



**CITY OF BEACON
CITY COUNCIL
RESOLUTION NO. 75 OF 2022**

**RESOLUTION RE: CERTIORARI SETTLEMENT –
MTR. OF STELLAR KIDS LLC v. ASSESSOR OF THE CITY OF BEACON ET AL.
(SUP CT. DUTCHESS CO. INDEX NO. 52855/21) –
SETTLEMENT OF 2021 TAX CERTIORARI PROCEEDING**

WHEREAS, a tax certiorari proceeding, titled *Mtr. of Stellar Kids, LLC v. City of Beacon, et al.* (Sup. Ct. Dutchess Co. Index No. 52855/21), is pending before the Supreme Court, Dutchess County; and

WHEREAS, this proceeding challenges the 2021 assessment of real property located at 375-389 Main Street, which is identified as Parcel No. 5954-36-996800 on the Tax Map of the City of Beacon; and

WHEREAS, a proposed settlement has been reached by and between Stellar Kids, LLC and the City of Beacon, providing for a disposition of this litigation; and

WHEREAS, the City of Beacon has obtained the advice and assistance of its counsel, Keane & Beane, P.C., with respect to the proposed settlement terms and has duly considered same; and

WHEREAS, under the settlement terms, the City will be liable for a City tax refund in the amount of One Thousand Two Hundred Seventy-Nine and 80/100 (\$1,279.80) Dollars;

NOW, THEREFORE, BE IT RESOLVED that the City Council accepts the settlement of this proceeding so that the following adjustment is made to the real property tax assessment of the above-described tax parcel:

<u>Year</u>	<u>Assessment</u>	<u>Revised Assessment</u>	<u>Reduction</u>
2021	\$1,358,000	\$1,250,000	\$108,000

BE IT FURTHER RESOLVED, that counsel for the City of Beacon, Keane & Beane, P.C., together with the City Administration, is hereby authorized to undertake such action as necessary to confirm and effectuate this settlement, including execution of the Consent Judgment incorporating the settlement terms.

Resolution No. 75 of 2022			Date: June 6, 2022				
<input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Paloma Wake	x				
		Justice McCray	x				
x		George Mansfield	x				
		Wren Longno	x				
	x	Molly Rhodes	x				
		Dan Aymar-Blair	x				
		Mayor Lee Kyriacou	x				
		Motion Carried	x				