

BEEKMAN TOWN BOARD – REGULAR MEETING – May 15, 2013

The Regular Meeting of the Beekman Town Board was called to order at 7:11 PM 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
COUNCILMAN RON MANGERI
COUNCILWOMAN BARBARA ZULAUF
COUNCILMAN MICHAEL MORAN

ALSO PRESENT: DAVID SEARS – ATTORNEY TO TOWN

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 made one administrative announcement regarding the location of the fire exits.

Public Hearing on the MS-4 Stormwater Annual Report

At 7:14pm Town Engineer, Ron Evangelista gave a presentation on the MS-4 Annual Report. The MS-4 Communities began in 2003 and were implemented to reduce and prevent non-stormwater discharges from entering or polluting the municipalities' storm sewers, streams, rivers and waterways. Public written comments and or concerns will be received up until May 23, 2013 and the final report will be forwarded to DEC on June 1, 2013. Supervisor Kennedy asked if any persons wished to be heard. There was no public comment this evening. At 7:40pm Councilwoman Zulauf motioned to close the Public Hearing seconded by Councilman Mangeri. All in favor.

Presentation by the Engineering Services Steering Committee

David Anderson gave a slideshow presentation on the RFP for Engineering Services. On April 18, 2013 the Town of Beekman received eight proposals for Engineering Services which were opened publicly at 11:00am. Paul Curran, David Anderson and Eugene Wright of the Engineering Services Steering Committee conducted interviews with the firms and shortlisted The Chazen Companies, Hudson Land Design and Lawrence J. Paggi P.E. David Anderson recommends having a "round robin" session with these shortlisted companies and the Town Board Members. Several of the Town Board Members stated that they would like to interview with all the companies that the Committee interviewed. In conclusion, the Board will conduct interviews over the next few weeks. The presentation concluded at 8:33pm.

The Regular Portion of tonight's meeting began at 8:34pm.

REPORTS:

SUPERVISOR:

Supervisor Kennedy began his report this evening by stating that the review process for the DASNY grant money is complete and moving forward nicely. The Supervisor attended the Recreation Commission meeting last week where the TCP kitchen concession project was discussed. The Town received only one bid response for that project which was rather high, so they discussed areas where they could cut down the cost. In addition, Bob Fossati, Recreation Commissioner is a master plumber and volunteered to donate his services to complete all the plumbing work necessary for that project. The Supervisor thanked Bob for his very generous donation. Supervisor Kennedy recommended reviewing the paired down list and making it official. Supervisor Kennedy stated that the Town issued an RFP for Legal Services where we received two proposals and will be interviewing those two companies in the near future. He had a conversation with

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Matt Novak regarding the progress of the batting cages at TCP Park; the fencing should be completed this weekend. He thanked all those involved with that project. He mentioned that Girl Scout Troop # 10500 will plant flowers at the Beekman 9-11 Memorial Park tomorrow and thanked them for their efforts with that. Supervisor Kennedy made mention that Beekman Community Day will be Saturday, July 20, 2013 and thanked Jeanne Scigliano and the volunteer committee for all their hard work organizing that event. In closing, he reminded everyone that the Annual Memorial Day Parade & Ceremony is Monday, May 27th. He thanked Town Clerk, Rachael Rancourt and Deputy Town Clerk, Melissa McAlley for their efforts coordinating that event.

TOWN BOARD:

Councilwoman Zulauf reported that she attended the Fishing Derby on Sunday, May 5th. She thanked Tony Coviello and the Highway Department, Supervisor Kennedy and his staff, the Beekman Fire Department for providing the hot dogs and drinks and everyone else involved in making that event a wonderful success.

Councilman Barton reported that the Highway Superintendent, Tony Coviello will give a report this evening.

Councilman Mangeri reported that he attended the Dalton Farm Homeowners Association meeting last Monday. He also attended the May 7th Public Meeting on the Solar Farm which was very informative.

Councilman Moran had nothing new to report this evening.

HIGHWAY SUPERINTENDENT:

Highway Superintendent, Tony Coviello reported that the Highway Department has been busy paving. Church Street, Roosevelt leading to Fordington Drive, Leo Lane, Leo Court and Dixon Court have been completed. All dirt roads throughout the Town have been graded. The Highway Department performed the drainage work at Doherty Park and has been delivering water to the newly seeded soccer field there. The drainage work on the Carol Lane easement agreement has begun. The Highway crew has also been cutting down dead trees along the roads. They prepared the site for construction of the batting cages at TCP. He also mentioned that he has a resolution on this evening's agenda for a part-time laborer. With the road bond that was issued they expect to pave 16 lane miles of roads and he could use the extra help for approximately three months. In closing, he stated that his Mechanic, Beach, constructed risers for the catch basins and saved the Town a significant amount of money.

Supervisor Kennedy mentioned that Ken Tompkins, the Foreman of the Beekman Highway Department, should be recognized. He won the 50/50 raffle at the fishing derby and gave all the money to the two charities.

Adjourned for a brief recess at 8:57pm

Back from recess at 9:08pm

PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:

There was no public comment this evening.

RESOLUTIONS:

**RESOLUTION NO. 05:15:13 – 1 (69)
To Approve 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 May 1, 2013, Town Board Meeting and the May 7, 2013, Public 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 May 1, 2013, Town Board Meeting and the May 7, 2013, Public Meeting.

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

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

Dated: May 15, 2013

RESOLUTION NO. 05:15:13 – 2 (70)

To Accept Public Comments on MS4 Final Annual Report through 5/23 and to Remit the Final Report to DEC by 6/1/13

COUNCILMAN BARTON offers the following and moves for its adoption:

WHEREAS, during the May 1st, 2013, Town Board Workshop, the Town Engineer presented to the Town Board the Draft Annual Stormwater Report, to be submitted to the DEC;

WHEREAS, the Town Board, by resolution adopted May 1st, 2013, scheduled a Public Hearing on the subject of the Annual MS4 Stormwater Report;

WHEREAS, notice of the Public Hearing was properly given, and a copy of the Draft Stormwater Annual Report was posted on the Town of Beekman website and filed in the Town Clerk's Office for public view; and

WHEREAS, a public hearing was held at 7:00 pm this evening, at which members of the public were invited to provide comments on the report; now therefore be it

RESOLVED, that the Town Board does hereby approve the Stormwater Annual Report drafted by the Town Engineer as attached hereto; and be it further

RESOLVED, that the Town Supervisor is authorized to sign the Municipal Compliance Certification (MCC) form prior to the final submission of the document to the New York State Department of Environmental Conservation, which submission shall occur not later than June 1, 2013.

Seconded SUPERVISOR KENNEDY

ROLL CALL VOTE:

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

Dated: May 15, 2013

RESOLUTION NO. 05:15:13 – 3 (71)

To Provide Instructions to the Town's Insurance Broker on the Binding of the Town's Property, General Liability, Automobile, and Umbrella Insurance Coverage

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, the Town of Beekman’s property, general liability, automobile, and umbrella insurance coverage expires May 20, 2013;

WHEREAS, Hickey-Finn, the Town’s property casualty insurance broker, has marketed the Town’s insurance submission, and has received quotes from two competing insurers, namely, Travelers and Scottsdale Insurance Company, and may receive an additional quote from Lexington Insurance Company;

WHEREAS, the Town Board is desirous of binding coverage with Scottsdale Insurance Company, based on the quote attached hereto; now therefore be it

RESOLVED, that the Supervisor is authorized to direct Hickey-Finn to bind coverage with Scottsdale Insurance Company, for an amount not greater than on the attached quote, and with the understanding that the coverage, and pricing, may be further negotiated and refined between the date of this resolution, and the date, later this week, or on Monday, when the final instruction to bind coverage is provided to the carrier.

Seconded COUNCILWOMAN ZULAUF

Supervisor Kennedy moved to amend this resolution for the RESOLVED paragraph to read: RESOLVED, that the Supervisor is authorized to direct Hickey-Finn to bind coverage with Scottsdale Insurance Company, for an amount not greater than on the attached quote, and with the understanding that the coverage, and pricing, may be further negotiated and refined between the date of this resolution, and the date, later this week, or on Monday, when the final instruction to bind coverage is provided to the carrier. Provided however, if Lexington Insurance Company provides a quote or Selective extends for 30 days, then the Supervisor shall not bind with Scottsdale Insurance Company. Seconded by Councilman Mangeri. All in favor.

ROLL CALL VOTE: AS AMENDED:

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

Dated: May 15, 2013

RESOLUTION NO. 05:15:13 – 4 (72)
To Clarify the Term of Appointment of Sharon Wohrman, Board of Assessment Review

COUNCILMAN MANGERI offers the following and moves for its adoption:

WHEREAS, by resolution dated May 1, 2013, the Town Board re-appointed Sharon Wohrman to the Board of Assessment Review, but stated that her term would end September 30, 2014;

WHEREAS, RPTL §523 provides that the term of office of members of the Board of Assessment Review is five years, commencing October 1, and ending September 30, five years later;

WHEREAS, Ms. Wohrman’s term expired September 30, 2012, and the Board is desirous of clarifying that her re-appointment is effective October 1, 2012; now therefore be it

RESOLVED, that Sharon Wohrman is re-appointed as a member of the Board of Assessment Review, with a term commencing October 1, 2012, and ending on September 30, 2017.

Seconded COUNCILWOMAN ZULAUF

ROLL CALL VOTE:

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

Dated: May 15, 2013

RESOLUTION NO. 05:15:13 – 5 (73)

To Remove from Town Tax Rolls, Pursuant to RPTL Sec. 406(2), Certain Park Lands within the Town of Beekman

COUNCILMAN MORAN offers the following and moves for its adoption:

WHEREAS, certain park lands owned by the Town of Union Vale are situated within the Town of Beekman, and appear on our tax rolls;

WHEREAS, Real Property Tax Law § 406(2) provides that such lands may be exempt from taxation, provided the Town of Beekman so agrees in writing;

WHEREAS, the Town Board of the Town of Union Vale has requested that the Town Board of the Town of Beekman agree to this exemption;

WHEREAS, in furtherance of a cooperative and collegial relationship with the Town of Union Vale, and with the expectation of further dialogue on opportunities for shared services, the Town Board of the Town of Beekman is desirous of granting the requested exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman does hereby agree and consent to the removal and exemption from the tax rolls of the following parcels:

6759-00-394850, Lime Mill Road;
6759-00-017944, Duncan Road;
6759-00-016862, Duncan Road;
6759-00-425738, Dorn Road; and
6759-00-960870, DeForest Lane,
to the extent permitted by RPTL § 406(2); and be it further

RESOLVED, that this agreement and consent shall automatically renew and shall apply to each successive year's tax rolls, unless and until the Town Board of the Town of Beekman shall revoke same by resolution adopted no later than January 15th of the year in which it is to be effective; and be it further

RESOLVED, that a copy of this Resolution, duly certified by the Town Clerk of the Town of Beekman, and provided to the Supervisor of the Town of Union Vale, shall serve as the "agreement in writing" contemplated by RPTL § 406(2).

Seconded COUNCILWOMAN ZULAUF

ROLL CALL VOTE:

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

Dated: May 15, 2013

RESOLUTION NO. 05:15:13 – 6 (74)

To Approve the Highway Department's Retention of a Seasonal Laborer

COUNCILWOMAN ZULAUF offers the following and moves for its adoption:

Whereas, the Town Highway Superintendent has expressed a desire and need for a summer seasonal laborer; and

Whereas, the 2013 Highway Budget does not include funds or authorization for hiring a summer seasonal laborer; and

Whereas, the Highway Superintendent has identified savings in his 2013 snow removal budget line; and

Whereas, the Town of Beekman currently has the title of Seasonal Laborer approved by the Dutchess County Office of Human Resources; and

Whereas, Town Board resolution 12:19:12-4 established the 2013 rate of pay for Seasonal Laborer at \$12.36 per hour; now therefore be it

Resolved, that the Town Board authorizes the Highway Superintendent to hire a Seasonal Laborer at the rate of \$12.36 per hour and; and be it further

Resolved, that the Budget Officer is hereby directed to amend the 2013 Highway Budget as follows:

Decrease: DA.5142.4 Snow Removal Contractual Expense by \$8500.00

Increase: DA.5112.1 Permanent Improvement Expense by \$8500.00

Seconded COUNCILMAN BARTON

Supervisor Kennedy made a motion to amend this resolution to change the rate of pay in the 1st RESOLVED paragraph to read “Resolved, that the Town Board authorizes the Highway Superintendent to hire a Seasonal Laborer at the rate of \$15.00 per hour and; and be it further “, Seconded by Councilman Barton. ROLL CALL VOTE: Councilman Barton-AYE, Councilman Moran-AYE, Councilman Mangeri-AYE, Councilwoman Zulauf-AYE, Supervisor Kennedy-AYE.

ROLL CALL VOTE: AS AMENDED

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

Dated: May 15, 2013

**RESOLUTION NO. 05:15:13 – 7 (75)
To Approve Payment of Claims**

COUNCILMAN BARTON 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; now therefore be it

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

Claims to be paid from the A-General Fund:	\$ 36,301.83
Claims to be paid from CM-Special Recreation Fund:	\$ 6,382.75
Claims to be paid from DA-Highway:	\$ 39,260.89
Claims to be paid from the SS-Dover Ridge Sewer:	\$ 5,850.00
Claims to be paid from the SW- Dover Ridge Water:	<u>\$ 639.53</u>
	\$ 88,435.00

Payroll 10		Paid	\$50,983.76
General Fund:	\$ 34,955.14		
Highway Fund:	\$ 16,028.62		

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

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

Dated: May 15, 2013

OTHER BUSINESS:

Supervisor Kennedy had a few announcements. He advised the public that the Board will move into executive session this evening. He also stated that Senator Greg Ball's Office is holding the 2013 Women of Distinction Award's and asked the Board to give some thought to who they would like to put forward for that honor. Supervisor Kennedy received a letter from Jenna Kanterman stating interest in getting involved with the Recreation Commission. She is the daughter of Amy Kanterman, Legislative Aide. She grew up in Town and used to lifeguard at the Rec.

Supervisor Kennedy moved to appoint Jenna Kanterman to the Recreation Commission to serve the remaining term, seconded by Councilwoman Zulauf. Roll call vote: Councilman Barton – Aye, Councilman Mangeri – Aye, Councilman Moran – Aye, Councilwoman Zulauf – Aye, Supervisor Kennedy – Aye.

GENERAL PUBLIC COMMENT:

Len Jerrum, Beyer Drive, suggested to the Highway Superintendent, Tony Coviello, to offer residents a tour of the Highway Garage so they can experience what our Highway Department does. Asked the Board members if they are aware that the recycling center isn't open every Saturday? He advised people to join the Fire Department and volunteer their time.

Supervisor Kennedy commented on Len Jerrum's question about the recycling center stating that he had received calls about it not being open last Saturday and he will follow up with Vinnie at Royal Carting tomorrow morning.

Steven Frazier, Councilman Town of Union Vale, thanked the Board for passing the resolution pertaining to the tax parcels.

GENERAL BOARD COMMENT:

The next Town Board meeting will take place on June 5, 2013 at 7:30pm.

At 10:06PM Supervisor Kennedy made the motion to move to executive session to discuss pending litigation, seconded by Councilman Moran. All in favor.

At 12:03AM the Beekman Town Board returns from executive session with no action taken.

ADJOURN:

At 12:04AM with no further business to conduct Councilwoman Zulauf made the motion to adjourn the meeting seconded by Councilman Moran. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK