

**BEEKMAN TOWN BOARD – REGULAR MEETING – June 13, 2012**

The Workshop portion of the Regular Meeting of the Beekman Town Board was called to order at 7:36 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 MICHAEL MORAN  
COUNCILMAN RON MANGERI  
COUNCILWOMAN BARBARA ZULAUF

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.

**TOWN BOARD WORKSHOP:**

**Bond Presentation by Beth Ferguson from Orrick, Herrington & Sutcliffe LLP**

Beth Ferguson gave a presentation on financing for our proposed road & roof improvements. She advised us how the process works and walked us through the series of events that would take place if we move forward with this bond. The entire process takes approximately six to eight weeks. We are able to finance for up to 15 years. The average interest rate is very low at 2.45%.

The Beekman Town Board had a brief recess at 7:54 PM

**The Regular Meeting of the Beekman Town Board was called to order at 8:04 PM with Supervisor Matthew D. Kennedy presiding. The Meeting was held in the meeting room at Town Hall.**

Supervisor Kennedy announced that the Public Hearing on the proposed Maintenance of Abandoned Properties Law is still open for discussion and advised if anyone would like to speak, to do so. Councilwoman Zulauf questions if any written comments on this topic have been submitted since the last meeting.

Supervisor Kennedy states no new comments have been submitted. There were no other comments regarding this proposed Law.

Councilman Barton made a motion to close the Public Hearing seconded by Supervisor Kennedy.

Roll Call Vote:

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

REPORTS:

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**SUPERVISOR:**

Supervisor Kennedy reported that he attended and participated in our Memorial Day Parade & Ceremony. He thanked the Beekman Fire Department, Sheriff Department Color Guard, Green Haven Color Guard, all Veterans, Town Clerk & Deputy Town Clerk for a wonderful day. He commented on the 911 Memorial, thanking Tony Coviello and Rob McDonald for making it a reality. Thanked the Fire Department for hosting a barbeque following the Ceremony.

Announced that the Town Center Park Pavilion is now open, the restrooms are available and tonight will present a resolution to set the fee schedule for rental of this Pavilion. Reported that the Beekman Library fundraiser was a very successful event. He has been speaking with Paul Curran about the roads & bonding efforts. At the next Town Board Meeting he plans to introduce a RFP pertaining to a solar project at the Town landfill. Monday night the Supervisor met with several local builders, developers, and engineer for a “Supervisor Round Table” meeting and he thanked those who attended stating he hopes to have more meetings in the future. With the school year ending, Supervisor Kennedy would like to honor those students that achieved a 95 or better average for the year by introducing them at the next Town Board meeting and awarding them a certificate for all their hard work.

**TOWN BOARD:**

Councilwoman Zulauf reported that she attended the delivery of the steel beam to Town Hall a few weeks ago. She attended and participated in the annual Memorial Day Parade and Ceremony and thanked all for their efforts. Attended the Dutchess County Transportation meeting where they discussed the investigation of Beekman Road and will provide us with suggestions on how to improve the safety of the road. Met with the Zoning Advisory Committee where it was discussed that the 90 days is almost up and they will have a report for the Town Board at the next Town Board meeting. She distributed minutes from that meeting. Councilwoman Zulauf mentioned that included in tonight’s payment of claims resolution, is the final payment of the solar panel project.

Councilman Barton reported that the Highway Superintendent will give a full report of items that the Beekman Highway Department has been working on.

Councilman Mangeri reported that he also attended and participated in the annual Memorial Day Parade & Ceremony, 911 Memorial unveiling, and the barbeque at the Firehouse and thanked all who helped make that day special. He received a survey from Dutchess County regarding the County Budget and he encouraged people to participate in the survey. Advised the public to read the Dutchess County Department of Health website regarding tick borne diseases as he is currently suffering the effects of lyme disease.

Councilman Moran attended the Beekman Library Fundraiser event. Thanked the Fire Department and Highway Department for their efforts with the 911 Memorial. Attended the Recreation Commission meeting where they established rental fees for the TCP Pavilion and announced they have a few more positions to fill.

**HIGHWAY SUPERINTENDENT’S REPORT:**

Tony Coviello, Highway Superintendent, reported that the Highway Department emptied the swimming area at the Rec, filled it with clean stone and installed the docks. They have also been working at TCP, installed catch basin and will be working on the new parking lot tomorrow. Extended the blacktop apron in front of the Beekman Firehouse. Installed catch basin & pipe on Duncan Road. Resurfaced Indian Pass, Wagon Trail and Lookout Pass with oil & stone. Painted various safety lines on Town roads with the new line striper. Hogan Drive and Old Martin Road were resurfaced with Blacktop. The 284 Agreement is almost complete, waiting for school to end to pave Leo Lane. For the past few days Tony has been working with FEMA. The Fastenal vending machines have

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been installed and have proven to be very efficient and saving the Town money. He advised the Board to possibly look into putting some equipment and items up for auction. Councilman Barton and Attorney David Sears will compile a list of items that are eligible for auction.

Ron Evangelista, Town Engineer, had a few items to report. Advised the public that inflatable pools are subject to building regulations due to the health and safety concerns and they are subject to a permit. Made mention of the brochures that are available in the Town Clerk's office regarding MS4 storm water information. Lastly, he brought up the fact that the Town received a grant for a green parking lot back in 2009. These funds have since been withdrawn, however the County has agreed to re-apply for this grant. This would include paving the entire parking lot behind Town Hall, both entrances and exit, creating a green area in the middle of the parking lot. He will be asking the Town to pass a resolution to authorize the application of this grant.

Supervisor Kennedy announces that the Town Clerk's Office is now accepting credit cards as an additional method of payment.

Supervisor Kennedy announced that Resolutions 06:13:12-2 & 06:13:12-3 will be pulled from tonight's Agenda. After tonight's bond presentation he would like to allow the Board members more time to review all the information before voting on these items.

Supervisor Kennedy announced that they would be introducing a resolution tonight regarding the waterfront fees for Beekman Fire Department volunteers and all appointed committee members. Councilwoman Zulauf distributes a proposed resolution offering free waterfront memberships to all appointed committee members and Beekman Fire Department volunteers.

**PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:**

Ray Zulauf, Beekman Fire Department, requests the Town Board to pass the resolution regarding free waterfront memberships to volunteers.

Jim Pappa, Beekman Fire Department, urges the Town Board to unanimously approve the free waterfront membership resolution.

Len Jerrum, Beyer Drive, questions the bond resolutions, the tcp rental fees resolution, the SPCA resolution, and the Video Ventures contract renewal resolution.

Thom Usher, Town Historian, comments that he supports the resolution regarding the free waterfront memberships.

**RESOLUTIONS:**

**RESOLUTION NO. 06:13:12 – 1 (97)  
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 May 16, 2012 Town Board Meetings 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 16, 2012 Town Board Meetings.

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

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

Dated: June 13, 2012

**RESOLUTION NO. 06:13:12 – 4 (98)**

**RE: Authorizing Exclusive Use of the Recreation Beachfront to the Beekman Fire Department**

COUNCILMAN BARTON offers the following and moves for its adoption:

WHEREAS, the Town of Beekman Fire Department requested to reserve the Recreation Park beachfront for their own private use for their annual picnic and celebration; and

WHEREAS, Recreation Park has set aside the first Sunday of August for the Fire Department’s annual “Fire Company Picnic” in years past; now therefore be it

RESOLVED, that the Town of Beekman Fire Department is authorized to reserve the Recreation Park Beachfront on Sunday, August 5, 2012 and it shall therefore shall be closed to the public on that day; and be it further

RESOLVED, that the Town of Beekman Fire Department will reimburse the Town of Beekman for the funds required to pay for all staff costs necessary to facilitate this arrangement; and be it further

RESOLVED, that the Town of Beekman Supervisor is hereby authorized to enter into an agreement with the Beekman Fire Department to reserve the Beekman Recreation Park beachfront on August 5, 2012.

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: June 13, 2012

**RESOLUTION NO. 06:13:12 – 5 (99)**

**RE: Adopting the 2012 Rental Fees for the Use of the Town Center Park Pavilion**

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, the Recreation Commission has requested that the Town Board adopt rental fees for the Town Center Park Pavilion for the 2012 season; and

WHEREAS, the Town Board has reviewed the fees proposed by the Recreation Commission, and finds them to be in order; now therefore be it

RESOLVED, that the Beekman Town Board hereby sets the 2012 fees for the use of the Town Center Park Pavilion to \$100 for Town of Beekman residents and \$200 for non-residents.

Seconded COUNCILMAN MORAN

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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: June 13, 2012

\*\*\*\*Supervisor Kennedy makes a motion to amend this resolution to be as follows: Recreation Commission’s procedures and policies pertaining to security deposits and otherwise, shall also apply to the rental of Town Center Park Pavillion. Councilman Barton seconded.\*\*\*\*

ROLL CALL VOTE:

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

**RESOLUTION NO. 06:13:12 – 6 (100)**

**RE: Authorizing a Performance Bond Release for the Grand Manor Estates Subdivision Project**

COUNCILMAN MANGERI offers the following and moves for its adoption:

WHEREAS, TA2 Beekman LLC has requested a Performance Bond release for the Grand Manor Estates, 14 lot subdivision located on Beekman Road; and

WHEREAS, TA2 Beekman LLC’s Performance Bond #084655821 has been posted in the amount of \$530,000 for the Grand Manor Estates Subdivision project; and

WHEREAS, TA2 Beekman LLC's has decided not to move forward with the Grand Manor Estates Subdivision project; and

WHEREAS, TA2 Beekman LLC has not disturbed or constructed any portion of the subject interior roadway; and

WHEREAS, the principal in TA2 Beekman LLC has appeared before the Beekman Planning Board, and stated that they will move forward with an un-subdivision of these lots by combining them; and

WHEREAS, the Town Engineer has reviewed the request and has recommended a release of the entire \$530,000 bond as TA2 Beekman LLC has decided not to proceed with said subdivision project; and

WHEREAS, the Town Attorney has also been consulted in this matter; now therefore be it

RESOLVED, that the Town Board hereby authorizes a Performance Bond release of the entire \$530,000 for the Grand Manor Estates Subdivision project, closing it out completely.

Seconded        COUNCILMAN BARTON

ROLL CALL VOTE:

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

Dated: June 13, 2012

*The Beekman Town Board has a brief recess at 9:05 PM.*

*The Beekman Town Board resumes the meeting at 9:11 PM.*

**RESOLUTION NO. 06:13:12 – 7 (101)**

**RE: Renewing the Town's Contract with Video Ventures for Webcasting Services**

COUNCILMAN MORAN        offers the following and moves its adoption:

WHEREAS, Video Ventures has filmed, recorded, and posted the Town of Beekman's Town Board meetings online for two(2) years; and

WHEREAS, the Town's contract with Video Ventures is set to expire at the end of the month of June 2012; and

WHEREAS, Video Ventures has submitted a renewal agreement for an additional two(2) years of service to be considered by the Town Board; now therefore be it

RESOLVED, that the Supervisor is hereby authorized to renew the Town’s contract with Video Ventures to record and webcast Beekman Town Board meetings, as attached hereto.

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: June 13, 2012

**RESOLUTION NO. 06:13:12 – 8 (102)**  
**RE: Authorizing the Acceptance of Donations**

COUNCILWOMAN ZULAUF offers the following and moves its adoption:

WHEREAS, Town of Beekman residents Leonard Eisen and Tanner Vankleek have offered to donate the Town a printer and “Team Manager” computer software, respectively; and

WHEREAS, the Town of Beekman would benefit from the use and implementation of these items; and

WHEREAS, the Town Board appreciates the generosity of Leonard Eisen and Tanner Vankleek; now therefore be it

RESOLVED, that the Town Board hereby authorizes the acceptance of the printer and “Team Manager” software donations.

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: June 13, 2012

**RESOLUTION NO. 06:13:12 – 9 (103)**  
**RE: To Amend Resolution No. 01:04:12 – 5 “Appointment of the Registrar & Deputy Registrar of Vital Statistics”**

COUNCILMAN BARTON offers the following and moves its adoption:

WHEREAS, Resolution No. 06:13:12 – 6 “Appointment of the Registrar & Deputy

Registrar of Vital Statistics” set the annual salary for the Deputy Registrar of Vital Statistics at \$0 per year; and

WHEREAS, since the passage of that resolution, the Deputy Clerk has become a New York State Notary Public, further enhancing service at the Town Clerk’s Office; and

WHEREAS, the Town Board would like to increase the annual salary of the Deputy Registrar; now therefore be it

RESOLVED, that the annual salary of the Deputy Registrar be set to \$500.00; and be it further

RESOLVED, that the current Deputy Registrar will be paid for the portion of the year she is a New York State Notary Public, an amount which will total \$417.00; and be it

RESOLVED, that the foregoing salary be paid from the General Fund.

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: June 13, 2012

**RESOLUTION NO. 06:13:12 – 10 (104)**

**RE: To Approve of the SPCA Contract**

SUPERVISOR KENNEDY      offers the following and moves its adoption:

WHEREAS, the Town of Beekman requires a location to house, shelter, and care for stray and lost dogs; and

WHEREAS, the Dutchess County SPCA has submitted a proposal for said services; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement to house, shelter, and care for stray dogs in the Town of Beekman as attached hereto; and be it further

RESOLVED, that the Town Attorney will review the agreement with the SPCA prior to its execution.

Seconded      COUNCILMAN BARTON

ROLL CALL VOTE:

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

Dated: June 13, 2012

**RESOLUTION NO. 06:13:12 – 11 (105)**  
**RE: To Authorize Entertainment at Community Day**

COUNCILMAN MANGERI offers the following and moves its adoption:

WHEREAS, Community Day is an annual event that is popular and well attended by Town of Beekman Residents and their families; and

WHEREAS, Community Day for 2012 has been scheduled for Saturday, July 21st and will be held at Recreation Park; and

WHEREAS, the 2012 Budget includes funding for entertainment for Community Day; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Sound Advantage Mobile DJs to emcee at the 2012 Community Day celebration for an amount not to exceed \$600.00.

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: June 13, 2012

**RESOLUTION NO. 06:13:12 – 12 (106)**  
**RE: Payment of Claims**

COUNCILMAN MORAN 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:	\$ 268,192.40
Claims to be paid from the CM-Special Recreation Fund:	\$ 67,829.82
Claims to be paid from the DA-Highway Fund:	\$ 104,203.53
Claims to be paid from the SS-Dover Ridge Sewer Fund:	\$ 775.25
Claims to be paid from the SW-Dover Ridge Water Fund:	\$ 7,245.68

Claims to be paid from the T-Trust & Agency Fund: \$ 7,295.40

Payroll 11 Paid 5/24/2012 \$ 50,252.08  
General Fund: \$ 34,215.99  
Highway Fund: \$ 16,036.09

Payroll 12 Paid 6/7/2012 \$ 50,148.62  
General Fund: \$ 34,919.91  
Highway Fund: \$ 15,228.71

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

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

Dated: June 13, 2012

**RESOLUTION NO. 06:13:12 – 13 (107)**

**RE: Amendment to Resolution 03:07:12  
Adopting the 2012 Recreation Fee Schedule**

COUNCILWOMAN ZULAUF offers the following and moves for its adoption:

Whereas, Resolution 03:07:12 was passed to set the 2012 Recreation Fee Schedule: and

Whereas, the sentence stating “All Town Board Appointed Committee Members and their immediate families & Beekman Volunteer Fire Company Members and their immediate families get half price Waterfront Memberships” was removed for further discussion; and

Whereas, it is desirous of the Town Board to recognize these volunteer members for their continued time and effort to these boards; now therefore be it

Resolved, that All Town Board Appointed Committee Members and their immediate families & Beekman Volunteer Fire Company Members, whose names appear on the current active member list, and their immediate families will receive Complementary Waterfront Membership for the 2012 season; and be it further

Resolved, that those members who have already purchased full price membership be fully reimbursed.

Seconded: COUNCILMAN BARTON

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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: June 13, 2012

\*\*\*\*Councilman Barton makes a motion to amend this resolution to read: All Town Board Appointed Committee Members and their immediate families receive half price Waterfront Memberships for the 2012 season. Supervisor Kennedy seconds. \*\*\*\*

**ROLL CALL VOTE:**

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

**OTHER BUSINESS:**

Councilman Mangeri reads and offers a resolution regarding supporting campaign finance reform. There was no second therefore the Councilman withdrew.

**GENERAL PUBLIC COMMENT:**

Jim Pappa, Beekman Fire Department, thanked the Town Board for approving the resolution regarding free waterfront memberships to the Beekman Fire Department volunteers.

Mrs. Allen, Allen's Tree Service, apologized for not submitting bills in a timely fashion. She spoke about the annual tree budget stating that it's not enough money to clean up all the dead trees in Town. She stated that the Town needs to do something about the budget in the future.

Fred Knapp, Comptroller stated that we can have a resolution at the next Town Board meeting to pay the tree bill from last year that wasn't included in this year's budget.

**GENERAL BOARD COMMENT:**

There was no additional Board comment this evening.

Supervisor Kennedy announced the next meeting will be June 27<sup>th</sup> 2012 at 7:30 PM.

**ADJOURN:**

At 10:28 pm with no further business to conduct Councilwoman Zulauf makes the motion to adjourn the meeting seconded by Supervisor Kennedy. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT

TOWN CLERK