

RESOLUTION 14 of 2019

At a regular meeting of the Town Board of the Town of Clinton, held at Town of Clinton Town Hall, 1215 Center Road, Rhinebeck, New York, on the 12TH OF FEBRUARY, 2019, at 7:00 p.m.,

Town Supervisor, Raymon Oberly called the meeting to order, and upon roll call, the following were present:

SUPERVISOR OBERLY

COUNCILMAN WERNER

COUNCILMAN WHITTON

COUNCILMAN MICHAEL

COUNCILWOMAN CUNNINGHAM

Councilman Michael moved the following resolution, seconded by Councilman Cunningham, to wit:

WHEREAS, Joseph K. Hage and Mary Flower as Co-Executors of the Estate of Stephen A. Zelnick, petitioner in a Tax Certiorari proceeding brought pursuant to Article 7 of the New York Real Property Tax Law, against the Town of Clinton, the Assessor for the Town of Clinton and the Town of Clinton Board of Assessment Review seeking reduction of the assessment of the following property located in the Town of Clinton designated by tax identification number 6568-00-408031-0000 (302 Pumpkin Lane).

WHEREAS, the attorney for petitioner, Van DeWater & Van DeWater, LLP, Kyle W. Barnett, Esq., and the attorneys for the Town of Clinton, Cappillino, Rothschild & Egan LLP have entered into a tentative settlement agreement of the Tax Certiorari Proceeding, subject to approval by the Clinton Town Board, whereby the assessed value of the properties would be reduced as indicated;

Tax Map No.: 6568-00-408031-0000 (302 Pumpkin Lane)

Assessment Roll	Original Assessment	Settlement Assessment	Amount of Reduction
2017	\$700,000	\$435,000	\$265,000

WHEREAS, the proposed Stipulation containing the terms referred to above are attached hereto, and

WHEREAS, the Town Assessor for the Town of Clinton has reviewed and consented to the terms of this settlement, and

WHEREAS, the Town Board of the Town of Clinton must approve said settlement by resolution, and

WHEREAS, the Town Board of the Town of Clinton now wishes to approve said settlement.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Clinton hereby authorizes the attorneys for the Town of Clinton, Cappillino, Rothschild & Egan LLP, to enter into a Stipulation with the attorney for petitioner, Van DeWater & Van DeWater, LLP, Kyle W. Barnett, Esq., the terms of which are set forth in the attached Stipulation and hereby authorizes the attorneys for the Town of Clinton, Cappillino, Rothschild & Egan LLP to sign said Stipulation on behalf of the Town of Clinton.

Upon Roll Call the vote was as follows:

Raymon Oberly, Town Supervisor voting AYE

Michael Whitton, Councilman voting AYE

Eliot Werner, Councilman voting AYE

Dean Michael, Councilman voting AYE

Nancy Cunningham, Councilwoman voting AYE

The resolution was thereupon declared duly adopted.

IN WITNESS WHEREOF, I affix the seal of the Town of Clinton as the Clerk thereof, this 14TH day of February, 2019.

TOWN OF CLINTON, NEW YORK



By: Carol -Jean Mackin, Town Clerk