

**BEEKMAN TOWN BOARD – REGULAR MEETING – October 3, 2012**

The Regular Meeting of the Beekman Town Board was called to order at 7:04PM with Supervisor Matthew D. Kennedy presiding. The Meeting was held in the meeting room at Town Hall.

THOSE PRESENT: SUPERVISOR MATTHEW D. KENNEDY

COUNCILMAN PETER BARTON – arrived at 7:32 PM

COUNCILMAN RON MANGERI

COUNCILWOMAN BARBARA ZULAUF

ALSO PRESENT: DAVID SEARS – ATTORNEY TO TOWN

ABSENT: COUNCILMAN MICHAEL MORAN

Supervisor Matthew D. Kennedy began the Meeting with the Pledge of Allegiance and a Moment of Silence in Honor of our Troops who have served and those currently serving. He announced that Selene Haile, Zoning Secretary, husband passed away and on behalf of the entire Town he offered deepest condolences to her and her entire family.

**SUPERVISOR KENNEDY ADDRESSED BOY SCOUTS AND GIRL SCOUTS**

Supervisor Matthew D Kennedy addressed Girl Scout Troop 10500 thanking them for their hard work planting the perennial garden at the Beekman 911 Memorial Park. He issued Certificates of Appreciation on behalf of the Town Board to: Kim Tobin-Troop Leader, Brooke Tobin, Emma Frey, Amanda Campbell, Eva Czukkermann, Teshley Kamen, Kelsey Coppola, Rebecca Harrison, Kaylee Joblon, Kristel Castillo, Victoria Cardillo and Miranda Reardon.

Supervisor Kennedy recognized Eagle Scout Michael Blejwas and presented him with a certificate of appreciation for painting the dug outs and installing railings on the bleachers at rec field # 1. Congratulated him on his achievement of Eagle Scout and wished him luck in his future.

Supervisor Kennedy recognized Eagle Scout Jack Burke and presented him with a certificate of appreciation for constructing the vest pocket parks located at the Beekman Recreation Park. Congratulated him on his achievement of Eagle Scout and wished him luck in his future.

**The Regular portion of the Town Board Meeting was called to order at 7:23PM.**

REPORTS:

SUPERVISOR:

Supervisor Kennedy reported that he has been working on the preparation of the 2013 Budget. The 2013 Tentative Budget was presented to Town Clerk Rachael Rancourt on September 27<sup>th</sup> 2012. She has formally presented said budget to the members of the Town Board this evening. Supervisor Kennedy mentioned that this document has also been posted on the Town website and sent to the Citizens' Budget Oversight Committee. The 2013 Department Head Budget Workshops are scheduled for Tuesday, October 9<sup>th</sup>, Wednesday, October 10<sup>th</sup>, and Thursday, October 11<sup>th</sup> 2012 commencing at 6:30PM in the meeting room at Town Hall.

The annual Fall Festival is scheduled for Saturday, October 13<sup>th</sup> from 1:00pm – 4:00pm at the Beekman Recreation Park. Activities to include: hayride, pumpkin painting, spooky mini-golf, face painting and catch- a- donut game. There will also be several vendors this year and concessions available.

**BEEKMAN TOWN BOARD – REGULAR MEETING – October 3, 2012**

Supervisor Kennedy attended several meetings since the last meeting of the Town Board. He met with Dutchess County Soil & Water Conservation District who had concerns with some of the issues that the Town raised regarding the Deer Farm. He also attended a meeting regarding a dry hydrant that is being constructed by John Cunningham. Mr. Cunningham is addressing the erosion control issues that were raised and Supervisor Kennedy thanked him and the Fire Department for their foresight.

Supervisor Kennedy made an announcement that at the next Town Board meeting or at the first Town Board meeting in November he would like to hold an informational workshop regarding the Dover Ridge Water & Sewer District. Further details will follow and notice will be given.

**TOWN BOARD:**

Councilwoman Zulauf reported that she attended the Dutchess County Transportation Council meeting where there were discussions about highway improvement projects within the County. There are no road improvement projects scheduled for our Town at this time, however, the council will be looking into Beekman Road late in October to assess and offer suggestions on ways to improve that road. She also attended the Fire Commissioners Meeting where they discussed the construction of the dry hydrant on Emma Way and Fire Training. The Fire District will be presenting their budget next week.

Councilman Barton reported that during the Other Business portion of this meeting he will award the bid on one piece of equipment.

Councilman Mangeri reported that he attended a meeting with the Town Engineer, Town Supervisor, and Dutchess County Water & Wastewater Authority. He offered an update on the Dog Park; the fencing is complete at this time but an opening date has not been established yet. He thanked all who were involved with this project; Town Engineer, Tony Coviello & the Highway Department and Maintenance Department.

**HIGHWAY SUPERINTENDENT REPORT:**

Highway Superintendent Tony Coviello reported that Town Cleanup day was extremely successful; they collected approximately 540 yards of debris and \$680 in fees. The Highway Crew has been working on removing dead trees from the roadway recently. They hired Allen's Tree Service for approximately six hours one day for use of their bucket truck.

Lastly, Tony reported that the truck that went up for auction, Unit B10, decided not to accept the bid on that item. Instead, the truck has been repaired and will be utilized as a backup plow truck in the winter season.

Supervisor Kennedy presented a certificate of appreciation to Heather Cooper for organizing the beautiful 9<sup>th</sup> Memorial Service.

**PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:**

Len Jerrum, Beyer Drive, questioned the resolution regarding the bus trip, he would like to know how much it will cost the Town.

**RESOLUTIONS:**

**RESOLUTION NO. 10:03:12 – 1 (147)**  
**RE: Approval of Town Board Minutes**

COUNCILWOMAN ZULAUF offers the following and moves for its adoption:

WHEREAS, Town Clerk Rachael Rancourt has provided copies of the minutes of the September 19, 2012 Town Board Meeting to all members of the Beekman Town Board; and

WHEREAS, Town Board members have had the opportunity to review said minutes, and find same to be in order; now therefore be it

RESOLVED, the Town Board hereby adopts the minutes of the September 19, 2012 Town Board Meetings.

Seconded COUNCILMAN BARTON

ROLL CALL VOTE:

Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE
Supervisor Matt Kennedy	AYE

Dated: October 3, 2012

**RESOLUTION NO. 10:03:12-2 (148)**

RE: To Set a Public Hearing for the Submission of a Community Development Block Grant [CDBG] Application for 2013 funding.

SUPERVISOR KENNEDY offers the following and moves its adoption:

WHEREAS, Morris Associates, the Town Engineering Consultant, has completed a draft of the 2013 Community Development Block Grant Application; and

WHEREAS, the grant application calls for grant monies to be disbursed to the Town of Beekman for the proposed Beekman Recreation Center Improvement and Upgrade project, specifically the portion of the project that will provide our Town residents with improved use of the Pavilion, and improved access to the Handicapped bathrooms, by providing a smoother access surface, and installing adequate drainage facilities at the Pavilion, near the gazebo, and in the parking lot with a new parking surface provided.

WHEREAS, the Town Board has received a copy of the grant application and has reviewed its contents and finds it to be consistent with both of the stated goals of the CDBG program: namely the provision of handicapped accessible facilities and parks and recreation improvements, as well as infrastructure improvements; and

WHEREAS, the Town Board wishes to schedule a Public Hearing to gather public input on the Community Development Block Grant Application before its submission; and

WHEREAS, said public hearing is part of the grant process and must be held before the Town submits its final grant proposal to Dutchess County government; now therefore be it

RESOLVED, that a Public Hearing be held so the Town Board can receive public comment on the Community Development Block Grant application and said public hearing be scheduled on the 17th day of October, 2012 at 7:00 PM at Beekman Town Hall, 4 Main Street, Poughquag, in the Town of Beekman, New York, and that notice of the time and place of the aforementioned workshop meeting be posted and published once on or before the 7th day of October in the Poughkeepsie Journal, a newspaper circulating in the Town of; and be it further

RESOLVED, that a summary overview of the grant application be available for public viewing at the Town of Beekman Town Hall so the public has ample opportunity to review the proposal before providing public comment at the public hearing.

Seconded: COUNCILMAN MANGERI

ROLL CALL VOTE:

Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE
Supervisor Matt Kennedy	AYE

Dated: October 3, 2012

**RESOLUTION 10:03:12-3 (149)**

RE: To Perform Maintenance on Abandoned and Neglected Properties

COUNCILMAN BARTON offers the following and moves for its adoption:

WHEREAS, the Building Department has identified several abandoned and neglected properties in the Town of Beekman, which in some instances could potentially pose a health or safety concern to residents; and

WHEREAS, the Town wishes to ensure that these abandoned and neglected properties are properly maintained, so as not to create blighted or dangerous conditions within our community; now therefore be it

RESOLVED, that the Town will perform maintenance on the abandoned and neglected properties.

(list of properties attached)

Seconded SUPERVISOR KENNEDY

ROLL CALL VOTE:

Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE
Supervisor Matt Kennedy	AYE

Dated: October 3, 2012

LIST OF ABANDONED PROPERTIES THAT REQUIRE MAINTENANCE

62 Mayfair Road  
Mowing (as needed)  
Secure building (as needed)  
Remove trash and debris  
Maintain landscaping around home (as needed)

62 Baker Road  
Maintain lawn (as needed)

**BEEKMAN TOWN BOARD – REGULAR MEETING – October 3, 2012**

28 High Ridge

Maintain lawn (as needed)  
Remove dead tree branches

70 Susan Road

Secure building (as needed- vandals)  
Remove minor trash and debris  
Ensure driveway is clear for emergency access (trees and brush)

798 Beekman Road

Secure building (as needed)  
Exterminator- rodent harborage  
Remove abandoned camper  
Remove junk and debris  
Remove unsafe accessory structures  
Maintain lawn (as needed)

119 Mennella Road

Secure buildings (as needed)  
Remove trash and debris  
Remove tree debris  
Remove abandoned vehicle  
Maintain lawn (as needed)

113 Mennella Road

Maintain lawn (as needed)  
Remove trash and debris

9 Lime Ridge Road

Maintain lawn (as needed)  
Remove weeds from walkway  
Remove trash and debris  
Secure accessory building (as needed)

73 Mennella

Maintain lawn (as needed)

41 Sylvan Drive

Maintain lawn (as needed)  
Remove trash and debris  
Remove unsafe accessory structures  
Secure buildings (as needed)

748 Route 216

Remove improperly stored hazardous materials  
Maintain lawn (as needed)  
Remove trash and debris

1100 Route 216

Maintain lawn (as needed)  
Contact NYSEG or tree company to remove dead tree over primary wires  
Maintain emergency access (trim brush at driveway entrance)

36 Main Street

Maintain lawn (as needed)

623 Depot Hill Road (no known bank involvement) Fill unsafe well with gravel or dirt  
Fill unsafe septic tank with gravel or dirt  
Remove trash and debris  
Remove unsafe porch  
Secure building (as needed)

**RESOLUTION 10:03:12-4 (150)**

**RE: To Change Date of Second November Town Board Meeting**

COUNCILMAN MANGERI offers the following and moves its adoption:

WHEREAS, the Beekman Town Board generally meets on the first and third Wednesdays of the month;

WHEREAS, the second November Town Board Meeting falls on November 21st; and

WHEREAS, the Budget must be adopted by November 20<sup>th</sup>; now therefore be it

RESOLVED, the Town Board hereby approves the second November Town Board Meeting date be changed from November 21<sup>st</sup> to November 14<sup>th</sup>.

Seconded COUNCILMAN BARTON

ROLL CALL VOTE:

Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE
Supervisor Matt Kennedy	AYE

Dated: October 3, 2012

**RESOLUTION NO. 10:03:12-5 (151)**

RE: Authorizing the Town Clerk to Advertise a Request for Bids for Scrap Metal

COUNCILWOMAN ZULAUF offers the following and moves its adoption:

WHEREAS, the Highway Department held Clean Up Day on September 29, 2012 and has accumulated old equipment and materials that need to be disposed of and

WHEREAS, the Highway Superintendent has recommended that these materials be sold for scrap as the materials can not be used by the Highway Department; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to advertise a request for bids for the sale and removal of scrap metal located at the Beekman Highway Department.

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE
Supervisor Matt Kennedy	AYE

Dated: October 3, 2012

**RESOLUTION NO. 10:03:12-6 (152)**

Re: To Authorize Recreation Trip

COUNCILMAN BARTON offers the following and moves its adoption:

WHEREAS, the 2012 Recreation budget includes funding for the cost of a variety of activities for the enjoyment of the community; and

WHEREAS, the Recreation Director would like to implement a bus trip to NYC in December; now therefore be it

RESOLVED, that the Recreation Department can advertise and organize a NYC Holiday Bus Trip tentatively scheduled for December 9<sup>th</sup>, 2012.

Seconded: SUPERVISOR KENNEDY

ROLL CALL VOTE:

Supervisor Matt Kennedy	AYE
Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE

Dated: October 3, 2012

**RESOLUTION NO. 10:03:12 – 7 (153)**

RE: Payment of Claims

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, the Comptroller has audited and approved claims pursuant to Sect. 119 of Town Law as set forth in the attached abstracts; be it

RESOLVED, that the payment, therefore, is hereby authorized as follows:

Claims to be paid from the A-General Fund:	\$ 61,567.25
Claims to be paid from the SS-Dover Ridge Sewer	\$ 2,492.44
Claims to be paid from the DA-Highway Fund:	\$ 11,257.16
Claims to be paid from the SW-Dover Ridge Water Fund:	\$ 9,501.25
Claims to be paid from the CM-Special Recreation Fund:	<u>\$ 2,940.72</u>
	\$ 87,758.82

Payroll 20		Paid	\$ 49,169.68
General Fund:	\$ 32,801.76		
Highway Fund:	\$ 16,367.92		

Seconded COUNCILMAN BARTON

ROLL CALL VOTE:

Supervisor Matt Kennedy	AYE
Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT

Councilman Ron Mangeri            AYE  
Councilwoman Barbara Zulauf      AYE

Dated: October 3, 2012

OTHER BUSINESS:

Councilwoman Zulauf advised the Town Board that she emailed the new date for the road cleanup.

Councilman Barton announced that he would like to accept the bid for the Sweeper for \$525.00 from Jeff Fredrickson. He made a motion to accept this bid seconded by Councilman Mangeri. Roll call vote: Councilman Barton – Aye, Councilman Mangeri – Aye, Councilwoman Zulauf – Aye, Supervisor Kennedy – Aye.

Town Attorney, David Sears, requested to move to executive session after the general board comment portion of this meeting to discuss pending and current litigation.

Supervisor Kennedy announced that at the next meeting of the Town Board he will make a presentation to the Fire Department in honor of their 75<sup>th</sup> Anniversary and will have refreshments that evening also.

GENERAL PUBLIC COMMENT:

Len Jerrum, Beyer Drive, questioned Councilwoman Zulauf if there would be public input regarding the loop bus. He thanked Tony Coviello for advising the public about Town Cleanup via a robo call. He also suggested to have the Poughkeepsie Journal report on Beekman news in order to inform the public of happenings in our own Town.

Brian, Lime Ridge Apartments, stated a few of his concerns regarding the Maintenance of Abandoned Property Law. He asked if the Town might have a meet the candidates so that the public could learn more about who we are voting for. He commented that he attended the Town Cleanup last Saturday and requested the Town look into offering other forms of garbage disposal.

GENERAL BOARD COMMENT:

Supervisor Kennedy announced that the New York State Burn Ban will be lifted on October 10<sup>th</sup> 2012.

Supervisor Kennedy made a motion to move to executive session at 8:43pm seconded by Councilwoman Zulauf, all in favor.

At 9:08pm the Town Board returns from executive session to address the following items:

**EXECUTIVE SESSION RESOLUTION 10-03-2012 (A)**

**SUPERVISOR KENNEDY**            offers the following and moves its adoption:

WHEREAS, The Peter Modroukas / Beekman Square Diner v. The Town of Beekman, et al, is a pending tax certiorari matter against the Town of Beekman in the Dutchess County Supreme Court, and

WHEREAS, the Town Assessor recommends that these matters be resolved on the following term; Tax parcel # 6759-00-589324 will be assessed at \$755,000 for the year 2011 and \$755,000 for the year 2012, now be it

RESOLVED, that Peter Modroukas / Beekman Square Diner v. The Town of Beekman, et al, be settled in accordance with the Town Assessor's recommendations, and the Town Attorney and Town Assessor shall take necessary steps to effectuate such a settlement.

Seconded: COUNCILMAN BARTON

ROLL CALL VOTE:

Supervisor Matt Kennedy	AYE
Councilman Peter Barton	AYE
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE

Dated: October 3, 2012

**EXECUTIVE SESSION RESOLUTION 10-03-2012 (B)**

SUPERVISOR KENNEDY offers the following and moves its adoption:

WHEREAS, Circle Lodge / Camp Kinder Ring v. The Town of Beekman, et al, is a pending tax certiorari matter against the Town of Beekman in the Dutchess County Supreme Court, and

WHEREAS, the Town Assessor recommends that these matters be resolved on the following term; Tax parcel # 6658-00-352528 will be assessed at \$2.5 million for the year 2010, \$2.5 million for the year 2011 and \$2.5 million for the year 2012, and the exempt portion shall be set at 92% for all years stated above, now be it

RESOLVED, that Circle Lodge / Camp Kinder Ring v. The Town of Beekman, et al, be settled in accordance with the Town Assessor's recommendations, and the Town Attorney and Town Assessor shall take necessary steps to effectuate such a settlement.

Seconded: COUNCILWOMAN ZULAUF

ROLL CALL VOTE:

Supervisor Matt Kennedy	AYE
Councilman Peter Barton	NO
Councilman Mike Moran	ABSENT
Councilman Ron Mangeri	AYE
Councilwoman Barbara Zulauf	AYE

ADJOURN:

*At 9:10pm with no further business to conduct Councilwoman Zulauf makes the motion to adjourn the meeting seconded by Councilman Barton. All in favor.*

RESPECTFULLY,

RACHAEL RANCOURT - TOWN CLERK