

## **RESOLUTION 14 of 2025**

At a meeting of the Town of Clinton Town Board duly held at the Town Hall, Centre Road in the Town of Clinton on the 11<sup>th</sup> day of March, 2025. Upon the calling of the roll by the Town Clerk the following members were:

Present: Supervisor Whitton  
Deputy Supervisor Werner  
Councilwoman Auspitz  
Councilwoman Mustello

Absent: Councilman Dykas

The following resolution was offered for adoption by Deputy Supervisor Werner which resolution was seconded by Councilwoman Mustello

### **RESOLUTION APPROVING STIPULATION OF SETTLEMENT, CECNY HOLDING, LLC v. TOWN OF HYDE PARK ET. AL. (INDEX. NO. 2024-53500).**

**WHEREAS**, CECNY Holdings, LLC has commenced a hybrid Declaratory Judgement and Article 78 proceeding in Dutchess County Supreme Court bearing Index. No. 2024-53500 (the “Article 78 Proceeding”) to which the Town of Clinton and the Town of Clinton Town Board are parties (collectively the “Town”);

**WHEREAS**, the parties to the Article 78 Proceeding desire to enter into a Stipulation of Settlement, a copy of which is attached hereto and made a part hereof as Exhibit A, which would resolve the Article 78 Proceeding; and

**WHEREAS**, on March 10, 2025, the Town of Hyde Park Town Board considered the Stipulation of Settlement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board approves the Stipulation of Settlement on behalf of the Town; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes, directs and empowers Shane J. Egan, Esq. to execute the Stipulation of Settlement on behalf of the Town and to take such actions as are necessary to effectuate the terms of the Stipulation of Settlement.

The vote having been taken upon such resolution the result was as follows:

Supervisor Michael Whitton	VOTING	AYE
Councilman Eliot Werner	VOTING	AYE
Councilman Katherine Mustello	VOTING	AYE
Councilman Charles Dykas	VOTING	ABSENT
Councilwoman Marion Auspitz	VOTING	AYE

There being a majority of the Town Board voting to approve the resolution, the resolution was declared by the Town Supervisor to have been adopted.

**IN WITNESS WHEREOF**, I affix the seal of the Town of Clinton as the Clerk thereof, this 11<sup>th</sup> day of March, 2025.

**TOWN OF CLINTON, NEW YORK**



Town Clerk:

Carol-Jean Mackin