/21-PR) to provide services and resources through the Dutchess County Crisis Intervention Team (DCCIT) training and Behavioral Evaluation & Assessment Team (BEAT) patrols, which was extended by County Contract No. 21-0180-12/21-A1 dated February 18, 2022; and

WHEREAS, said parties' endeavor and agree to, when possible, in the best interest of the public, and consistent with the Law Enforcement agencies' Policies and Procedures, preempt circumstances requiring the arrest, possible incarceration, or hospitalization of people suffering from mental illness, substance use disorders, and/or those who have special needs to facilitate their referral to community-based organization, to provide resources and effectively link these individuals to appropriate mental health or substance abuse treatment in the community through the implementation of two community-policing models of care entitled: Dutchess County Crisis Intervention Team (DCCIT) and Behavioral Evaluation and Assessment Team (BEAT) Patrols; and

WHEREAS, the County and other participating municipalities wish to continue said contract for an additional period of one (1) year upon the terms and conditions hereinafter set forth; and

WHEREAS, the Town of Hyde Park agrees that it is in the best interest of the Town to extend their participation regarding said services.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby authorize the Town Supervisor to execute an extension for the Crisis Intervention Shared Services Agreement between the County of Dutchess, the Town of Hyde Park, and other Specified Municipalities within Dutchess County.

MOTION: Councilwoman Noakes
SECOND: Councilwoman Ruggiero

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 10 OF 2022

RESOLUTION AUTHORIZING THE TOWN OF HYDE PARK TOWN BOARD TO ACCEPT A DONATION FROM THE ROTARY CLUB OF HYDE PARK FOR THE TOWN OF HYDE PARK RECREATION DEPARTMENT’S “TRAIL IMPROVEMENT PROJECT” AT THE TERWILLIGER ENTRANCE OF THE WINNAKEE NATURE PRESERVE

BE IT RESOLVED, that the Town of Hyde Park Town Board does hereby accept on behalf of the Hyde Park Recreation Department, a donation in the amount of \$152.50 from the Rotary Club of Hyde Park to be utilized by the Recreation Department to purchase ten (10) tons of Item 4 Crushed Stone for the “Trail Improvement Project” at the Terwilliger entrance of the Winnakee Nature Preserve; and

BE IT FURTHER RESOLVED, that the Town of Hyde Park Town Board wishes to extend its appreciation and thanks the Rotary Club of Hyde Park for their generous donation.

MOTION: Councilwoman Ruggiero
SECOND: Councilman Lombardi

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 11 OF 2022

RESOLUTION ACKNOWLEDGING RECEIPT OF THE REQUEST TO ESTABLISH AN OPEN DEVELOPMENT AREA FOR PHASE II OF BELLEFIELD PUD, AND REFERRING THE MATTER TO THE PLANNING BOARD FOR ITS INPUT AND ADVICE IN ACCORDANCE WITH THE PROVISIONS OF §280-a(4) OF THE TOWN LAW

WHEREAS, §280-a(4) of the Town Law authorizes the Town Board to establish an Open Development Area (“ODA”) for lands where building permits may be issued for the erection of structures to which access is provided over private roads or by right-of-way or easement; and

WHEREAS, the Town Board previously established an ODA for Phase I-A of the Bellefield PUD Project (the Inn at Bellefield Hotel) with the passage of Resolution 6:18 – 10 of 2018 on June 18, 2018, and provided that expansions of the ODA to include future phases would be considered as each successive phase was presented to the Planning Board for site plan and subdivision development; and

WHEREAS, a request dated October 26, 2022, has been filed by the law firm of Cuddy & Feder, on behalf of T-Rex Hyde Park Owner LLC (“T-Rex”) seeking the Town Board’s approval of the creation of an ODA for Phase II of the Bellefield PUD project, which is currently before the Planning Board; and

WHEREAS, Town Law §280-a(4) provides, in relevant part, that upon receipt of such application, the Town Board shall refer the request for the ODA to the Planning Board for its advice on the suitability of the proposed access.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby refers the said application for approval of the ODA, as set forth in the October 26, 2022, letter of Cuddy & Feder, LLP, to the Planning Board for its review and report to the Town Board in accordance with the requirements of §280-a(4) of the Town Law.

MOTION: Councilman Lombardi
SECOND: Councilman Prusakowski

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

RESOLUTION 11:1 - 12 OF 2022

RESOLUTION ACKNOWLEDGING RECEIPT OF APPLICATION FOR VARIATIONS IN HEIGHT FOR SIX (6) RESIDENTIAL MULTI-FAMILY BUILDINGS IN PHASE II OF BELLEFIELD PUD, AND REFERRING THE APPLICATION TO THE TOWN PLANNING BOARD FOR RECOMMENDATION AND TO COUNTY PLANNING DEPARTMENT UNDER GENERAL MUNICIPAL LAW 239-M, AND SETTING PUBLIC HEARING ON THE REQUEST FOR DECEMBER 12, 2022

WHEREAS, the Town Board adopted a 2021 Amended Concept Plan/Comprehensive Development Plan for the Bellefield Property with the passage of Resolution 12:20 – 13 of 2021 on December 20, 2021 (“Approved Concept Plan”), which provides for a maximum height for multifamily residential buildings of 46 feet; and

WHEREAS, the Approved Concept Plan also authorizes the Town Board to issue variations of bulk requirements upon appropriate review; and

WHEREAS, a request dated October 26, 2022, has been filed by the law firm of Cuddy & Feder, on behalf of T-Rex Hyde Park Owner LLC (“T-Rex”) seeking the Town Board’s approval of height variations for six (6) residential multi-family buildings within Phase II of the Bellefield PUD project, which Phase II development is currently before the Planning Board; and

WHEREAS, the Town Board deems it appropriate to refer the matter to the Town Planning Board for their review and recommendation relating to the requested variations; and

WHEREAS, the Town Board further deems it appropriate to refer the request to the Dutchess County Planning Department under General Municipal Law 239-m as an application for an authorization that may be issued under

the provisions of the Town Zoning Law; and

WHEREAS, the Town Board wishes to accept public input regarding the requested height variations, and accordingly deems it appropriate to schedule a public hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby refers the within application for height variations for residential multi-family buildings 100 through 600 on the Phase II Final Development Plan, as described in the October 26, 2022 letter of Cuddy & Feder, LLP: (1) to the Town Planning Board, for its review and recommendations, including a specific evaluation of any pertinent environmental issues relating to the request; and (2) to the Dutchess County Planning Department, pursuant to the provisions of General Municipal Law 239-m.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to make the relevant referrals as required by law; and

BE IT FURTHER RESOLVED, that the Town Board hereby schedules a public hearing on the request for these height variations for Monday, December 12, 2022, at 6:05 p.m. at the Town Hall, and directs the Town Clerk to publish, post, and circulate notice of same pursuant to law.

MOTION: Councilman Prusakowski

SECOND: Councilwoman Noakes

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

MOTION: Councilwoman Ruggiero

SECOND: Councilwoman Noakes

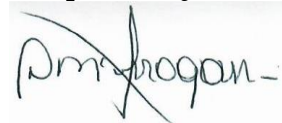
To adjourn Regular meeting

VOICE VOTE:

ALL IN FAVOR	5	
ALL OPPOSED	0	CARRIED

Meeting adjourned at 7:00pm

Respectfully submitted,



Donna McGrogan RMC
Town Clerk