

**RED HOOK TOWN BOARD MEETING**

**June 11, 2019**

A meeting of the Town Board of the Town of Red Hook, Dutchess County, New York was convened in public session at the Town Hall, 7340 South Broadway, Red Hook at 7:30 p.m.

Present: Supervisor Robert McKeon  
Councilman Harry Colgan  
Councilman William O’Neill  
Councilperson Sarah Imboden (7:40)  
Councilperson Christine Kane  
Town Clerk Sue McCann

Also Present: Attorney Christine Chale

Supervisor McKeon called the meeting to order and opened with the Pledge of Allegiance.

**SUPERVISOR’S REPORT**

The Supervisor’s report dated May 31, 2019 was read as follows: Opening balance - \$7,285,435.46; Receipts - \$213,598.53; Disbursed - \$636,835.77; Balance - \$6,862,198.22. Proposed budget adjustments were in CPF, tax interest and penalties received and reimbursement from Greenway for the natural resources law to be discussed tonight. Budget adjustments included a transfer for the playground and approval to use parkland money for the pickle ball courts, beginning construction.

On a motion of Councilperson Colgan seconded by Councilperson O’Neill moved to approve the Supervisor’s report and budget adjustments.

Adopted Ayes 4 McKeon, Colgan, O’Neill, Kane  
Nays 0  
Absent 1 Imboden  
Copy attached

**TOWN CLERK’S REPORT**

The Town Clerk’s report for the period May 1 – May 31, 2019 was read as follows: Amount remitted to Supervisor - \$1,235.42; Amount remitted to NYS Ag. & Markets - \$45.00; Amount remitted to NYS Dept. of Health - \$135.00; Amount remitted to NYS DEC - \$434.58; Total State, County & Local revenue - \$1,850.00

On a motion of Councilperson Colgan seconded by Councilperson O’Neill moved to accept the Town Clerk’s report.

Adopted Ayes 4 McKeon, Colgan, O’Neill, Kane  
Nays 0  
Absent 1 Imboden

**PUBLIC HEARING**

**PROPOSED COMPREHENSIVE PLAN AMENDMENT, AMENDING THE SUBHEADING “LIGHT INDUSTRIAL USE”**

Town Clerk McCann read the public hearing notice.

Supervisor McKeon opened the public hearing for comments. There were none. Comments from the DC Planning Board and Red Hook Planning Board were received in support of the change.

On a motion of Councilperson Kane seconded by Councilperson Colgan moved to close the public hearing.

Adopted Ayes 4 McKeon, Colgan, O’Neill, Kane  
Nays 0  
Absent 1 Imboden

**PUBLIC HEARING**

**LOCAL LAW E (PROPOSED) OF 2019 – A LOCAL LAW TO AMEND THE ZONING LAW ADDRESSING NATURAL RESOURCE PROTECTION**

Town Clerk McCann read the public hearing notice.  
Supervisor McKeon opened for comments. There were none. He suggested keeping the public hearing open until after discussion.

### **ANNOUNCEMENTS**

Supervisor McKeon shared the following correspondence:

-Funds available to assist Senior Citizens with home repairs through the County's Senior Rehab Program. It provides zero-percent loans and deferred payment loans up to \$20,000. Guidelines and applications are available on the DC website.

-Rebuilding Together wrote informing of funds available to help Senior Citizens with home repair. Contact Rebuilding Together Dutchess

-A successful bond offering came in. Standard & Poor assigned Red Hook its 'AA' long-term rating to Red Hook's series 2019 \$1.9 million public improvement serial general obligation (GO) bonds. It also affirmed its 'AA' long-term and underlying ratings on the Towns GO debt outstanding.

Councilperson Imboden announced that residents can still sign their children up for the Summer Recreation program.

Supervisor McKeon informed that a new Board of Health requirement calls for immunization records for all campers.

### **PUBLIC COMMENT PERIOD**

Supervisor McKeon opened for comments.

*Linda Keeling* had two concerns. She previously mentioned Greig Farm not being handicapped accessible. She pointed out particular issues. Did the Building Inspector look at the renovations in the barn complex? The other issue is the new playground which she said is still inaccessible. She has concerns about the handicapped accessibility in the playground.

Councilperson Imboden explained the accessibility of the playground.

*Linda Keeling* thinks the location of the wheelchair swing should be in the center of the swings for the children to be able to interact with other children. The mulch is also difficult to go through. Let's spend the money on the kids.

Councilperson Imboden asked Linda what kind of equipment she envisions.

*Linda* said there is no equipment for kids to use their upper body strength. What is there is limited for children in wheelchairs.

Councilperson Imboden said the seesaw is specifically designed for children in wheelchairs to access. She asked Linda if that is an improvement.

*Linda* feels the playground is limited for children in walkers and wheelchairs.

Councilperson Imboden said they tried to solicit feedback from families with children in wheelchairs. She would like Linda to let her know exactly what other equipment would be appropriate.

*Linda* will email information.

There were no more comments.

### **RESOLUTION TO APPROPRIATE PARKLANDS MONIES**

Supervisor McKeon explained the resolution to appropriate parklands money to pay for the work on the Pickleball Court.

#### **TOWN OF RED HOOK RESOLUTION NO. 58 DATED JUNE 11, 2019**

RE: AUTHORIZING THE APPROPRIATION OF MONEYS FROM PARK TRUST FUND

BE IT RESOLVED, by the Town Board (the "Board") of the Town of Red Hook, Dutchess County, New York (the "Town") (by the favorable vote of not less than a majority of all of the members of the Board) authorizes the following fund transfer:

Transfer of \$15,000 from Parklands Trust to the A Fund to pay expenditures to the proposed Pickleball Court.

This resolution shall take effect immediately.

**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 at the Town Hall, 7340 South Broadway, Red Hook on June 11, 2019, at 7:30 p.m., local time.

The meeting was called to order by Supervisor Robert McKeon, and, upon roll being called, the following members were:

**PRESENT:**

- Supervisor Robert McKeon
- Councilmember Harry Colgan
- Councilmember Sarah Imboden
- Councilmember Christine Kane
- Councilmember William O’Neill

**ABSENT:**

The following persons were ALSO PRESENT: Christine Chale, Attorney for the Town  
The following resolution was offered by Kane, seconded by Imboden, to wit;

**RESOLUTION NO. 58  
DATED JUNE 11, 2019**

**RE: AUTHORIZING THE APPROPRIATION OF MONEYS FROM PARK TRUST FUND**

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 Harry Colgan    | VOTING: Aye |
| Councilmember Sarah Imboden   | VOTING: Aye |
| Councilmember Christine Kane  | VOTING: Aye |
| Councilmember William O’Neill | VOTING: Aye |

The foregoing resolution was thereupon declared duly adopted.

**CERTIFICATE OF RECORDING OFFICER**

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Clerk of the Town of Red Hook, Dutchess County, New York (hereinafter called the “Town”) and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Town Board held on the 11th day of June, 2019 and entitled:

**RESOLUTION NO. 58  
DATED JUNE 11, 2019**

**RE: AUTHORIZING THE APPROPRIATION OF MONEYS FROM PARK TRUST FUND**

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the Town. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Board was present throughout said meeting, and a legally sufficient number of members voted in the proper manner for the adoption of the resolution. All other requirements

and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 12 day of June, 2019.

-SEAL-

\_\_\_\_\_  
Sue McCann  
Town Clerk

#### **DISCUSSION OF LOCAL LAW E AND COMPREHENSIVE PLAN AMENDMENT**

Supervisor McKeon explained that since the last public hearing, the County Planning Board said it is a matter of local concern and the Town's Planning Board added a few thoughts. Ted Fink, of Greenplan, summarized them in a memo.

Supervisor McKeon reviewed the memo and the red lined changes.

Julia Solomon previously asked if the CAC could be involved in the review of extractive operations proposed for logging. She also mentioned small scale extractions.

Supervisor McKeon referred to page 3 of the proposed local law regarding a new definition for clear cutting. He continued to review definitions throughout.

Julia Solomon questioned the change regarding prime and statewide importance soils.

Attorney Chale clarified.

Supervisor McKeon asked the Board members if they agreed with the changes. Most of them are really clarifying. We would have another public hearing and we have to decide what draft we lay on the table.

Councilperson Imboden supports all of the changes.

Councilperson Colgan feels it is the "high end of adequate".

Councilperson Kane supports putting this draft out at the public hearing but wants to send this back to the Planning Board for some changes regarding soils of state wide importance. She would like see more research.

Councilperson O'Neill questioned one section and doesn't find things confusing. He agrees with Councilman Colgan.

Supervisor McKeon and the Board reviewed Part 2 of the EAF. In regard to the negative declaration, it will be issued at next week's meeting. He referred to the following resolution regarding the continuation of the public hearing.

#### **TOWN OF RED HOOK RESOLUTION NO. 59 DATED JUNE 11, 2019**

#### **RE: ESTABLISHING A DATE FOR A CONTINUED PUBLIC HEARING REGARDING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW E (PROPOSED) OF 2019, AS REVISED**

**WHEREAS**, a proposed form of Local Law No. E (Proposed) of 2019 entitled "**A LOCAL LAW TO AMEND THE ZONING LAW ADDRESSING NATURAL RESOURCE PROTECTION**" was submitted to the Town Board of the Town of Red Hook and is on file with the Town Clerk; and

**WHEREAS**, a public hearing was held on May 29, 2019 and continued to June 11, 2019 regarding said local law; and

**WHEREAS**, a revised draft of the Local Law dated June 11, 2019 has been submitted to the Town Board (the "Revised Proposed Local Law") and is on file with the Town Clerk; and

**WHEREAS**, the Board has reviewed the EAF and CAF on file with the Town Clerk regarding the Revised Proposed Local law;

**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:

The Town Board of the Town of Red Hook shall hold a continued public hearing on June 26, 2019, at 7:35 p.m. at the Town Hall, 7340 South Broadway, Red Hook, New York, to hear all interested parties on said Revised Proposed Local law and at which time and place the Town Board may determine whether to adopt the proposed local law.

The Town Clerk is hereby authorized and directed to publish notice of said continued public hearing in the Poughkeepsie Journal, the official newspaper of said Town, on or before June 16, 2019, which is not less than ten calendar days prior to the date of said public hearing.

The Town Clerk is hereby authorized and directed to refer a copy of the Revised Proposed Local Law, together with a copy of the EAF and CAF, to the Dutchess County Department of Planning and Development for a report and recommendation thereon pursuant to Section 239-m of the General Municipal Law.

The Town Clerk is hereby authorized and directed to send notice of said continued public hearing to the clerks of adjacent municipalities and to the Town Planning Board.

### **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 at the Town Hall, 7340 South Broadway, Red Hook on June 11, 2019 at 7:30 p.m., local time.

The meeting was called to order by Supervisor McKeon, and, upon roll being called, the following members were:

#### **PRESENT:**

Supervisor Robert McKeon  
Councilmember Harry Colgan  
Councilmember Sarah Imboden  
Councilmember Christine Kane  
Councilmember William O'Neill

#### **ABSENT:**

The following persons were ALSO PRESENT: Christine Chale, Attorney for the Town

The following resolution was offered by Imboden, seconded by Kane, to wit;

### **TOWN OF RED HOOK RESOLUTION NO. 59 DATED JUNE 11, 2019**

#### **RE: ESTABLISHING A DATE FOR A CONTINUED PUBLIC HEARING REGARDING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED HOOK OF LOCAL LAW E (PROPOSED) OF 2019, AS REVISED**

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 Harry Colgan	VOTING: Aye
Councilmember Sarah Imboden	VOTING: Aye
Councilmember Christine Kane	VOTING: Aye
Councilmember William O'Neill	VOTING: Aye

The foregoing resolution was thereupon declared duly adopted.

### **CERTIFICATE OF RECORDING OFFICER**

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Clerk of the Town of Red Hook, Dutchess County, New York (hereinafter called the "Town ") and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Town Board held on the 11th day of June, 2019 and entitled:

**TOWN OF RED HOOK  
RESOLUTION NO. 59  
DATED JUNE 11, 2019**

**RE: ESTABLISHING A DATE FOR A CONTINUED PUBLIC HEARING  
REGARDING THE ADOPTION BY THE TOWN BOARD OF THE TOWN OF RED  
HOOK OF LOCAL LAW E (PROPOSED) OF 2019, AS REVISED**

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the Town. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Board was present throughout said meeting, and a legally sufficient number of members voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 12 day of June, 2019.

-SEAL-

\_\_\_\_\_  
Sue McCann, Town Clerk

**PRESENTATION – DISASTER PREPAREDNESS PLAN UPDATE**

Supervisor McKeon introduced Chair of the Disaster Preparedness Committee, Hai Ping Yeh. Hai Ping presented an update to our disaster preparedness plan. The committee made minor changes but the content is the same. The last plan is from 2014. She said the Town has great representation from Bard College, Red Hook School District, Health Quest, Fire Departments and there is an incredible amount of expertise. She is happy to be able to put it on-line. The RHCS and Bard plans are still being worked on and will be added. She asked the Board to review the plan and hopefully adopt it. The plan will constantly be updated. She added that FEMA training can be done on line and she provided information. It is not a legal requirement but would be a good idea to have an overview of language and structure. The committee is focused on disaster preparedness, but how do you respond to an emergency? How do you prepare, respond and recover? There are more activities the committee will take on over time. She explained plans for 911 for first responders to get to residents quickly. At risk population is another issue they are trying to develop. Training will be offered by Dutchess County for elected officials in September. She volunteered in the past for the Red Cross and has some experience with shelters, etc. Hai Ping gave some examples of different types of disasters and who would respond. She asked the Board to review the plan and give any suggestions.

Supervisor McKeon asked her about shelters.

Hai Ping explained that we did have the high school but they will be going through some major renovations and were not approved by the Red Cross. The approved shelters now are Bard College and Milan Town Hall. There is a list of churches that could also possibly be used. Councilperson Imboden asked how much information will be on line. There are times when everything is down. In the event of an emergency, what is the protocol? Maybe that is something the committee can work on.

Hai Ping said they are not only going to rely on the internet. The committee is discussing various options to reach out to residents as far as communication. They are putting together a list of resources.

Councilperson Imboden asked about sharing documents as far as security. Hai Ping told her the only two that can share documents are herself and Highway Secretary Lori Pierce.

Attorney Chale said the Town Clerk's Office is the keeper of the records and should have them too.

Councilperson Imboden suggested working with other committees about how to do some of the sharing of information. The Communications Committee is one to work with.

### **AUDIT REPORTS – GENERAL FUND, JUSTICE COURT, TAX COLLECTOR AND TOWN CLERK**

Supervisor McKeon referred to the audits done by Lori Doty. Those reports were provided for the general fund, justice court, Town Clerk and Tax Collector's Offices. The summary showed no recommendations for improvement.

### **REORGANIZATION**

Supervisor McKeon explained that we have to appoint our Assessor for a full term. Her term ends in September. We are very pleased with her and the work she's done.

On a motion of Supervisor McKeon seconded by Councilman Colgan moved to appoint Cheryl Kaszuga as Assessor for a six-year term to expire September, 2025.

Adopted	Ayes	5	McKeon, Colgan, O'Neill, Imboden, Kane
	Nays	0	

Supervisor McKeon said she is doing a great job and is taking on a lot of work especially in the absence of her deputy.

### **CORRESPONDENCE**

Supervisor McKeon shared the following correspondence:

-NYS Department of Taxation and Finance reported that they certified our rolls and our equalization rate of 100%.

-DCW&WW Authority expressing interest in meeting regarding evaluation of extension of a wastewater system.

-NYS Dept. of State responding to DEC regarding proposed work on the Tivoli Bays deck. They approve of the proposed work.

-Rokeby Farm LLC, property use that does not conform to zoning. He was notified that helicopter landing is not allowed and they are being directed to the ZBA.

### **PUBLIC COMMENT PERIOD**

Supervisor McKeon opened for comments.

*Linda Keeling* commented on the Dutchess County website. The font can be changed and it will read to you. She said that is not available on our Town website. It needs to be improved to meet ADA requirements.

### **ATTORNEY/CLIENT SESSION**

On a motion of Supervisor McKeon seconded by Councilperson Imboden moved to enter Attorney/Client session regarding an Article 7 proceeding.

Adopted	Ayes	5	McKeon, Colgan, O'Neill, Imboden, Kane
	Nays	0	

On a motion of Supervisor McKeon seconded by Councilperson Imboden moved to adjourn the Attorney/Client session.

Adopted	Ayes	5	McKeon, Colgan, O'Neill, Imboden, Kane
	Nays	0	

On a motion of Supervisor McKeon seconded by Councilperson Colgan moved to hold a special meeting on June 18<sup>th</sup> at 7:30 p.m.

Adopted	Ayes	5	McKeon, Colgan, O'Neill, Imboden, Kane
	Nays	0	

On a motion of Supervisor McKeon seconded by Councilperson Kane moved to go into Executive session at 9:08 p.m. regarding tax litigation.

Adopted      Ayes   5      McKeon, Colgan, O'Neill, Imboden, Kane  
                 Nays   0

On a motion of Councilperson Kane seconded by Councilperson Imboden moved to adjourn the Executive Session at 10:11 p.m.

Adopted      Ayes   5      McKeon, Colgan, O'Neill, Imboden, Kane  
                 Nays   0

On a motion of Councilperson Kane seconded by Councilperson Imboden moved to adjourn the meeting at 10:12 p.m.

Adopted      Ayes   5      McKeon, Colgan, O'Neill, Imboden, Kane  
                 Nays   0

Respectfully submitted,

Sue McCann, Town Clerk