

RED HOOK TOWN BOARD MEETING

February 24, 2021

A meeting of the Town Board of the Town of Red Hook, Dutchess County, New York was convened by Zoom Videoconference due to COVID-19 pandemic stay in place rules at the Town Hall, 7340 South Broadway, Red Hook at 7:30 p.m.

Present: Supervisor Robert McKeon
Councilmember William Hamel
Councilmember Christine Kane
Councilmember William O'Neill
Councilmember Jacob Testa
Town Clerk Deanna Cochran

Also Present: Attorney Christine Chale
Supervisor's Assistant Matt Fenaroli

Supervisor McKeon opened with the Pledge of Allegiance and reviewed the agenda.

ANNOUNCEMENTS

Food Drive in support of Red Hook Responds and supported by the Red Hook Rotary to be held on February 27th from 8 a.m. to 10 a.m. Please bring non-perishable food items, i.e., soup, cereal, beans, stew, tuna, chicken and more to the Masonic Lodge located on 9 Graves Street in Red Hook.

Supervisor McKeon gave an update on COVID in Dutchess County which also can be found on the Town's website.

PUBLIC COMMENTS

There were none.

Public Hearing - Authorizing the Adoption by the Town Board of the Town of Red Hook of Local Law No. A (Proposed) of 2021 Regarding Issuance of Permits for Work within a Right of Way of a Town Highway

Supervisor McKeon opened the Public Hearing and it was noted that correspondence was received from John Wagner, Attorney for the Preserve at Lakes Kill.

Supervisor McKeon explained Local Law A.

On a motion of Supervisor McKeon seconded by Councilmember Hamel moved to close the Public Hearing.

Adopted	Ayes	5	McKeon, Hamel, Kane, O'Neill, Testa
	Nays	0	

FY 2020 - Financial Review

Supervisor McKeon reviewed the highlights of the 2020 annual update document, the community investments - Rec parks and playgrounds, expansion of Rec park to include Rec Park West, continued retrofitting with clean energy and energy efficient upgrades and highway infrastructure. He went on to say that without the continued support of federal, state and county government grants, these projects could not have been done.

Supervisor McKeon continued to say staffing re-org has saved \$200,000 per year, refinancing debt, first round of savings - \$124,072; second round of savings - \$139,810 and the LED Streetlight Conversion has a projected savings of over \$100,000 over the next 15 years.

Supervisor McKeon showed the details of the various funds and how the balances have changed over the year and explained the Fund Balance Report.

Resolution Establishing a Date for a Public Hearing Regarding the Approval by the Town Board of the Town of Red Hook of a Fire Protection District Fire Service Agreement Between the Town of Red Hook and the Village of Red Hook and the Red Hook Fire Company, Inc. and the Village of Tivoli for 2021 and 2022

Supervisor McKeon explained the resolutions.

On a motion of Supervisor McKeon seconded by Councilmember O'Neill moved to set Public Hearing on Tuesday, March 9, 2021 at 7:35 p.m.

Adopted: Ayes 5 McKeon, Hamel, Kane O'Neill, Testa
Nays 0

**TOWN OF RED HOOK
RESOLUTION NO. 15
DATED FEBRUARY 24, 2021**

**ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE APPROVAL
BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF A FIRE
PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN
OF RED HOOK AND THE VILLAGE OF RED HOOK AND THE RED HOOK FIRE
COMPANY, INC. FOR 2021 AND 2022 AND
A FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN
OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2021 AND 2022**

WHEREAS, proposed terms of the Agreement entitled “**FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN OF RED HOOK AND THE VILLAGE OF RED HOOK AND THE RED HOOK FIRE COMPANY, INC. FOR 2021 AND 2022**” have been submitted to the Town Board of the Town of Red Hook; and

WHEREAS, proposed terms of the Agreement entitled “**FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2021 AND 2022**” have been submitted to the Town Board of the Town of Red Hook;

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Red Hook (by the favorable vote of not less than a majority of all of the members of the Board) as follows:

1. The Town Board of the Town of Red Hook shall hold a concurrent public hearing on March 9, 2021, at 7:35 p.m. at the Town Hall, 7340 South Broadway, Red Hook, New York, to hear all interested parties on said proposed Agreement between the Town of Red Hook and the Village of Red Hook and the Red Hook Fire Company, Inc., and on said proposed Agreement between the Town of Red Hook and the Village of Tivoli, at which time and place it shall be determined by the Town Board whether to approve each of said proposed Agreements; and

2. The Town Clerk is hereby authorized and directed to publish notice of said public hearing in the Poughkeepsie Journal, the official newspaper of said Town, on or before February 27, 2021, which is not less than ten days prior to the date of said public hearing.

EXTRACT OF MINUTES

A regular meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, was convened in public session via videoconference and/or teleconference pursuant to Executive Order 202.1, as amended, on February 24, 2021 at 7:30 p.m., local time. A live transmission was available to the public as described in the notice of meeting attached hereto. The meeting was recorded and a full transcript is required to be prepared to the extent required by such Executive Order.

The meeting was called to order by Supervisor Robert McKeon, and, upon roll being called, the following members were (Note: Where members are marked Present, specify whether In Person at the Town Hall, 7340 South Broadway, Red Hook, NY, via Videoconference, or via Teleconference):

	Present	Absent
Supervisor Robert McKeon	VIA videoconference	
Councilmember William Hamel	VIA videoconference	
Councilmember Christine Kane	VIA videoconference	
Councilmember William O'Neill	VIA videoconference	
Councilmember Jacob Testa	VIA videoconference	

The following persons were ALSO PRESENT:

Christine M. Chale, Esq., Attorney for the Town, VIA Videoconference

The following resolution was offered by Supervisor McKeon, seconded by Councilmember O'Neill, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 15
DATED FEBRUARY 24, 2021**

**ESTABLISHING A DATE FOR A PUBLIC HEARING REGARDING THE APPROVAL
BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF A FIRE
PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN
OF RED HOOK AND THE VILLAGE OF RED HOOK AND THE RED HOOK FIRE
COMPANY, INC. FOR 2021 AND 2022 AND
A FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN
OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2021 AND 2022**

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Supervisor Robert McKeon	VOTING Aye
Councilmember William Hamel	VOTING Aye
Councilmember Christine Kane	VOTING Aye
Councilmember William O'Neill	VOTING Aye
Councilmember Jacob Testa	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

**NOTICE OF PUBLIC HEARING
TOWN OF RED HOOK**

PLEASE TAKE NOTICE that a concurrent public hearing will be held by the Town Board of the Town of Red Hook on March 9, 2021 at 7:35 p.m. local time, at the Town Hall, 7340 South Broadway, Red Hook, New York 12571, (i) to hear all interested persons regarding a proposed Fire Protection District Fire Service Agreement between the Town of Red Hook and the Village of Tivoli for 2021 and 2022, and (ii) to hear all interested persons regarding a proposed Fire Protection District Fire Service Agreement between the Town of Red Hook and the Village of Red Hook and the Red Hook Fire Company for 2021 and 2022. Both agreements relate to the existing Red Hook Fire Protection District embracing the territory outside the Villages of Red Hook and Tivoli.

Due to the ongoing COVID pandemic, the Town Hall is closed to the general public until further notice. Pursuant to Executive Order No. 202.1, as extended, issued by Governor Cuomo, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the public will not be permitted to attend in person. Board members are expected to participate in the public hearing via teleconference or video conference. Please refer to the meeting agenda to be posted on the Town website at <https://www.redhook.org> listing the specific link which will allow the public to view and listen to the proceedings live, which is expected to be available at www.pandativ23.org (click on "WATCH live"). Project documents will be posted with the meeting agenda on the Town's website.

All interested persons will be given an opportunity to be heard as follows: 1) The public is encouraged to submit written comments by email or telephone in advance of the hearing to supervisor@redhook.org and 845-758-4622 by 4:00 p.m. the day of the hearing. Please note "Fire Contracts" in the subject. 2) Written comments may be dropped in the Town's drop box in advance of the hearing at the Town Hall, 7340 South Broadway, Red Hook, New York 12571 by 4:00 p.m. the day of the hearing. Please observe the recommendations of the CDC regarding distancing and use of masks. 3) All comments so received in advance of the hearing will be noted in the hearing record. Interested persons may also comment by email or telephone to supervisor@redhook.org and 845-758-4622 on the date of the hearing from the time of opening the hearing until the close of the hearing.

All reasonable accommodations will be made for persons with disabilities. In such a case, please notify the Town Clerk in advance at the above address or by phone 845-758-4606 so that arrangements can be made.

PLEASE TAKE FURTHER NOTICE that copies of said proposed Agreements are available for review at the Town Hall, 7340 South Broadway, Red Hook, New York 12571.

By order of the Town Board of the Town of Red Hook, dated February 24, 2021.

Deanna Cochran
Town Clerk
Town of Red Hook

NOTICE OF TOWN BOARD MEETINGS – Wednesday, February 24, 2021 at 7:30 pm Town of Red Hook NOTICE OF TOWN BOARD MEETINGS A public meeting will be held by the Town Board of the Town of Red Hook on Wednesday, February 24, 2021 at 7:30 pm. Due to the ongoing COVID pandemic, the Town Hall is closed to the general public until further notice. Pursuant to Executive Order No. 202.1, issued by Governor Cuomo, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the public will not be permitted to attend in person. Some or all of the Board members are expected to participate in the meeting via teleconference or video conference. Please refer to the meeting agenda to be posted on the Town website at <https://www.redhook.org>. The public may view and listen to the proceedings live on www.pandav23.org. To the extent permitted by law, and until further notice, future Town Board meetings including the regularly scheduled meetings on the second Tuesday and fourth Wednesday of each month, will be available to the public via PANDA’s website listed above. Interested persons may comment on agenda matters by submitting an email or telephone by submitting comments to the Supervisor at rmckeon@redhook.org. All reasonable accommodations will be made for persons with disabilities. In such a case, please notify the Town Clerk’s office at 845-758-4606 so that arrangements can be made.

Deanna Cochran Town Clerk, Town of Red Hook

Local Law A - A Local Law to Enact a 6 Month Moratorium on Work within a Town Highway

Supervisor McKeon explained the Local Law.

Councilmember Kane asked for more information on the update of the highway specifications, scope of work, costs and time frame. She would like to wait until there is more information available before voting.

Supervisor McKeon stated that the Town engineers are meeting with Highway Superintendent Burke this week. The scope is to update the highway specifications and to do a comprehensive update of the specifications.

Councilmember Testa would like to wait on this vote until the March 9th meeting.

**TOWN OF RED HOOK
RESOLUTION NO. 16
DATED FEBRUARY 24, 2021**

AUTHORIZING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW NO. A (PROPOSED) OF 2021 REGARDING ISSUANCE OF PERMITS FOR WORK WITHIN A RIGHT OF WAY OF A TOWN HIGHWAY

WHEREAS, a proposed form of Local Law A (Proposed) of 2021 entitled “**Local Law No. A (Proposed) of 2021; A local law placing a six-month moratorium on the issuance of permits for work within the right of way of a Town Highway in the Town of Red Hook**” was presented to the Town Board of the Town of Red Hook at a regular meeting held on February 9, 2021; and

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Red Hook on February 9, 2021, setting a public hearing to be held by said Town Board on February 24, 2021 at 7:35 p.m. at the Town Hall, 7340 South Broadway, Red Hook, New York, to hear all interested parties on said proposed local law; and

WHEREAS, pursuant to the State Environmental Quality Review Act, the Town Board has determined that the Proposed Local Law is best described as a local legislative decision concerning routine administration and management and that adoption of this Local Law constitutes a Type II action which will not have a significant effect on the environment; and

WHEREAS, notice of said public hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of said Town, on February 13, 2021, which is not less than ten calendar days prior to the date of said public hearing; and

WHEREAS, notice of the February 24, 2021 public hearing was sent to the clerks of adjacent municipalities; and

WHEREAS, pursuant to Section 239-m of the General Municipal Law, a copy of the Proposed Local Law was referred to the Dutchess County Department of Planning and Development which responded on February 11, 2021 that it was a matter of local concern; and

WHEREAS, said public hearing was duly held on February 24, 2021 at said time and place, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof; and

WHEREAS, the Town Board of the Town of Red Hook, after due deliberation, finds it in the best interests of the Town to adopt said local law, in the form attached hereto.

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Red Hook as follows:

1. The Town Board hereby adopts said Local Law A (Proposed) of 2021, now referred to as Local Law No. 1 of 2021, entitled “**Local Law No. 1 of 2021; A local law placing a six-month moratorium on the issuance of permits for work within the right of way of a Town Highway in the Town of Red Hook**” in the form attached hereto and made a part of this resolution; and
2. The Town Clerk hereby is directed to enter said local law in the minutes of this meeting and in the Town Code of the Town of Red Hook, to give due notice of the adoption of said local law to the Secretary of State of New York, and to take all other actions as may be required by law.

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE
ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Red Hook

Local Law No. A (Proposed) of 2021

A local law placing a six-month moratorium on the issuance of permits for work within the right of way of a Town Highway in the Town of Red Hook.

Be it enacted by the Town Board of the Town of Red Hook as follows:

SECTION 1. LEGISLATIVE INTENT

The purpose of this local law is to suspend temporarily the issuance of any permits for alteration, modification, or opening of roadways under the Town’s jurisdiction in the Town of Red Hook while the Town Board of the Town of Red Hook considers amendments to the Town’s Highway Specifications. The Highway Specifications were last amended in 2014 and have not undergone a comprehensive review since at least 1995. The Town has engaged a third-party engineering consultant to perform a comprehensive review of the Town’s Highway Specifications and to offer recommendations on changes to the Highway Specifications. This local law is intended to allow the Town to receive the report and recommendations of its engineering consultant and update its Highway Specifications to make the regulations therein consistent with applicable provisions of the Town Code and relevant authorities, including but not limited to the Town of Red Hook Zoning Law, the Centers and Greenspaces Plan, and the Town of Red Hook Complete Streets policy. The overall purposes of these amendments will be to ensure safety of those traveling along Town roadways and to promote community planning values by regulating roadway development based on a carefully considered plan. This local law is an interim measure intended to preserve the status quo pending the adoption of amendments to the Highway Specifications and prevents a “race of diligence” by those seeking to obtain approvals before new Highway Specifications are in place. This local law will protect the health, safety, and welfare of Town Residents until amended Highway Specifications are adopted.

SECTION 2. MORATORIUM

A. Pursuant to the Town of Red Hook Highway Specifications, adopted pursuant to New York State Highway Law and Town Law, the Town of Red Hook Highway Superintendent has been authorized to issue permits for construction within the right of way of highways owned and/or maintained by the Town of Red Hook (“Town Highways”) A moratorium is hereby imposed from the effective date of this local law for a period of six (6) months on the issuance of permits or approvals for any construction within Town Highways, including the modification,

alteration, or opening of streets, roadways, highways, or driveways, unless expressly exempted pursuant to subsection 2(D) of this local law.

B. The Town of Red Hook Highway Superintendent shall not consider any applications, including any such application currently pending before the Superintendent, for matters within the scope of this moratorium for the term of this moratorium, unless expressly exempted pursuant to subsection 2(D) of this local law.

C. No permit shall be issued by any official of the Town of Red Hook under the Town of Red Hook Code or Highway Specifications for any matters within the scope of this moratorium for the term of this moratorium, unless expressly exempted pursuant to subsection 2(D) of this local law.

D. Notwithstanding the restrictions provided above, applications for permits for work construction within a Town Highway may be considered, granted, or approved by applicable officials under the following limited circumstances:

- i. Where any road opening or modification permit for work subject to this moratorium has been granted and is on file with the Building Inspector prior to February 9, 2021, the applicant therefor shall be permitted to commence and complete the activities within the scope of said approved permit.
- ii. Where an applicant seeks a permit to allow the opening, construction, or modification of a driveway serving no more than four dwelling units, the relevant permitting authority may consider the application and approve the permit.
- iii. Work undertaken by or on behalf of the Town of Red Hook Highway Department determined to be necessary in the interests of public safety.
- iv. Installation of public utilities permitted by law and existing franchise rights.
- v. Nothing herein shall be deemed to waive or eliminate any other applicable regulations, restrictions, limitations, or expirations for said activities, permits, or approvals, which must otherwise be in full compliance with all applicable laws and regulations in effect on the date of issuance of said permit or approval.

E. This local law provides notice to all applicants that, although applications for municipal approvals such as site plan approvals, subdivision approvals, area variances, and use variances may proceed through the Planning Board or Zoning Board of Appeals review processes, applicants proceed at their own risk because such applications may be affected or denied because of a change to the Highway Specifications.

SECTION 3. STATEMENT OF AUTHORITY.

This local law is authorized by the New York State Constitution, Article IX, Section 2, the provisions of the New York Municipal Home Rule Law (MHRL), the provisions of the Statute of Local Governments, the relevant provisions of the Town Law of the State of New York, the laws of the Town of Red Hook and the general police power vested with the Town of Red Hook to promote the health, safety and welfare of all residents and property owners within the Town.

SECTION 4. SUPERSESSION

Pursuant to the authority granted in MHRL Section 10(1)(ii)(d)(3) and in accordance with MHRL Section 22(1), this local law supersedes Sections 276, 277, and 278 of the New York State Town Law, Sections 140, 171, and 213 of the New York State Highway Law, and any other provision of law that the Town may supersede pursuant to the MHRL and the Constitution of the State of New York. Any reviewing courts is specifically requested to take notice of this legislative intent and apply such intent in the event the Town has failed to specify any provision of law that may require supersession. The Town Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

SECTION 5. HARDSHIP WAIVER

A. The Town Board may waive the provisions of this moratorium upon the application of an owner of property pursuant to the standards and requirements herein. An applicant seeking such relief shall be required to show by clear and convincing evidence, and the Town Board must find, that, taking into account the impact of the relief on the purposes of the Town's Highway Specifications and this local law (1) the application of the moratorium to the permit application will constitute an unjust result and cause the applicant substantial economic hardship, (2) the proposed work will not harm the public health, safety and welfare, and (3) the proposed work is consistent with the all other aspects of the Manual on Uniform Traffic Control Device the Red Hook Town Code, the Centers and Greenspaces Plan, and the Town of Red Hook Complete Streets guidelines.

B. Upon submission of written application to the Town Clerk by the property owner seeking a hardship waiver to this moratorium, the Town Board shall, within thirty (60) days of receipt of such application, schedule a public hearing. Public notice of such hearing shall be given at least five (5) days prior to the date thereof in the official newspaper of the Town. At said public hearing, the property owner, and other parties wishing to present evidence with regard to the application, shall have an opportunity to be heard, and the Town Board shall within thirty (30) days of the close of said public hearing render its decision either granting, with or without conditions, or denying the application.

C. The applicant or any other person aggrieved by a decision of the Town Board hereunder may apply to the state supreme court pursuant to Article 78 of the Civil Practice Law and Rules.

SECTION 6. PENALTIES FOR VIOLATION

This local law may be enforced by any police agency with jurisdiction in the Town of Red Hook, including but not limited to the NYS Troopers, Dutchess County Sheriff, Village of Red Hook Police, and Town of Red Hook Building Inspector. Any infraction of the provisions of this local law shall constitute a violation. Any person who violates this local law or fails to comply with any of its requirements shall, upon conviction thereof, be fined no more than \$250 or imprisoned for not more than 15 days or both. Each day of noncompliance shall be considered a separate offense. Nothing herein contained shall prevent the Building Inspector of the Town of Red Hook from taking such other lawful action as necessary to prevent or remedy an infraction, including but not limited to seeking injunctive relief.

SECTION 7. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this Local Law, which can be given effect without such part or parts.

SECTION 8. EFFECTIVE DATE

This local law shall take effect immediately after it is filed with the Secretary of State as provided in section twenty-seven of the Municipal Home Rule Law.

EXTRACT OF MINUTES

A regular meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, was convened in public session via videoconference and/or teleconference pursuant to Executive Order 202.1, as amended, on February 24, 2021 at 7:39 p.m., local time. A live transmission was available to the public as described in the notice of meeting attached hereto. The meeting was recorded and a full transcript is required to be prepared to the extent required by such Executive Order.

The meeting was called to order by Supervisor Robert McKeon, and, upon roll being called, the following members were (Note: Where members are marked Present, specify whether In Person at the Town Hall, 7340 South Broadway, Red Hook, NY, via Videoconference, or via Teleconference):

	Present	Absent
Supervisor Robert McKeon	Via Videoconference	
Councilmember William Hamel	Via Videoconference	
Councilmember Christine Kane	Via Videoconference	
Councilmember William O'Neill	Via Videoconference	
Councilmember Jacob Testa	Via Videoconference	

The following persons were ALSO PRESENT:

Christine M. Chale, Esq., Attorney for the Town, VIA Videoconference

The following resolution was offered by Councilmember O'Neill, seconded by Councilmember Hamel, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 16
DATED FEBRUARY 24, 2021**

AUTHORIZING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW NO. A (PROPOSED) OF 2021 REGARDING ISSUANCE OF PERMITS FOR WORK WITHIN A RIGHT OF WAY OF A TOWN HIGHWAY

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Supervisor Robert McKeon	VOTING Aye
Councilmember William Hamel	VOTING Aye
Councilmember Christine Kane	VOTING No
Councilmember William O'Neill	VOTING Aye
Councilmember Jacob Testa	VOTING No

The foregoing resolution was thereupon declared duly adopted.

NOTICE OF TOWN BOARD MEETINGS – Wednesday, February 24, 2021 at 7:30 pm Town of Red Hook NOTICE OF TOWN BOARD MEETINGS A public meeting will be held by the Town Board of the Town of Red Hook on Wednesday, February 24, 2021 at 7:30 pm. Due to the ongoing COVID pandemic, the Town Hall is closed to the general public until further notice. Pursuant to Executive Order No. 202.1, issued by Governor Cuomo, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the public will not be permitted to attend in person. Some or all of the Board members are expected to participate in the meeting via teleconference or video conference. Please refer to the meeting agenda to be posted on the Town website at <https://www.redhook.org>. The public may view and listen to the proceedings live on www.pandatv23.org. To the extent permitted by law, and until further notice, future Town Board meetings including the regularly scheduled meetings on the second Tuesday and fourth Wednesday of each month, will be available to the public via PANDA's website listed above. Interested persons may comment on agenda matters by submitting an email or telephone by submitting comments to the Supervisor at rmckeon@redhook.org. All reasonable accommodations will be made for persons with disabilities. In such a case, please notify the Town Clerk's office at 845-758-4606 so that arrangements can be made.

Deanna Cochran Town Clerk, Town of Red Hook

Supervisor McKeon acknowledged that the Town received Dutchess County Department of Planning and Development's response to the referral on Local Law A which is included in the documents.

Board Reports

Water District I Water Board - Water tests and pumping all are good. PFO's and PFOA's will be tested this week. There are some outstanding work orders for the wells.

Department Reports

Animal Control - There was one nuisance call as a result of a barking complaint turned into a Humane Law call when discovered that two dogs were left in a yard without adequate shelter.

In December there was a dog from Rhinebeck that attacked a dog from Red Hook severely, injuring it's owner as well. SPCA was preparing to take legal action and the dog owner put the dog down.

Assessor's Report - The Assessor's office has been busy processing all renewals that were required to renew for 2021. The Assessor continues to work with the Real Property Services Manager regarding the Town's Level of Assessment and the increase in sales for the Town of Red Hook.

December - Town of RH - 10 sales - highest at \$2,515,000, lowest at \$396,000. There were (2) vacant land sales.

Village of RH - 2 sales - highest at \$347,000, lowest at \$237,000.

Tivoli - 3 sales - highest at \$369,000, lowest at \$89,000

January - Town of RH - 10 sales - highest at \$1,500,000, lowest at \$160,000

Village of RH - 2 sales - highest at \$349,000, lowest at \$89,000

Building Inspector - February, 2021 - Permits: 18; Inspections: 28; CO/CC: 24; Complaints: 0; Total Revenue: \$5,099.90

Committee Reports

Conservation Advisory Council - The Saw Kill Watershed Community is now the local lead with the DEC's Amphibian Migration & Road Crossing project - contact Amy Shein at amyshein@gmail.com to volunteer to help salamanders and frogs cross the road.

The Committee is looking to develop an updated Natural Resource Inventory for Red Hook.

The Sustainable Community Certification Program continues - the group is developing a pilot project for tiny houses to be part of an art, history, trails and farm tour.

Recreation Commission - The dugouts had a lot of carpentry work done on them; parks still need electricity added; still working on getting security cameras installed; pavilion ceiling work needs to be done; with regard to COVID, John Kuhn working with RHCSO regarding spring sports programs.

Tree Preservation Commission - Seedlings for the Arbor Day celebration have been ordered from the Millbrook Cooperative Extension. The Committee would like to donate a bluebird nesting box to the Rec Park. Schichtel Nursery's delivery fees increased to \$400 per tree order. The Committee is exploring other options, including ordering from local retail nurseries. The Committee members will meet with John Kuhn to walk the Rec Park property to discuss possible tree planting sites.

Reorganization

Supervisor McKeon reviewed the Reorganization List.

The following was updated:

CPF/PDR Advisory Committee

<i>7 members</i>	<i>3-year appointment</i>
Chair- MaryAnn Johnson	2021
Richard Biezyński	2022 (farmer)
Brent Kovalchik	2022 (architect)
Vacant	2016 (economist)
Peter Hubbell	2021 (land appraiser)
John Hardeman	2021 (farmer)
Ken Migliorelli	2022 (farmer)
Mary Ann Johnson	2022 (planner)
Liaison: Christine Kane	

On a motion of Councilmember Kane seconded by Councilmember Hamel to reappoint Brent Kovalchik to a 3-year term ending in 2022 of the CPF/PDR Advisory Board.

Adopted	Ayes	5	McKeon, Hamel, Kane, O'Neill, Testa
	Nays	0	

Zoning Board of Appeals

<i>5 Members</i>	<i>5-year appointment</i>
<i>Alternates</i>	<i>2-year appointment</i>
Chair – Kate Karakassis	2021
Jim Hegstetter (3/07)	2019
Nick Annas (4/08)	2025
Chris Klose (1/16)	2022

Christopher Carney (2/10) 2018
Kate Karakassis (3/1) 2021
Vacant-Alt 2018
Vacant-Alt 2009
Secretary PT – Anne Rubin (11/14)
Liaison: William O’Neill

On a motion of Supervisor McKeon seconded by Councilmember O'Neill to appoint Kate Karakassis to Chair for 2021 of the Zoning Board of Appeals.

Adopted Ayes 5 McKeon, Hamel, Kane, O'Neill, Testa
Nays 0

Correspondence

Received correspondence from Noine Nakao-Peyton, Director/Instructor from I Station Studio, looking for the Board to consider a mural in the Rec Park. The Board would like to consider another location in the Town or Village for this mural.

Received correspondence from Linda Keeling with suggestions about the Ethics Board, reconstituting it and other recommendations.

Attorney Client - Tax Matters, Real Estate Assessments

On a motion of Supervisor McKeon seconded by Councilmember O'Neill moved to go into Attorney Client.

Adopted: Ayes 5 McKeon, Hamel, Kane O'Neill, Testa
Nays 0

9:06 p.m. out of Attorney Client.

Resolution Authorizing Settlement of Article 7 Proceeding with 25 Old Farm Development, LLC

Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK
RESOLUTION NO. 17
DATED: FEBRUARY 24, 2021**

**RESOLUTION AUTHORIZING SETTLEMENT OF ARTICLE 7 PROCEEDING
WITH 25 OLD FARM DEVELOPMENT, LLC**

WHEREAS, 25 Old Farm Development, LLC (“Petitioner”), with real property located in the Town of Red Hook, commenced proceedings pursuant to Article 7 of the Real Property Tax Law challenging the assessment on property located in the Town of Red Hook, Dutchess County, New York and designated as 6272-13-168311, 6272-13-168314, and 6272-13-169308 on the Official Assessment Map of the Town of Red Hook for the 2020 assessment roll; and

WHEREAS, the parties have agreed to settle the proceedings whereby the assessment on the parcels which are the subject of the proceedings will be reduced, corrected and fixed for the 2020 tax assessment roll; and

WHEREAS, a proposed consent order and judgment has been presented to the Town of Red Hook for reduction of the assessment, as follows:

Tax Map No. 6272-13-168311: 2020 – from \$450,000 to \$200,000 for a total reduction of \$250,000; and

Tax Map No. 6272-13-168314: 2020 – from \$450,000 to \$200,000 for a total reduction of \$250,000; and

Tax Map No. 6272-13-169308: 2020 – from \$509,000 to \$200,000 for a total reduction of \$309,000;

which consent order and judgement provides that tax refunds are waived for the amount, if any, paid by Petitioners as taxes on the original 2021 Town taxes, and which consent judgment

further provides that the parties acknowledge there has been a physical change (improvement) to the properties since the March 1, 2020 taxable status date;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Red Hook as follows:

1. The Town Board does hereby agree to the settlement and to the entry of the consent judgment for reduction of assessment for Petitioner on the terms and conditions set forth herein.
2. The Assessor, the Receiver of Taxes, and the Town’s other officers, employees and agents are hereby authorized and directed for, and in the name and on behalf of the Town, to carry out the provisions of the consent judgment.
3. Rodenhause Chale & Polidoro LLP as Attorneys for the Town are authorized to execute such documents as may be necessary to effectuate this resolution.

EXTRACT OF MINUTES

A regular meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, was convened in public session via videoconference and/or teleconference pursuant to Executive Order 202.1, as amended, on February 24, 2021 at 7:30, local time. A live transmission was available to the public as described in the notice of meeting attached hereto. The meeting was recorded and a full transcript will be prepared to the extent required by the Executive Order.

The meeting was called to order by Supervisor Robert McKeon, and, upon roll being called, the following members were: (Note: Where members are marked Present, specify whether In Person at the Town Hall, 7340 South Broadway, Red Hook, NY, via Videoconference, or via Teleconference.)

	Present	Absent
Supervisor Robert McKeon	VIA Videoconference	
Councilmember William Hamel	VIA Videoconference	
Councilmember Christine Kane	VIA Videoconference	
Councilmember William O’Neill	VIA Videoconference	
Councilmember Jacob Testa	VIA Videoconference	

The following persons were ALSO PRESENT:
Christine M. Chale, Esq., Attorney for the Town VIA Videoconference.

The following resolution was offered by Supervisor McKeon, seconded by Councilmember O’Neill, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 17
DATED: FEBRUARY 24, 2021**

**RESOLUTION AUTHORIZING SETTLEMENT OF ARTICLE 7 PROCEEDING
WITH 25 OLD FARM DEVELOPMENT, LLC**

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Supervisor Robert McKeon	VOTING Aye
Councilmember William Hamel	VOTING Aye
Councilmember Christine Kane	VOTING Aye
Councilmember William O’Neill	VOTING Aye
Councilmember Jacob Testa	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

NOTICE OF TOWN BOARD MEETINGS – Wednesday, February 24, 2021 at 7:30 pm Town of Red Hook NOTICE OF TOWN BOARD MEETINGS A public meeting will be held by the Town Board of the Town of Red Hook on Wednesday, February 24, 2021 at 7:30 pm. Due to the ongoing COVID pandemic, the Town Hall is closed to the general public until further notice. Pursuant to Executive Order No. 202.1, issued by Governor Cuomo, and advisories issued by

Federal, State and Local officials related to the COVID-19 virus, the public will not be permitted to attend in person. Some or all of the Board members are expected to participate in the meeting via teleconference or video conference. Please refer to the meeting agenda to be posted on the Town website at <https://www.redhook.org>. The public may view and listen to the proceedings live on www.pandatv23.org. To the extent permitted by law, and until further notice, future Town Board meetings including the regularly scheduled meetings on the second Tuesday and fourth Wednesday of each month, will be available to the public via PANDA's website listed above. Interested persons may comment on agenda matters by submitting an email or telephone by submitting comments to the Supervisor at rmckeon@redhook.org. All reasonable accommodations will be made for persons with disabilities. In such a case, please notify the Town Clerk's office at 845-758-4606 so that arrangements can be made.
Deanna Cochran Town Clerk, Town of Red Hook

Resolution Authorizing Settlement of Article 7 Proceeding with Tradition at Red Hook Homeowners Association Inc.

Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK
RESOLUTION NO. 18
DATED: FEBRUARY 24, 2021**

**RESOLUTION AUTHORIZING SETTLEMENT OF ARTICLE 7 PROCEEDING
WITH TRADITION AT RED HOOK HOMEOWNERS ASSOCIATION INC.**

WHEREAS, Tradition at Red Hook Homeowners Association Inc. ("Petitioner"), with real property located in the Town of Red Hook, commenced proceedings pursuant to Article 7 of the Real Property Tax Law challenging the assessment on property located in the Town of Red Hook, Dutchess County, New York and designated as 6272-13-189318 on the Official Assessment Map of the Town of Red Hook for the 2020 assessment roll; and

WHEREAS, the parties have agreed to settle the proceedings whereby the assessment on the parcels which are the subject of the proceedings will be reduced, corrected and fixed for the 2020 tax assessment roll; and

WHEREAS, a proposed consent order and judgment has been presented to the Town of Red Hook for reduction of the assessment, as follows:

Tax Map No. 6272-13-189318
2020 – from \$340,000 to \$0 for a total reduction of \$340,000

which consent order and judgement provides that tax refunds are waived for the amount, if any, paid by Petitioners as taxes on the original 2021 Town taxes; and

which consent judgment provides that the settlement is related solely to the parcel identified as 6272-13-189318-0000, and all other parcels owned by the Petitioner will be assessed going forward based on their individual circumstances,

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Red Hook as follows:

4. The Town Board does hereby agree to the settlement and to the entry of the consent judgment for reduction of assessment for Petitioner on the terms and conditions set forth herein.
5. The Assessor, the Receiver of Taxes, and the Town's other officers, employees and agents are hereby authorized and directed for, and in the name and on behalf of the Town, to carry out the provisions of the consent judgment.
6. Rodenhausen Chale & Polidoro LLP as Attorneys for the Town are authorized to execute such documents as may be necessary to effectuate this resolution.

EXTRACT OF MINUTES

A regular meeting of the Town Board of the Town of Red Hook, Dutchess County, New York, was convened in public session via videoconference and/or teleconference pursuant to Executive

Order 202.1, as amended, on February 24, 2021 at 7:30, local time. A live transmission was available to the public as described in the notice of meeting attached hereto. The meeting was recorded, and a full transcript will be prepared to the extent required by the Executive Order.

The meeting was called to order by Supervisor Robert McKeon, and, upon roll being called, the following members were: (Note: Where members are marked Present, specify whether In Person at the Town Hall, 7340 South Broadway, Red Hook, NY, via Videoconference, or via Teleconference.)

	Present	Absent
Supervisor Robert McKeon	VIA Videoconference	
Councilmember William Hamel	VIA Videoconference	
Councilmember Christine Kane	VIA Videoconference	
Councilmember William O'Neill	VIA Videoconference	
Councilmember Jacob Testa	VIA Videoconference	

The following persons were ALSO PRESENT:

Christine M. Chale, Esq., Attorney for the Town VIA Videoconference.

The following resolution was offered by Supervisor McKeon, seconded by Councilmember Hamel, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 18
DATED FEBRUARY 24, 2021**

**RESOLUTION AUTHORIZING SETTLEMENT OF ARTICLE 7 PROCEEDING
WITH TRADITION AT RED HOOK HOMEOWNERS ASSOCIATION INC.**

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Supervisor Robert McKeon	VOTING Aye
Councilmember William Hamel	VOTING Aye
Councilmember Christine Kane	VOTING Aye
Councilmember William O'Neill	VOTING Aye
Councilmember Jacob Testa	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

NOTICE OF TOWN BOARD MEETINGS – Wednesday, February 24, 2021 at 7:30 pm Town of Red Hook NOTICE OF TOWN BOARD MEETINGS A public meeting will be held by the Town Board of the Town of Red Hook on Wednesday, February 24, 2021 at 7:30 pm. Due to the ongoing COVID pandemic, the Town Hall is closed to the general public until further notice. Pursuant to Executive Order No. 202.1, issued by Governor Cuomo, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the public will not be permitted to attend in person. Some or all of the Board members are expected to participate in the meeting via teleconference or video conference. Please refer to the meeting agenda to be posted on the Town website at <https://www.redhook.org>. The public may view and listen to the proceedings live on www.pandatv23.org. To the extent permitted by law, and until further notice, future Town Board meetings including the regularly scheduled meetings on the second Tuesday and fourth Wednesday of each month, will be available to the public via PANDA's website listed above. Interested persons may comment on agenda matters by submitting an email or telephone by submitting comments to the Supervisor at rmckeon@redhook.org. All reasonable accommodations will be made for persons with disabilities. In such a case, please notify the Town Clerk's office at 845-758-4606 so that arrangements can be made.
Deanna Cochran Town Clerk, Town of Red Hook

On a motion of Supervisor McKeon seconded by Councilmember Kane moved to adjourn the meeting.

Adopted	Ayes	5	McKeon, Hamel, Kane, O'Neill, Testa
	Nays	0	

Respectfully submitted,

Deanna Cochran, Town Clerk