

BEEKMAN TOWN BOARD REGULAR MEETING – APRIL 10, 2019

The Regular Meeting of the Beekman Town Board was called to order at 7:03PM with Supervisor Mary Covucci presiding. The Meeting was held in the meeting room at Town Hall.

THOSE PRESENT: SUPERVISOR MARY COVUCCI
COUNCILWOMAN SHARON WOHRMAN
COUNCILMAN WERNER STIEGLER
COUNCILMAN ROBERT SWARTZ
COUNCILMAN EZIO BATTAGLINI

Supervisor Mary Covucci began the Meeting and welcomed Boy Scout Troop 77 who led us in the Pledge of Allegiance this evening. Supervisor Covucci held a Moment of Silence in Honor of our Troops who have served and those currently serving. She made one administrative announcement regarding the location of fire exits.

FINANCIAL REPORT

Comptroller Consultant, Tom Carey, reported on the 2018 Revenues and Expenses of the General Fund this evening. The spreadsheet he discussed line by line is attached. He also stated that the 2018 AUD is complete and will be filed with the State. Supervisor Covucci thanked Tom Carey, Linda Bloomer, Theresa Manzo, Annette Rembisz, Peggy Matsuzawa and Sharon Wohrman for all their efforts assisting with the finances.

RECREATION DEPARTMENT REPORT

Recreation Director, Jeanne Scigliano, gave a slideshow presentation this evening pertaining to activities and programs at the Beekman Rec. Some of the information Jeanne shared included; the Senior Programs and activities, the Schools out Program and After School Care Program, Teen Leadership Council Programs, Beekman Day Camp and information regarding the Lake and the Beekman Dog Park. In closing, Jeanne announced the upcoming events at the Rec and encouraged the residents to visit the website for more information.

Supervisor Covucci acknowledged the passing of two Beekman Town residents who volunteered in various ways for many years in the Community; Mary Moody, Beekman Ethics Board member, who passed away on March 28, 2019 and Gay Kendall who passed on April 1, 2019. Gay Kendall was a former Councilwoman on the Beekman Town Board and mother to Brad Kendall our Dutchess County Clerk. We extend our heartfelt sympathies and sincerest condolences to both of the families.

Supervisor Covucci gave further details regarding the resolutions on tonight's Agenda.

PUBLIC COMMENT ON AGENDA ITEMS AND RESOLUTIONS

There was no public comment on agenda items this evening.

RESOLUTIONS:

RESOLUTION NO. 04:10:2019 – 1 (59) RE: Approval of Past Town Board Minutes

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, Town Clerk Rachael Rancourt has provided copies of the minutes of the March 13 and March 20, 2019 Town Board Meetings 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

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RESOLVED, the Town Board hereby adopts the minutes of the March 13 and March 20, 2019 Town Board Meetings.

Seconded: COUNCILWOMAN WOHRMAN

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini ABSTAIN
Councilwoman Wohrman AYE
Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION NO. 04:10:2019 – 2 (60)

RE: Amend Resolution 02:27:19–7 Standard Work Day and Reporting for Elected and Appointed Officials As Required by the New York State Comptroller

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, a resolution was passed on 02:27:19 -7; and

WHEREAS, a typographical error occurred in the Record of Activities Results for Judge John Garito, Superintendent of Highways, Tony Coviello, and Councilman Werner Stiegler; now be it

RESOLVED, that this resolutions supersedes the resolution from 02:27:19 - 7 and shall be the official copy on record.

ELECTED OFFICIAL	Standard Work Day (Hrs/Day)	Name	Current Term Begin/End Date	Record of Activities Result	Time Keeping
Town Clerk	7	Rachael Rancourt	1/01/2016-12/31/2019	22.27	
Superintendent of Highways	8	Tony Coviello	1/01/2018-12/31/2021	28.98	
Town Justice	6	John Garito	1/01/2016-12/31/2019	7.14	
Town Justice	6	Robert Ferris	1/01/2016-12/31/2019	X	
Town Councilman	6	Ezio Battaglini	1/01/2018-12/31/2021	12.48	
Town Councilman	6	Werner Stiegler	1/01/2016-12/31/2019	6.65	

Seconded: COUNCILMAN SWARTZ

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

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RESOLUTION 04:10:2019 – 3 (61)

RE: Authorize Additional Expenditures for Community Day

SUPERVISOR COVUCCI offers the following and moves for its adoption:

WHEREAS, the Recreation Department is desirous to provide various events throughout the year; and

WHEREAS, the 2019 budget includes funding for entertainment for Community Day on July 20, 2019; now therefore be it

RESOLVED, that the following additional expenditures are hereby authorized by the Town Board as per the contract:

- Emcee (Strictly Entertainment) not to exceed \$500.00
- Dunk Tank (Party Time Rentals) not to exceed \$320.00
- Emerald Ice Water Slide (Party Time Rentals) not to exceed \$1,160.00

Seconded: COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Swartz AYE

Councilman Battaglini AYE

Councilwoman Woehrman AYE

Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION 04:10:2019 – 4 (62)

RE: Authorizing Use of the Beekman Recreation Park to Beekman Fire Dept.

COUNCILMAN SWARTZ offers the following and moves for its adoption:

WHEREAS, the Town of Beekman Fire Department requested to reserve the Beekman Recreation Park 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 Beekman Recreation Park on Sunday August 4, 2019 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 on Sunday, August 4, 2019.

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

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Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION 04:10:2019 – 5 (63)
RE: Board Re-Appointment

COUNCILWOMAN WOHRMAN offers the following and moves for its adoption:

WHEREAS, the Town Board will make appointments to the various boards; now therefore be it

RESOLVED, that the following re-appointment be made:

- Re-Appoint of Ed Powers to the Zoning Board of Appeals with a term to expire December 31, 2024. And be it further

RESOLVED, that this re-appointment is contingent upon completion and submission of the Disclosure of Interest Statement pursuant to Chapter 19-9 of the Town Code, unless already on file and the information has not changed; and be it further

RESOLVED, that all appointee shall file their Oath of Office with the Town Clerk of the Town of Beekman prior to serving their term.

Seconded: COUNCILMAN SWARTZ

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION 04:10:2019 – 6 (64)
RE: Amend Resolution 12:19:18 – 13 Beekman Recreation and Parks Fee Schedule for Summer Family Fun Nights

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, the Town Board of the Town of Beekman has the ability to adopt a Recreation and Parks Fee Schedule; now therefore be it

RESOLVED, that the Town Board hereby amends Resolution 12:19:18 – 13 Beekman Recreation and Parks Fee Schedule for 2019 to include: **Summer Family Fun Nights**. (Event is free to residents and \$3.00 per non-residents.)

Seconded: COUNCILWOMAN WOHRMAN

ROLL CALL VOTE:

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Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION 04:10:2019 – 7 (65)

**RE: RESOLUTION AMENDING SECTION 2.1 OF CHAPTER A163 OF THE TOWN OF BEEKMAN ENTITLED
“EMPLOYMENT PRACTICE COMPLIANCE MANUAL”**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

BE IT RESOLVED, that the Town Board hereby amends the Employment Practice Compliance Manual as set forth in A163 of the Town of Beekman Town Code as follows:

Section 2.1. Procedure for filing vacancies

2.1.5. Pre-employment physical and drug test. Applicants will be required to have a pre-employment drug test.

In addition, after a review of the job description and job duties, the Supervisor may require a pre-employment physical examination. Employment shall be conditioned on the applicant passing the physical examination, **if required**, and drug screening tests.

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

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

Dated: April 10, 2019

RESOLUTION 04:10:2019 – 8 (66)

RE: Allow Overflow Parking from Fire Department on June 8, 2019

SUPERVISOR COVUCCI offers the following and moves for its adoption:

WHEREAS, the Beekman Fire Department is holding their Epic Penny Social event on June 8, 2019; and

WHEREAS, they would appreciate additional parking to accommodate the many anticipated visitors for the events; now therefore be it

RESOLVED, that the Town Board allow the use of Beekman Town Hall parking lot for the Beekman Fire Department to accommodate the overflow parking on June 8, 2019.

Seconded: COUNCILWOMAN WOHRMAN

ROLL CALL VOTE:

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Councilman Stiegler AYE
Councilman Swartz AYE
Councilman Battaglini AYE
Councilwoman Wohrman AYE
Supervisor Covucci AYE

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OTHER TOWN BOARD BUSINESS

Councilman Battaglini, liaison to the Fire Department, announced that they are working towards reinstating the Fire Advisory Board and hopes to have more information at the next meeting.

Supervisor Covucci announced a new law effective April 1, 2019 changing the requirements of residential smoke detectors going forward, it doesn't require replacement of existing smoke detectors. The new law states that battery operated smoke alarms in New York State need to have a non-removable, non-replaceable battery able to power the alarm for a minimum of 10 years.

Last night, Supervisor Covucci attended the Dutchess County Planning Federation training-Streamlining the land use review process. In addition, the other Town of Beekman Officials in attendance were as follows; Cliff Swark – CAC Chair, Councilwoman Sharon Wohrman, County Legislator, Faye Garito, Planning Board member-Doug Florance, Planning Board member & CAC member-David Anderson, Building, Planning & Zoning Clerk – Colleen Hayes and ZBA member-Maria Rodrigues.

Supervisor Covucci read a legal notice posted in the Poughkeepsie Journal by the Town of Union Vale pertaining to an upcoming balloon test for a potential cell tower located at 43 DeForest Lane in the Town of Beekman, on Union Vale Town owned property.

The Supervisor reminded the public of upcoming events; i.e. Egg Hunt, Fishing Derby and Beekman Athletic Club Opening Day. She announced the next meeting of the Beekman Town Board will be Wednesday, April 17, 2019 at 7:00PM.

GENERAL PUBLIC COMMENTS

Tara Langworthy, 19 Washburn Road, would like an update on the status of the Emergency ADA Compliant Doors being installed at Town Hall and how disabled persons will access them. Supervisor Covucci stated there is a plan and the Town was awarded a \$50,000 grant for this project. Tara Langworthy expressed her concerns with statements made by Highway Superintendent, Tony Coviello pertaining to Comptroller Tom Carey and the finances of the Highway fund and hopes it has been rectified.

Carol Ewin, Mayfair Road, announced an addendum to the Library presentation made at the last meeting. The Library was just updated that the Mid-Hudson Children's museum will no longer be providing passes to Town residents.

EXECUTIVE SESSION

At 7:59 PM, Supervisor Covucci made the motion to move to Executive Session to discuss a matter of potential litigation seconded by Councilman Stiegler. Roll call vote: Councilman Stiegler – Aye, Councilman Swartz – Aye, Councilman Battaglini – Aye, Councilwoman Wohrman – Aye, Supervisor Covucci – Aye. Town Clerk, Rachael Rancourt was present during the Executive Session to take minutes of the following action:

EXECUTIVE SESSION RESOLUTION APPROVING SETTLEMENT WITH TOLL NY III, LP FOR CLAIM AGAINST MAINTENANCE BOND

COUNCILWOMAN WOHRMAN offers the following and moves for its adoption:

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WHEREAS, Toll NY III, LP is the developer of an approved subdivision known as “Martin Road Development” which approval includes a dedicated Town road known as Melanie Lane; and

WHEREAS, the developer was required to post a maintenance bond with the Town of Beekman in order to insure the proper, continued function of Melanie Lane in the approved subdivision which road was dedicated to the Town of Beekman on November 27, 2017; and

WHEREAS, the Town Engineer and the Town Superintendent of Highways have determined that the road is not in an acceptable condition; and

WHEREAS, the Town has made a demand on the maintenance bond for the cost of repair of the road; and

WHEREAS, the Town and Toll NY III, LP have reached a settlement whereby Toll NY LP will pay the Town the amount of Fifty Thousand Dollars (\$50,000) in exchange for a release of its claim on the maintenance bond; and

WHEREAS, the Superintendent of Highways, Town Engineer and Town Attorney have recommended the proposed settlement; and

WHEREAS, the settlement is in the best interest of the Town of Beekman; and

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Beekman hereby authorizes the Supervisor to execute a release of a maintenance bond currently posted in the amount of \$59, 161.69 in exchange for the payment of \$50,000 to the Town of Beekman which monies shall be allocated to the Highway Department budget for the repair of Melanie Lane.

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Woehrman	AYE
Supervisor Covucci	AYE

Dated: April 10, 2019

ADJOURN

At 8:12PM the Board returns from Executive Session and Supervisor Covucci made the motion to adjourn the meeting seconded by Councilman Stiegler. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK