

**TOWN OF BEEKMAN
TOWN BOARD MEETING AGENDA
OCTOBER 13, 2020**

7:00 PM

- Meeting called to order
- Pledge of Allegiance
- Administrative Announcement--Fire Exits

PUBLIC HEARING 7:00 PM

- **7:00 PM** continuation – LOCAL LAW AMENDING CHAPTER 75-6, “Local Law amending Chapter 75 of the Town Code regarding Development Consulting Fees”

- LOCAL LAW - Timber Harvesting and Forest Management

TOWN BOARD MEETING

- Supervisor Comments

RESOLUTIONS

1. Approval of September 25, 2020 Minutes
 2. Approval of October 5, 2020 Minutes
 3. Accept Budget Revision #2020-09
 4. Authorizing Serial Bond for Gardner Hollow Bridge
 5. Adopt Negative Declaration for Dover Ridge Water Supply
 6. Set Public Hearing for the Dover Ridge Water Improvements
 7. Authorizing Serial Bond for Town Hall Improvements
 8. Application for 2021 CDBG Grant
 9. Payment of Claims
-
- Other Town Board Business
 - General Board Comments
 - **Next Town Board Meeting: Tuesday, October 27, 2020 at 7:00 PM**
 - **Public Hearing October 27, 2020 at 7:00PM**
 - **LOCAL LAW AMENDING CHAPTER 75-6, “Local Law amending Chapter 75 of the Town Code regarding Development Consulting Fees**
 - **Public Hearing October 27, 2020 at 7:10PM**
 - **LOCAL LAW - Timber Harvesting and Forest Management**

- **Public Hearing October 27, 2020 at 7:20PM**
- **Dover water Treatment – Radionuclide Treatment Project**
- **Public Hearing October 27, 2020 at 7:30PM**
- **2021 Community Development Block Grant (CDBG)**

RESOLUTION NO. 10:13:20 - 1
RE: APPROVAL OF PAST TOWN BOARD MEETINGS

offers the following and moves for its adoption:

WHEREAS, Town Clerk Laureen Abbatantuono has provided copies of the minutes of the September 22, 2020 Town Board Meeting to all members of the Beekman Town Board;
and

WHEREAS, Town Board members have had the opportunity to review said minutes; now
therefore be it

RESOLVED, the Town Board hereby adopts the minutes of the September 22, 2020
Town Board Meeting.

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Wohrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:20 - 2
RE: APPROVAL OF PAST SPECIAL TOWN BOARD MEETINGS

offers the following and moves for its adoption:

WHEREAS, Town Clerk Laureen Abbatantuono has provided copies of the minutes of the October 5, 2020 Special Town Board Meeting to all members of the Beekman Town Board; and

WHEREAS, Town Board members have had the opportunity to review said minutes; now therefore be it

RESOLVED, the Town Board hereby adopts the minutes of the October 5, 2020 Special Town Board Meeting.

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Wohrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:20 - 3
RE: APPROVE TOWN OF BEEKMAN BUDGET REVISIONS 2020-09

offers the following and moves for its adoption:

WHEREAS, the Town of Beekman’s Accounting Office recommends certain budget revisions based on department requests and/or the Accounting Office review and analysis of expenditures or revenues

NOW, therefore, be it resolved that the following itemized revisions are approved by the Town of Beekman Town Board identified as Budget Revision Number 2020-09

Budget Revisions # 2020-09

<u>Revision #</u>	<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
<u>General Fund</u>				
2020-09-01	A-1320-0400	Audit Expense	7,000	
	A-1355-0400	Assessor Expense -Cover Balance of 2018 Audit Bill		7,000
2020-09-02	A-1315-0470	Financial Consulting	5,000	
	A-1355-0400	Assessor Expense -Transfer Financial Consulting		5,000
2020-09-03	A-1620-0401	Bldg. Supplies	3,000	
	A-1355-0400	Assessor Expense -Transfer for Supplies (Covid)		3,000
<u>Highway Fund</u>				
2020-09-04	DA-5110-0408	Calcium Chloride	141	
	DA-5110-0403	General Repairs-Stone -Transfer - Highway Dept. Request		141
2020-09-05	DA-5110-0410	Blacktop Expense	3,285	
	DA-5110-0412	Catch Basins		1,885
	DA-5110-0413	General Repairs-Pipe -Transfer - Hwy Dept. Request		1,400

2020-09-06	DA-0000-9910	Approp. Fund Balance		1,167
	DA-2000-0770	Other Revenues	1,000	
	DA-0000-2401	Interest Earnings	167	
		-Revise for Real Fund Deficit		

Sewer Fund

2020_09-07	SS-81890480	Other Expenses	2,000	
	SS-8189-0460	Special Services		2,000
		-Transfer for Other Expenses		

Water Fund

2020-09-08	SW-8340-0480	Other Expenses	3,000	
	SW-8340-0470	Special Repairs		3,000
		-Transfer for Misc. Expenses		

Capital Fund

2020-09-09	H-0000-3097	Gen. Gov't AID	12,000	
	*H-1620-0200	Town Equipment	12,000	
		-Record Member Item - Radio		

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:20 - 4

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE RECONSTRUCTION OF THE GARDNER HOLLOW BRIDGE, IN AND FOR THE TOWN OF BEEKMAN, DUTCHESS COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$500,000 AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$500,000 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF.

offers the following and moves for its adoption:

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Beekman, Dutchess County, New York, as follows:

Section 1. The reconstruction of the Gardner Hollow Bridge, in and for the Town of Beekman, Dutchess County, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$500,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$500,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 20 years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Beekman, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,
And an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:2020 - 5

**RE: RESOLUTION ADOPTING NEGATIVE DECLARATION WITH
RESPECT TO THE DOVER RIDGE WATER SUPPLY PROJECT AS
UPDATED TO INCLUDE RADIONUCLIDE TREATMENT**

offers the following and moves for its adoption;

WHEREAS, in 2019, the Town of Beekman undertook a project known as the Dover Ridge Water Supply Improvement Project (the "Project"), and the Town Board was declared Lead Agency for the purposes of SEQRA; and

WHEREAS, on or about September 11, 2019, the Town Board further determined that the Project, which included the replacement of the water storage tank and construction of improvements to and reconstruction of the water supply and distribution system, was an Unlisted Action for the purpose of SEQRA; and

WHEREAS, at that time, the Town Board further determined that the Project would not have a substantial impact on the environment and adopted a Negative Declaration; and

WHEREAS, since the adoption of the original Negative Declaration, the Project scope has been updated to include the installation of a Radionuclide Treatment Facility at a cost of approximately \$100,000; and

WHEREAS, the Town Engineer caused the preparation of a Short Form EAF and has issued his recommendation that the change in scope does not impact the Town Board's original Negative Declaration; now, therefore

BE IT RESOLVED, that the Town Board hereby finds and determines that:

- a) it is Lead Agency for this action;
- b) it has considered the Project, reviewed all parts of the FEAF, reviewed the criteria set forth in 6 NYCRR section 617.4 and 617.5, thoroughly analyzed the relevant areas of potential environmental concern, and has duly considered all of the potential Project's environmental impacts and their magnitude in connection with the proposed Project; and

- c) the updated scope of work will not result in any large and important environmental impacts, and, therefore, is one which will not have a significant impact on the environment; and

BE IT FURTHER RESOLVED, that the Town Board, as Lead Agency with reference to the above-described Project, hereby:

- a) adopts a Negative Declaration pursuant to 6 NYCRR section 617.7 with respect to the Project;
- b) authorizes the Supervisor to sign a Negative Declaration Determination of Non-Significance with respect to the Project;
- c) directs the Town Clerk to publish a notice in the Environmental Notices Bulletin (ENB); and
- d) directs the Town Clerk to file a copy of said Negative Declaration Determination of Non-Significance in the records of the Town; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Seconded:

ROLL CALL VOTE:

Councilman Battaglini

Councilman Stiegler

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:2020 - 6

RE: SET PUBLIC HEARING FOR THE IMPROVEMENT PLANS TO THE DOVER RIDGE WATER SYSTEM

WHEREAS, the Town Board of the Town of Beekman, Dutchess County, New York, has caused to be prepared a map, plan and report, including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of Dover Ridge Water District, in the Town of Beekman, Dutchess County, New York (the "Water District"), consisting of radionuclide improvements at the water treatment plant, including original furnishings, equipment, machinery, apparatus, appurtenances, and site incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$100,000; and

WHEREAS, said capital project has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), the implementation of which as proposed, it has been determined will not result in any significant adverse environmental impact and the documentation relating to SEQRA compliance is available in the office of the Town Clerk for inspection during normal office hours; and

WHEREAS, it is now desired to call a public hearing on the question of the increase and improvement of the facilities of said Water District, in the matter described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law; **NOW, THEREFORE, IT IS HEREBY**

ORDERED, by the Town Board of the Town of Beekman, Dutchess County, New York, as follows:

Section 1. A public hearing will be held in the Town Hall, 4 Main Street, in Poughquag, New York, in said Town, on October 27, 2020, at 7:30 o'clock P.M., Prevailing Time, on the question of the increase and improvement of the facilities of Dover Ridge Water District, in the Town of Beekman, Dutchess County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper, and also to cause a copy thereof to be posted on the sign board of the

Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the form attached hereto as Exhibit A and hereby made a part hereof.

Section 4. This Order shall take effect immediately.

Seconded:

ROLL CALL VOTE:

Councilman Battaglini

Councilman Stiegler

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

EXHIBIT A

NOTICE OF PUBLIC HEARING

**Dover Ridge Water District of the Town of Beekman
Dutchess County, New York**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Beekman, Dutchess County, New York, will meet in the Town Hall, 4 Main Street, in Poughquag, New York, in said Town, on October 27, 2020, at 7:30 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon a certain map, plan and report, including an estimate of cost, in relation to the proposed increase and improvement of the facilities of the Dover Ridge Water District, in said Town, consisting of radionuclide improvements at the water treatment plant, including original furnishings equipment, machinery, apparatus, appurtenances, and site and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$100,000

Said capital project has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), the implementation of which as proposed, it has been determined will not result in any significant adverse environmental impact and the documentation relating to SEQRA is available in the office of the Town Clerk for inspection during normal office hours

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Poughquag, New York,

October 13, 2020.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF BEEKMAN,
DUTCHESS COUNTY, NEW YORK

Town Clerk

RESOLUTION NO. 10:13:2020 - 7

RE: AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE CONSTRUCTION OF IMPROVEMENTS TO TOWN HALL AND OTHER MUNICIPAL BUILDINGS, IN AND FOR THE TOWN OF BEEKMAN, DUTCHESS COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$500,000 AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$500,000 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF.

offers the following and moves for its adoption;

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse impact on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Town Board of the Town of Beekman, Dutchess County, New York, as follows:

Section 1. The construction of improvements to Town Hall and other municipal buildings, in and for the Town of Beekman, Dutchess County, New York, including original equipment, furnishings, machinery, apparatus, appurtenances, site improvement, and other incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$500,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$500,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is 25 years, pursuant to subdivision 12(a) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Beekman, Dutchess County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:20 - 8
RE: APPLICATION FOR CDBG GRANT FOR 2021

offers the following and moves for its adoption:

WHEREAS, the Town has received notification that Dutchess County is accepting municipal applications for the 2021 Community Development Block Grant (CDBG); and

WHEREAS, the town is desirous to submit an application,

NOW, therefore, be it resolved, the Town Board is desirous in setting a public hearing to receive Public Comment on application ideas for a project and said Public Hearing be scheduled on the 27th day of October, 2020 at 7:30 PM, to be held at the Beekman Town Hall, 4 Main Street, Poughquag, NY, in the Town of Beekman, New York, and that notice of the time and place of the aforementioned Public Hearing be posted and published in the Poughkeepsie Journal, a newspaper circulating in the Town of Beekman; and be it further

RESOLVED, that the written public comment period will end on October 27, 2020 at 4:00 PM.

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020

RESOLUTION NO. 10:13:20 - 9
RE: PAYMENT OF CLAIMS

offers the following and moves for its adoption:

WHEREAS, the Bookkeeper 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	\$ 90,175.79
Claims to be paid from the DA-Highway Fund	\$ 27,760.67
Claims to be paid from the SS – Dover Ridge Sewer	\$ 3,277.40
Claims to be paid from the SW – Dover Ridge Water	\$ 5,035.51
Claims to be paid from the T-Trust & Agency Fund	<u>\$ 9,206.46</u>
	<u>\$ 135,455.83</u>

Payroll #20 Paid on 10/1/2020

General Fund	\$ 31,103.25
Highway Fund	<u>\$ 18,291.04</u>
	<u>\$ 49,394.29</u>

Seconded:

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilman Swartz

Councilwoman Woehrman

Supervisor Covucci

Dated: October 13, 2020