

BEEKMAN TOWN BOARD – REGULAR MEETING – July 10, 2013

The Regular Meeting of the Beekman Town Board was called to order at 7:00PM 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: MICHAEL VARBLE - ATTORNEY

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 fire exits.

PRESENTATION BY CAMILLE MARCOTTE OF CORNELL COOPERATIVE EXTENSION-DUTCHESS COUNTY

Camille Marcotte distributed resource packets to all Town Board members and spoke briefly about the changing climates and the effect it has on our environment. She spoke about projects Cornell University Cooperative Extension is involved with in order to reduce the impact of these climate changes.

The Regular Portion of tonight's meeting began at 7:15pm

REPORTS:

SUPERVISOR:

Supervisor Kennedy began his report this evening with announcing the resignation of Town Assessor, John Derejjanik. The Supervisor scheduled a meeting with Judy Hyatt, Town Assessor from Dover to discuss shared services.

He also reported that the Recreation Park Lake is now open. There have been problems with individuals swimming after hours when the Park is closed. He reminded residents this is strictly prohibited as it poses a safety issue and asked residents to follow the Park hours.

Community Day is Saturday, July 20, 2013. The theme is Cruise Adventure, lots of activities and vendors. There will be an auction and Supervisor Kennedy will be in the dunking booth again this year!

TOWN BOARD:

Councilwoman Zulauf reported that she attended the Poughkeepsie Dutchess County Transportation meeting executive session. She also attended the Fire Commissioners meeting where they conducted business as normal. Town of Unionvale Councilman, Ralph Mondello advised Councilwoman Zulauf that the tar debris has been cleaned up on Route 55 across from the car wash.

Councilman Barton had nothing to report this evening.

Councilman Mangeri recognized Town Assessor, John Derejjanik for his service to the Town of Beekman and wished him the best in his future.

Councilman Moran questioned Highway Superintendent, Tony Coviello, about the wall that he and his men constructed at the Recreation Lake to manage the water.

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PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:

Receiver of Taxes, Judith Crawford reported that she has been the receiver of taxes for 20 years and she disagrees whole heartedly about abolishing this position.

Dan Wiko, Chelsea Cove stated that this is the first he is hearing about abolishing the Receiver of Taxes position and questioned the basis for this decision? Supervisor Kennedy stated that this is a budgetary issue due to a great number of increases in costs and is an opportunity to consolidate some costs. He also stated that this resolution is just to authorize a public hearing to gather the public's input on abolishing this position.

RESOLUTIONS:

**RESOLUTION NO. 07:10:13 – 1 (86)
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 June 19, 2013, 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 June 19, 2013, Town Board Meeting.

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: July 10, 2013

**RESOLUTION NO. 07:10:13 – 2 (87)
To Authorize Payment for American Red Cross Certification**

COUNCILMAN BARTON offers the following and moves for its adoption:

WHEREAS, the American Red Cross provides certifications to Water Safety Instructors, and requires that, in order to remain certified, the Water Safety Instructors must be working at authorized American Red Cross Learn to Swim Sites;

WHEREAS, the Town of Beekman is desirous of retaining its status as an authorized American Red Cross Learn to Swim Site, with all of the benefits and privileges attendant thereto; now therefore be it

RESOLVED, that payment to the American Red Cross in the amount of \$200, to cover the Town of Beekman's 2013 authorization, is hereby authorized.

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: July 10, 2013

RESOLUTION NO. 07:10:13 – 3 (88)
To Set a Public Hearing on Certain Abandoned Properties

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, the following properties have been posted with notices in accordance with §114-5 of the Beekman Town Code:

43 Dunn Lane- Richard and Bernadette Finn-

12 Flagler Road- Anthony Capone and Donna Henning;

WHEREAS, the respective homeowners have failed to comply with these notices and their duties to maintain property as required by Chapter 114 of the Beekman Town Code; now therefore be it

RESOLVED, that a Public Hearing will be held on August 7th, 2013, at 7:30 pm at Beekman Town Hall, to determine whether the Town should order and direct the owner or person in control to perform abatement, remediation, removal or extermination, as the case may be, within sixty (60) days of the Public Hearing, or alternatively, to determine whether the Town Board should instead order and direct that the subject abatement, remediation, removal or extermination be performed or undertaken by the Town or its agents without need for additional time to be afforded to the owner, tenant, occupant or person in control; and be it further

RESOLVED, that the cost of the publication and mailing of this notice and any costs incurred by the Town in connection with any remedial action undertaken by the Town or its designated agent, shall be assessed to the record owner of the property in accordance with §114-6(B) of the Town Code.

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: July 10, 2013

RESOLUTION NO. 07:10:13 – 4 (89)
To Approve Payment to Jump-N-Fun for Community Day

COUNCILMAN MANGERI offers the following and moves its adoption:

WHEREAS, Town of Beekman Community Day is scheduled for July 20, 2013; and

WHEREAS, various vendors provide services for the enjoyment of our community; and

WHEREAS, funding has been provided for in the 2013 budget as well as through the generous donations of the community; now therefore be it

RESOLVED, that payment for Jump-N-Fun is authorized in the amount of \$150.00 for services to be provided based on the invoice attached hereto.

SECONDED SUPERVISOR KENNEDY

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

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**RESOLUTION NO. 07:10:13 – 5 (90)
To Approve Sponsorship and Vendor for Community Day**

COUNCILMAN MORAN offers the following and moves for its adoption:

WHEREAS, Ramblers Rest, a local restaurant and bar establishment, has requested that it be permitted to sell adult refreshments at Community Day, as it did last year;

WHEREAS, Ramblers Rest has the requisite permit and insurance coverage in place, and has offered to make a contribution to the event; now therefore be it

RESOLVED, that Ramblers Rest shall be permitted to sell beer and wine at Community Day on July 20th, upon providing proof of the requisite permit and insurance coverage, and upon payment of a \$250 sponsorship fee.

Seconded SUPERVISOR KENNEDY

ROLL CALL VOTE:

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

Dated: July 10, 2013

**RESOLUTION NO. 07:10:13 -6 (91)
To Approve Payment of Claims**

COUNCILWOMAN ZULAUF 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 H-Capital Fund:	\$ 6,160.63
Claims to be paid from the SW-Dover Ridge Water	\$ 2,759.58
Claims to be paid from the SS-Dover Ridge Sewer	\$ 7,031.09
Claims to be paid from the T-Trust & Agency	\$ 2,716.40
Claims to be paid from the A-General Fund	\$ 70,031.32
Claims to be paid from the DA-Highway	\$ 17,742.98
Claims to be paid from the CM-Special Recreation Fund	\$ <u>60.26</u>
	\$ 106,502.26

Payroll 14		Paid	\$ 74,017.45
General Fund:	\$ 53,340.09		
Highway Fund:	\$ 20,677.36		

Seconded COUNCILMAN MANGERI

ROLL CALL VOTE:

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

RESOLUTION NO. 07:10:13 – 7 (92)
To Set a Public Hearing on Proposed Local Law No. 1 of 2013

COUNCILMAN BARTON offers the following and moves for its adoption:

WHEREAS, Supervisor Kennedy has today introduced a proposed new local law, providing for the term of office of the Town Highway Superintendent to change from two years to four years, for which proposed local law a public hearing must be set; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman does hereby set the 7th day of August, 2013, at 7:00 pm, at Beekman Town Hall, 4 Main Street, Poughquag, for the purpose of conducting a public hearing on the proposed local law to change the term of office of the Highway Superintendent; and be it further

RESOLVED, that copies of the proposed law shall be made available to the public, through the Town Clerk’s Office, and on the Town website; and be it further

RESOLVED, that written comments on the proposed local law shall be accepted in the Town Clerk’s Office, from the date of this resolution, through August 7, 2013; and be it further

RESOLVED, that the Town Clerk is authorized and directed to provide notice of this public hearing in the Poughkeepsie Journal.

Seconded SUPERVISOR KENNEDY

*****Supervisor Kennedy offers an amendment to the First WHEREAS paragraph “A member of the Town Board has today introduced...” Councilman Barton seconded. 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: July 10, 2013

RESOLUTION NO. 07:10:13 – 8 (93)
To Set a Public Hearing on Proposed Local Law No. 2 of 2013

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, Supervisor Kennedy has today introduced a proposed new local law, pertaining to the abolition of the position of Receiver of Taxes, for which proposed local law a public hearing must be set; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman does hereby set the 7th day of August, 2013, at 7:15 pm, at Beekman Town Hall, 4 Main Street, Poughquag, for the purpose of conducting a public hearing on the proposed local law to abolish the position of receiver of taxes; and be it further

RESOLVED, that copies of the proposed law shall be made available to the public, through the Town Clerk’s Office, and on the Town website; and be it further

RESOLVED, that written comments on the proposed local law shall be accepted in the Town Clerk’s Office, from the date of this resolution, through August 7, 2013; and be it further

RESOLVED, that the Town Clerk is authorized and directed to provide notice of this public hearing in the Poughkeepsie Journal.

Seconded

ROLL CALL VOTE:

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

Dated: July 10, 2013

(This motion was never seconded.)

OTHER BUSINESS:

**RESOLUTION NO. 07:10:13 – OTHER BUSINESS
To Authorize Eagle Scout Project**

SUPERVISOR KENNEDY offers the following and moves for its adoption:

WHEREAS, Boy Scout Justin Cerrato is in the process of earning his Eagle Scout Badge, and has proposed an Eagle Scout project that would benefit the Town;

WHEREAS, the project would involve the construction of two work-out stations along the community walkway on recreation Road, with all the work to be done, and all the cost to be borne, by Justin Cerrato and his assistants and donors; now therefore be it

RESOLVED, that the grateful Town Board does hereby approve the project outlined by Justin Cerrato, and does authorize him and assistants to plan and construct the two work-out stations, with guidance and oversight to be provided by the Town Historian and Ken Donaldson, Scout Leader.

Seconded COUNCILWOMAN ZULAUF

****Supervisor Kennedy offers an amendment that before this project opens for use, the Town Engineer will inspect it. Councilwoman Zulauf seconded. ROLL CALL VOTE: Councilman Barton-AYE, Councilman Moran-AYE, Councilman Mangeri-AYE, Councilwoman Zulauf-AYE, Supervisor Matt 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: July 10, 2013

Supervisor Kennedy made a few announcements:

He stated that we will have a meeting next Wednesday, July 17, 2013 at 7:30 to award the Community Roof bid.

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The Supervisor introduced the new Town Attorney, Michael Varble from Klein, Varble & Associates and the new Town Engineer, Dan Koehler from Hudson Land Design.

Councilman Ron Mangeri advised the Board that Eagle Scout, Michael Polera has raised the funds for the materials to construct the gazebo at the Dog Park and is ready to commence construction. He is concerned of theft once the materials are delivered and is requesting permission from the Town to camp out at the Dog Park for a few days during construction. Several Board members expressed their concerns and discussed alternate options. They are leaning towards having the construction take place at the Highway Department, where it would be secure and then have the structure delivered to the Dog Park once completed.

GENERAL PUBLIC COMMENT:

There was no General Public Comment this evening.

GENERAL BOARD COMMENT:

Supervisor Kennedy announced the Board will move into Executive Session this evening.

Councilman Barton commented on the Resolution regarding abolishing the receiver of taxes position; he was shocked to see this on the Agenda this evening. A few Town Board members expressed their opinion on this topic.

At 8:45pm Supervisor Kennedy made a motion to move into executive session to discuss pending litigation seconded by Councilwoman Zulauf. All in favor.

At 9:30pm the Board returns from executive session taking no action.

The next meeting of the Beekman Town Board is Wednesday, July 17, 2013 at 7:30pm.

ADJOURN:

At 9:32PM with no further business to conduct Councilwoman Zulauf made the motion to adjourn the meeting seconded by Councilman Mangeri. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK