

**RED HOOK TOWN BOARD MEETING**

**October 13, 2020**

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 O’Neill  
Councilmember William Hamel  
Councilmember Jacob Testa  
Town Clerk Deanna Cochran  
Absent: Councilmember Christine Kane  
Also Present: Attorney Christine Chale

Supervisor McKeon opened with the Pledge of Allegiance.

**SUPERVISOR’S REPORT**

The Supervisor’s report dated September; 30, 2020 was read as follows: Opening balance - \$6,114,117.00; Receipts - \$1,192,413.00; Disbursed - \$1,650,060.49; Balance - \$5,656,469.51. He mentioned there were some Interfund Transfers and some Budget Adjustments that were prepared by Bookkeeper Ann Conway, many relating to the grants and moving those grant funds out of revenues and expenses into the HW Capital Project accounts. He showed the variance reports for the month of September as well.

On a motion of Councilmember Hamel seconded by Councilmember O’Neill moved to approve the Supervisors report and budget adjustments.

Adopted	Ayes	4	McKeon, O’Neill, Hamel, Testa
	Nays	0	
	Absent	1	Kane

**TOWN CLERK’S REPORT**

The Town Clerk’s report for the period September 1 – September 30, 2020 was read as follows: Total Local Shares remitted to the Supervisor - \$5,174.50; Amount remitted to NYS Ag. & Markets - \$36.00; Amount remitted to NYS Dept. of Health - \$67.50; Total State, County & Local Revenues - \$5,278.00; Total monies collected for Garbage - \$4,182.50.

On a motion of Councilmember O’Neill seconded by Councilmember Hamel moved to approve the Town Clerk’s report.

Adopted	Ayes	4	McKeon, O’Neill, Hamel, Testa
	Nays	0	
	Absent	1	Kane

**ANNOUNCEMENTS**

Supervisor McKeon announced the following:

- Voters have three options on how they can vote – by mail, early voting, or voting at your usually location.
- We are still waiting to hear back from the DC Board of Elections as to whether or not voting for Districts 7 and 8 at the Town Hall will be moved to a different location.

At 7:45 p.m. Supervisor McKeon opened the Public Hearing with the reading of the public hearing notice, Local Law No. B (Proposed) of 2020 Regarding Updating Qualifications and Procedures for Building and Zoning Office Staff.

Supervisor McKeon explained that the purpose of the law is to modify our regulations to allow for officers who don’t reside in the Town of Red Hook proper in order to fill in or to do some enforcement or zoning work on a property that is in the Town of Red Hook.

Supervisor McKeon received one comment via a letter from Antony Wilson. Without reading the whole letter, Mr. Wilson was advocating for the passage of Proposed Law Article IV 25-12. Attorney Chale added that we are trying to provide for some additional options for these enforcement matters and to clarify a few provisions.

Supervisor McKeon said they are waiting to hear back from the Planning Board. The Public Hearing will be taken up at the next meeting on November 9<sup>th</sup>. This will allow the Planning Board additional time to send back the referral.

Supervisor McKeon made a motion to close the Public Hearing. The motion was seconded by Councilmember O’Neill.

Ayes	4	McKeon, Testa, Hamel, O’Neil
Nays	0	
Absent	1	Kane

Supervisor McKeon explained the various audits that take place at Town Hall. There was an additional audit as the Tax Collector did change, so there was a partial year audit.

On a motion of Supervisor McKeon seconded by Councilmember O’Neill moved to approve the Annual Audits.

Adopted	Ayes	4	McKeon, O’Neill, Hamel, Testa
	Nays	0	
	Absent	1	Kane

### **RESOLUTION GRANTING APPROVAL TO THE FINAL SUBDIVISION PLAN FOR SKY PARK SUBDIVISION**

Supervisor McKeon said this resolution is for a 4-lot subdivision for the former Sky Park on Rte. 199 east that the Planning Board approved.

Attorney Chale explained the approvals that are in front of the Town Board tonight. Attorney Chale said that the Planning Board approved this project under some conditions relating to environmental review that they conducted as part of SEQR. The Planning Board identified the wetlands and visual impact areas as well as a Blandings turtle habitat. The Planning Board required, as a condition of the subdivision, that the owner identifies some provisions in the declaration to be placed on the property. There were certain restrictions that would have to be observed before going forward to satisfy those conditions. The Town Board is then made a party to that declaration with the right to enforce it. Because it is a real property document that gives the Town certain rights, the Town Board is the one that needs to accept and execute the declaration to put it of record.

Attorney Chale continued to say that it creates a building envelope similar to the way that an easement would work and creates some areas where they can’t build so as to avoid impact in certain environmentally sensitive areas.

Councilmember Hamel said it also restricts no further subdivisions.

### **TOWN OF RED HOOK RESOLUTION NO. 46 DATED OCTOBER 13, 2020**

### **RESOLUTION APPROVING EXECUTION OF DECLARATIONS REGARDING SKY PARK SUBDIVISION**

**WHEREAS**, the Town of Red Hook Planning Board adopted a resolution on June 1, 2020, entitled, “Resolution Granting Approval to the Final Subdivision Plat for Sky Park Subdivision” for a 4-residential lot community development project known as “Sky Park” (the “Project”) on certain property at 438 Route 199, identified as tax parcel no. 6372-00-472345 (the “Property”), which resolution was duly filed in the office of the Town Clerk on June 2, 2020, after adopting a resolution dated April 6, 2020, determining that the Project as proposed would not have a significant adverse impact on the environment and issuing a negative declaration (collectively the “Planning Board Approval”); and

**WHEREAS**, Sky Park Developers, LLC, as fee owner of the Property (the “Owner”), has caused to be submitted to the Planning Board a copy of the final subdivision plat “Sky Park

Minor Subdivision” prepared by CPL Architecture, Engineering and Planning, dated 7/7/2019 and last revised on September 10, 2020 (the “Subdivision Plat”); and

**WHEREAS**, to satisfy conditions of the approval of the Subdivision Plat and in order to address certain impacts of the Project, as set forth in the Negative Declaration therefor, the Owner has submitted to the Town a Declaration of Covenants and Restrictions Property and a Declaration of Covenants and Restrictions, Driveway Easements and Maintenance Agreement, which the Town has the right but not the obligation to enforce, copies of which are on file in the office of the Town Clerk (the “Declarations”); and

**WHEREAS**, the Town Board has considered the Declarations and all available information, and believes the execution of the Declarations is in the best interests of the Town.

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

1. The execution of the Declarations by the Town is hereby approved. The Supervisor, or in his absence or unavailability the Deputy Supervisor, is hereby authorized to execute Declarations on behalf of the Town, in substantially the form on file with the Town Clerk, with such changes as may be approved by the party executing the same on behalf of the Town.
2. The officers, employees and agents of the Town are hereby authorized and directed for and in the name and on behalf of the Board to do all acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing 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 October 13, 2020 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 Testa, to wit;

**TOWN OF RED HOOK  
RESOLUTION NO. 46  
DATED OCTOBER 13, 2020**

**RESOLUTION APPROVING EXECUTION OF DECLARATIONS REGARDING SKY  
PARK SUBDIVISION**

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 Absent

Councilmember William O’Neill  
Councilmember Jacob Testa

VOTING Aye  
VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

NOTICE OF TOWN BOARD MEETINGS – Tuesday, October 13, 2020 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 Tuesday, October 13, 2020 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](http://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](mailto: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

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

Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK  
RESOLUTION NO. 47  
DATED OCTOBER 13, 2020**

**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:

1. Transfer of \$65,000 from Parklands Trust to the A Fund to pay capital expenditures for acquisition and installation of Red Hook Rec Park facilities including a storage shed, dug outs, maintenance equipment, batting cage equipment, and a security system. Expenditures shall be made in accordance with the Town’s procurement policy and General Municipal Law Sec. 103 to the extent applicable.
2. This resolution shall take effect immediately.

**EXTRACT OF MINUTES**

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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. 47  
DATED OCTOBER 13, 2020**

**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 William Hamel	VOTING Aye
Councilmember Christine Kane	VOTING Absent
Councilmember William O'Neill	VOTING Aye
Councilmember Jacob Testa	VOTING Aye

The foregoing resolution was thereupon declared duly adopted.

**NOTICE OF TOWN BOARD MEETINGS – Tuesday, October 13, 2020 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 Tuesday, October 13, 2020 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](http://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](mailto: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

**CORRESPONDENCE**

Supervisor McKeon received a memo from the Planning Board regarding the Curran Open Development Area application. The property is located on West View Lane. The applicant is asking to have a fifth house come off of West View Lane, rather than Read Road. The Planning Board notes that the Town Code includes various regulations pertaining to ODA's. The Supervisor noted that this topic would be taken up at the next Town Board Meeting in conjunction with the Town's Attorney and Highway Superintendent, as it involves entrance from either a common road or private driveway.

Attorney Chale added that we are expecting a response from the applicant before the next meeting. It will be shared when it comes in and then will be discussed.

Supervisor McKeon acknowledged that long-time employee, Ted Kudzy, Director of Purchasing, passed away. He was with the Town for nearly three decades after a career at IBM.

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

Adopted	Ayes	4	McKeon, O'Neill, Hamel, Testa
	Nays	0	
	Absent	1	Kane

Respectfully submitted,

Deanna Cochran, Town Clerk