

RED HOOK TOWN BOARD MEETING
November 16, 2022

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 Councilmember William Hamel Councilmember Jacob Testa Councilmember Julia Solomon Town Clerk Deanna Cochran
Also Present:	Attorney for the Town Christine Chale Esq. Assistant to the Supervisor Patrick O’Shea
Absent:	Councilmember Christine Kane

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

Public Hearing- Spectrum Franchise Renewal Agreement
Supervisor McKeon opened the Public Hearing.

Public Comment-Eric Riback from Public Access of Northern Dutchess spoke in favor of this agreement as it will allow them to upgrade to modern technology and give them more opportunities to distribute their channel with video on demand and streaming.

On a motion by Supervisor McKeon seconded by Councilmember Hamel to close the public hearing

Adopted	Ayes	4	McKeon, Hamel, Testa, Solomon
	Nays	0	

Public Hearing- Fire Protection District Fire Service Agreements
Supervisor McKeon opened the Public Hearing.

Public Comment- There was no public comment.

Supervisor McKeon reviewed the Fire Protection District and the service agreements and added there is a likelihood that there will be amendments to this agreement in 2023 if there is an increase in the LOSAP (Length of Service Award Program) stipend for the volunteers.

On a motion by Councilmember Hamel seconded by Councilmember Testa to close the public hearing

Adopted	Ayes	4	McKeon, Hamel, Testa, Solomon
	Nays	0	

ANNOUNCEMENTS:
Red Hook Responds is partnering with the Red Hook Thanksgiving Committee to prepare Thanksgiving dinners. Thanksgiving dinner orders will be available for pick up on November 24, 2022 from 12pm-2pm. Sign up for meals on their website: <http://redhookresponds.org/dinner-delivery>.

The Transfer Station and Recycling Center will be open both Saturday December 24th and December 31st for the regularly scheduled times of 7:30am – 1:00pm.

Supervisor McKeon explained the November 23, 2022 Town Board Meeting will be cancelled due to the Thanksgiving Holiday. The next Town Board Meeting will be on December 13, 2022 and the remainder of the December meetings will be floating meetings.

On a motion by Supervisor McKeon to cancel the November 23, 2022 and the December 28, 2022 Town Board Meetings

Adopted	Ayes	4	McKeon, Hamel, Testa, Solomon
	Nays	0	

SUPERVISOR’S REPORT:

The Supervisor’s Report for the period of October 1, 2022 to October 31, 2022 was read as follows: Opening Balance - \$9,158,650.51; Receipts - \$588,083.35; Disbursed - \$236,942.21; Balance - \$9,509,791.65 Supervisor McKeon reviewed the variance reports and budget adjustments.

On a motion by Councilmember Solomon seconded by Councilmember Hamel to approve the Supervisor’s Report

Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

TOWN CLERK’S REPORT:

The Town Clerk’s report for the period October 1, 2022 to October 31, 2022 was read as follows: Total Local Shares remitted to the Supervisor - \$5,973.09; Amount remitted to NYS Ag. & Markets - \$47.00; Amount remitted to NYS Dept. of Health for Marriage Licenses - \$90.00; Amount remitted to NYS Environmental Conservation Dept - \$560.91; Total State, County, and Local revenues \$6,671.00 Vouchers 29658-29764 were processed in October 2022.

On a motion by Councilmember Testa seconded by Councilmember Solomon to approve the Town Clerk’s report.

Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

Public Comment- There was no Public Comment

Resolution to Approve Town of Red Hook Fire Protection District

Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK
RESOLUTION NO. 73
DATED NOVEMBER 16, 2022**

APPROVING TOWN OF RED HOOK 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 2023 AND 2024 AND A FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2023 AND 2024

WHEREAS, a proposed **TOWN OF RED HOOK 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 2023 AND 2024**, and a proposed **TOWN OF RED HOOK FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2023 AND 2024** (collectively, the “Fire Service Agreements”), have been submitted to the Town Board of the Town of Red Hook and are on file with the Town Clerk; and

WHEREAS, a concurrent public hearing has been held regarding the proposed Fire Service Agreements;

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 Fire Service Agreement between the Town of Red Hook and the Village of Red Hook and the Red Hook Fire Company, Inc. for 2023 and 2024 for fire protection services is hereby approved.
2. The Fire Service Agreement between the Town of Red Hook and the Village of Tivoli for 2023 and 2024 for fire protection services is hereby approved.
3. The Supervisor of the Town is hereby authorized and directed to execute the Fire Services Agreements and such other documents necessary in connection with such Agreements. Such Agreements shall be in substantially the form on file with the Clerk, with such insubstantial changes as may be approved by the Supervisor.

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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

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. 73
DATED NOVEMBER 16, 2022

APPROVING TOWN OF RED HOOK 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 2023 AND 2024 AND A FIRE PROTECTION DISTRICT FIRE SERVICE AGREEMENT BETWEEN THE TOWN OF RED HOOK AND THE VILLAGE OF TIVOLI FOR 2023 AND 2024

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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

Resolution Authorizing the Implementation and Funding of a Transportation Federal-Aid Project- Aspinwall Bridge

Supervisor McKeon explained the Town will be receiving a grant for 95% of the estimated cost of the replacement of Aspinwall Bridge. The remaining 5% will come from the local share.

Attorney Chris Chale asked for clarification regarding from where the remaining 5% of the funds will come. Supervisor McKeon answered they will come from the unappropriated reserve funds.

**TOWN OF RED HOOK
RESOLUTION NO. 74
DATED NOVEMBER 16, 2022**

**RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE
FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE MARCHISELLI
PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID
PROJECT, AND APPROPRIATING FUNDS THEREFOR**

WHEREAS, a project for the Red Hook Saw Kill Road Bridge Replacement, Town of Red Hook, Dutchess County, BPIN 2262850 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds in the amount of \$1,603,410 and 5% non-federal funds in the amount of \$84,390; and

WHEREAS, the Town of Red Hook desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering and right-of-way incidental work, provided that such preliminary work shall include the completion of the review of the Project under the State Environmental Quality Review Act, and the Town shall not be obligated to undertake acquisition or construction until completion of review under the State Environmental Quality Review Act; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Red Hook does hereby authorize the Town of Red Hook to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering and right-of-way incidental work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$84,390 is hereby appropriated from Unappropriated Reserve B Fund and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Town of Red Hook Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further

RESOLVED, that the Supervisor of the Town of Red Hook be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Town of Red Hook with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that in addition to the Town Supervisor, the Deputy Supervisor is also hereby authorized to execute any necessary agreements or certifications on behalf of the Town of Red Hook, with NYSDOT in connection with the advancement or approval of the Project identified in the State/Local Agreement; and it is further

RESOLVED, that in addition to the Town Supervisor and the Deputy Supervisor, the Town Bookkeeper is also hereby authorized to execute any necessary certifications on behalf of the Town of Red Hook, in connection with the advancement or approval of the Project; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, 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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In Person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

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. 74
DATED NOVEMBER 16, 2022**

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR

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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

LWRP- Discussion of Final Report

Supervisor McKeon explained all the sections of the Local Waterfront Revitalization Plan have been updated and the Town will begin the required Environmental Review of the document and program elements. The updated LWRP is available to be viewed on the Town’s website, or [Click Here for the Updated LWRP](#)

Paula Schoonmaker, Chairperson of the LWRP, added there are 13 maps that people can view. The committee complied with all the sections that are required. The plan is a large document, but it is important for the future of our waterfront area especially as the LWRP now encompasses the waters between the municipal boundaries and the shoreline.

Resolution Classifying Action and Establishing the Town of Red Hook as Lead Agency for a Type 1 Action

Attorney Chris Chale explained the Type 1 Action which encompasses the consideration of approval of the new LWRP revised draft. She explained there is an amendment to the Town's existing LWRP code provisions and the addition of a new one. The code provisions have been revised with input from the Department of State. There is a new component of the LWRP regarding a Harbor Management Plan which is included in the proposed Local Law. The Town Board will have to adopt these items, and the Department of State will need to approve them as well.

**TOWN OF RED HOOK
RESOLUTION NO. 75
DATED NOVEMBER 16, 2022**

**RESOLUTION CLASSIFYING ACTION AND
ESTABLISHING LEAD AGENCY FOR A TYPE I ACTION**

WHEREAS, the Town Board of the Town of Red Hook is proposing an updated Local Waterfront Revitalization Program plan, to update its LWRP adopted in 1995, and is proposing amendments to Chapter 68 and the adoption of a new Chapter 89 of the Town Code to address the comprehensive update to the Town of Red Hook's Local Waterfront Revitalization Program, and to be consistent with the Town of Red Hook Comprehensive Plan policies; and

WHEREAS, a Full Environmental Assessment Form (EAF) and Coastal Assessment Form (CAF) has been prepared for the proposed action and is on file with the Town Clerk; and

WHEREAS, the Board has performed a preliminary review of the EAF and has reviewed the thresholds for Type I and Type II actions set forth in 6 NYCRR 617.4 and 617.5;

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

1. The Town Supervisor is authorized to execute the EAF Part 1;
2. The Town Board hereby determines that the proposed action is a Type I action under the State Environmental Quality Review Act;
3. The Town Board hereby declares its intent to serve as Lead Agency in a coordinated review of this action and hereby instructs the Town Clerk to circulate notice of its intent to all involved and interested agencies identified in the EAF, together with a copy of the EAF;
4. The Town Clerk is further authorized and directed to refer a copy of this resolution with the EAF and CAF to the Planning Board of the Town of Red Hook for their recommendation on consistency of the proposed action with the Town's Local Waterfront Revitalization Program.
5. A Determination of Significance will be made at such time as all reasonably necessary information has been received by the Town Board to enable it to determine whether the action will or will not have a significant effect on the environment.

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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In Person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

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 Solomon, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 75
DATED NOVEMBER 16, 2022**

**RESOLUTION CLASSIFYING ACTION AND
ESTABLISHING LEAD AGENCY FOR A TYPE I ACTION**

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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

Resolution Authorizing the Renewal of the Agreement for Professional Services- Water System Operator for Water District No. 1
Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK
RESOLUTION NO. 76
DATED NOVEMBER 16, 2022**

**AUTHORIZING THE RENEWAL OF THE
AGREEMENT FOR PROFESSIONAL SERVICES
(WATER SYSTEM OPERATOR—WATER DISTRICT NO. 1)
BETWEEN THE TOWN OF RED HOOK AND
C3ND ENVIRONMENTAL CONSULTING, LLC**

WHEREAS, an Agreement for Professional Services (Water System Operator-Water District No. 1) (“Agreement”) dated January 1, 2020 was entered into between the Town of Red Hook and VRI Environmental Services, Inc. for a term of one year with an option for up to three additional one-year renewal terms; and

WHEREAS, with the consent of the Town pursuant to Resolution No. 31 adopted May 11, 2021, the Agreement was assigned by VRI Environmental Services, Inc. to C3ND Environmental Consulting, LLC (“Operator”); and

WHEREAS, the Water Board has recommended that the Town exercise its option to renew the Agreement with Operator for a third one-year renewal period from January 1, 2023 to December 31, 2023; and

WHEREAS, such renewal of the Agreement is hereby determined to be in the best interests of the Town and Water District No. 1;

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

1. Supervisor Robert McKeon, or in his absence, the Deputy Supervisor, is hereby authorized and directed to give notice of election to renew the Agreement with Operator for a one-year period from January 1, 2023 to December 31, 2023.
2. 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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In Person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

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. 76
DATED NOVEMBER 16, 2022**

**AUTHORIZING THE RENEWAL OF THE
AGREEMENT FOR PROFESSIONAL SERVICES
(WATER SYSTEM OPERATOR—WATER DISTRICT NO. 1)
BETWEEN THE TOWN OF RED HOOK AND
C3ND ENVIRONMENTAL CONSULTING, 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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

Resolution to Approve Franchise Agreement- Spectrum

Supervisor McKeon explained the resolution.

**TOWN OF RED HOOK
RESOLUTION NO. 77
DATED NOVEMBER 16, 2022**

**RESOLUTION AUTHORIZING THE EXECUTION OF A FRANCHISE RENEWAL
AGREEMENT BETWEEN THE TOWN AND SPECTRUM NORTHEAST, LLC**

WHEREAS, an application has been duly made to the Town Board by Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications, Inc. (“Spectrum”), for the approval of a Franchise Renewal Agreement; and

WHEREAS, the Town Board has the authority to grant franchises after holding a duly noticed public hearing, pursuant to Town Law § 64(7); and

WHEREAS, New York Public Service Law § 219 grants the Town the authority to require a franchise of any cable television system that applies to provide service within the Town; and

WHEREAS, renewals of franchise agreements require the prior approval of the New York Public Service Commission, pursuant to New York Public Service Law § 222; and

WHEREAS, the Town may, after affording the public adequate notice and the opportunity to provide comment, grant or deny the application for franchise renewal pursuant to 16 NYCRR 891.2; and

WHEREAS, an initial agreement was entered into between the Town Board and TCI in 1991 for a term of 10 years, which expired in 2001; and

WHEREAS, a duly noticed public hearing was held on June 14, 2022 at 7:35 p.m. and continued to July 12, 2022 at 7:35 p.m., and continued to July 27, 2022 at 7:35 p.m., and continued to August 29, 2022 at 7:35 p.m., and continued to September 28, 2022 at 7:30 p.m., and continued to October 26, 2022 at 7:35 p.m., and further continued to November 16, 2022 at 7:50 p.m., during which all interested persons were given an opportunity to be heard; and

WHEREAS, the Town Board has determined that, pursuant to 6 NYCRR 617.5(c)(7), the proposed Franchise Renewal Agreement constitutes a Type II action as defined under the State Environmental Quality Review Act (“SEQRA”).

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Red Hook, County of Dutchess, State of New York makes the following findings:

1. Spectrum Northeast, LLC substantially complied with the material terms and conditions of its previous franchise and with applicable law; and
2. Spectrum has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in the Agreement; and
3. Spectrum can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interest.

NOW THEREFORE BE IT FURTHER RESOLVED by the Town Board of the Town of Red Hook, County of Dutchess, State of New York, as follows:

1. The Supervisor of the Town is hereby authorized and directed to execute the Franchise Renewal Agreement between the Town and Spectrum Northeast, LLC, in substantially the same form on file with the Clerk, with such changes as shall be approved by the Supervisor and which do not affect the substance thereof; and

2. The Supervisor of the Town, the Town Clerk and its officers, employees and agents are hereby authorized and directed for, and in the name and on behalf of the Town of Red Hook, to do all acts and things required or provided by the provisions of the Franchise Renewal Agreement; and
3. 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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In Person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

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. 77
DATED NOVEMBER 16, 2022

RESOLUTION AUTHORIZING THE EXECUTION OF A FRANCHISE RENEWAL
AGREEMENT BETWEEN THE TOWN AND SPECTRUM NORTHEAST, 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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

8:49pm On a motion by Supervisor McKeon seconded by Councilmember Testa to enter Executive Session to discuss the hiring of a particular firm
Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

9:04pm On a motion by Councilmember Testa seconded by Councilmember Hamel to exit Executive Session
Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

Resolution Authorizing Negotiations Regarding Contract for Professional Engineering Services Regarding Saw Kill Road Bridge Replacement Project

**TOWN OF RED HOOK
RESOLUTION NO. 78
DATED: NOVEMBER 16, 2022**

RESOLUTION AUTHORIZING NEGOTIATIONS REGARDING CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES REGARDING SAW KILL ROAD BRIDGE REPLACEMENT PROJECT

WHEREAS, a project for the Red Hook Saw Kill Road Bridge Replacement, Town of Red Hook, Dutchess County, BIN 2262850, DOT PIN 8762.65(the “Project”), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds in the amount of \$1,603,410 and 5% non-federal funds in the amount of \$84,390; and

WHEREAS, the Town is required to comply with the applicable requirements of the Procedures for Locally Administered Federal-Aid Projects (“PLAFAP”) manual, including Section 6.4 of Chapter 6 thereof, for procurement of services in connection with a federal aid project; and

WHEREAS, pursuant to such required procedures the Town initiated a Request for Supplemental Expressions of Interest dated June 8, 2022 for Preliminary Engineering, Detailed Design Service, Right of Way Incidentals, Right of Way Acquisition, Construction, and Construction Support and/or Inspection for the Project to each firm designated on the applicable Region 8 LDSA list; and

WHEREAS, the Town received 6 responses on or before June 30, 2022, and pursuant to such procedures the selection committee designated for such purpose conducted a detailed review of the responses received, conducted interviews with the 3 highest ranked proposers, and prepared a summary ranking of the firms based on the selection criteria identified in the RFQ and in accordance with the PLAFAP manual and identified a proposed firm; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Red Hook does hereby authorize the Supervisor to proceed with negotiations regarding a proposed professional engineering contract with the highest ranked proposer for the Project in accordance with the procedures required by the PLAFAP, provided that approval and execution of a final contract remains subject to approval by the Town Board in its discretion.

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 November 16, 2022 at 7:30 p.m. local time at the Town Hall, 7340 South Broadway, Red Hook NY.

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

	Present	Absent
Supervisor Robert McKeon	In Person	
Councilmember William Hamel	In Person	
Councilmember Christine Kane		X
Councilmember Julia Solomon	In Person	
Councilmember Jacob Testa	In Person	

The following persons were ALSO PRESENT:

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

The following resolution was offered by Councilmember Testa, seconded by Councilmember Hamil, to wit;

**TOWN OF RED HOOK
RESOLUTION NO. 78
DATED: NOVEMBER 16, 2022**

**RESOLUTION AUTHORIZING NEGOTIATIONS REGARDING CONTRACT FOR
PROFESSIONAL ENGINEERING SERVICES REGARDING SAW KILL ROAD
BRIDGE REPLACEMENT PROJECT**

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 <u>Aye</u>
Councilmember William Hamel	VOTING <u>Aye</u>
Councilmember Christine Kane	VOTING <u>Absent</u>
Councilmember Julia Solomon	VOTING <u>Aye</u>
Councilmember Jacob Testa	VOTING <u>Aye</u>

The foregoing resolution was thereupon declared duly adopted.

9:08pm On a motion by Supervisor McKeon seconded by Councilmember Testa to enter Executive Session to discuss the hire and fire of particular individual.
 Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

9:55pm On a motion by Supervisor McKeon seconded by Councilmember Testa to exit Executive Session
 Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

9:56pm On a motion by Councilmember Testa seconded by Councilmember Hamel to authorize the Supervisor to work with the Highway Superintendent on hiring matters as discussed in executive session
 Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

 On a motion by Councilmember Hamel seconded by Councilmember Testa to adjourn the meeting
 Adopted Ayes 4 McKeon, Hamel, Testa, Solomon
 Nays 0

Respectfully submitted,

Deanna Cochran, Town Clerk