

BEEKMAN TOWN BOARD REGULAR MEETING – AUGUST 10, 2016

The Regular Meeting of the Beekman Town Board was called to order at 7:00PM with Supervisor Barbara Zulauf presiding. The Meeting was held in the meeting room at Town Hall.

THOSE PRESENT: DEPUTY SUPERVISOR/COUNCILMAN MICHAEL DEL VECCHIO
COUNCILMAN EZIO BATTAGLINI
COUNCILMAN WERNER STIEGLER

ABSENT: SUPERVISOR BARBARA ZULAUF

Deputy Supervisor Michael Del Vecchio 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.

PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:
There was no public comment this evening.

RESOLUTIONS:

RESOLUTION NO. 08:10:16 – 1 (91)
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 July 20, 2016 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 July 20, 2016 Town Board Meeting.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 2 (92)
RE: Rebid Dover Ridge Generator

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, on June 1, 2016 the Town Clerk was authorized to advertise a Request for Proposal (RFP) for a generator for Dover Ridge; and

WHEREAS, the bids were opened and read publicly on June 29, 2016 at 10:00 am; and

WHEREAS, the Town Board rejected the received bids at the July 20, 2016 Town Board Meeting; and

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WHEREAS, the Town Board requested that the Town Engineer make appropriate changes to the Request for Proposal (RFP) to better suit the needs of this generator project at Dover Ridge; and

WHEREAS, the Town Engineer has made these changes for the generator at Dover Ridge; now therefore be it

RESOLVED, that the Town Clerk is hereby authorized to post the Request for Proposal (RFP) as attached here within, in the Poughkeepsie Journal, on the bulletin Board in the Town Clerk Office, and on the homepage of the Town of Beekman website.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

**RESOLUTION NO. 08:10:16 – 3 - PULLED
RE: Accept Abandoned Properties**

PULLED

**RESOLUTION NO. 08:10:16 – 4 (93)
RE: SEQRA Determination for Local Law No. 1 of 2016, Amending the Town’s Zoning Map For The Purpose of Rezoning a Certain Property From Poughquag Hamlet (PH) To Highway Commercial (C-2)**

COUNCILMAN DEL VECCHIO offers the following and moves for its adoption:

WHEREAS, the Town Board of the Town of Beekman has the ability to adopt local laws and to amend the zoning code; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) (“SEQRA”) of the Environmental Conservation Law, the Town Board is obligated to conduct an environmental review and assess the environmental impact of amending the zoning code as proposed; and

WHEREAS, the Town Board is desirous of becoming the lead agency for purposes of this environmental review; and

WHEREAS, the Town Board has determined that there are no other interested or involved agencies, as those terms are defined in the SEQRA regulations; and

WHEREAS, the Town Board has determined that the proposed action is an unlisted action under the SEQRA regulations; and

WHEREAS, the Town Board notes that the subject parcel is presently improved with buildings housing a commercial use, and is surrounded by commercial uses, some of which are under common ownership with the subject parcel; and

WHEREAS, the Town Board therefore finds that the proposed zoning change is largely a paper change to bring the parcel’s zoning into conformity with that of surrounding parcels and its present use, and will have little or no effect on the surrounding properties or the environment; now therefore be it

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RESOLVED, that the Town of Beekman finds that there are no other interested or involved agencies, as those terms are defined in the SEQRA regulations; and be it further

RESOLVED, that the Town of Beekman declares itself to be the lead agency for the SEQRA determination for this project; and be it further

RESOLVED, that the Town of Beekman finds that this is an unlisted action; and be it further

RESOLVED, that the Town of Beekman finds that no adverse environmental impacts will occur as a result of the proposed action and accordingly adopts the attached negative declaration.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Battaglini	AYE
Councilman Del Vecchio	AYE
Councilman Stiegler	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

**RESOLUTION NO. 08:10:16 – 5 (94)
RE: Adopt Local Law 1-2016 to Amend Chapter 155 of Zoning Law for Law
Tax Parcel #6758-00-941778**

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, after reviewing the criteria set forth in § 155-72 of the Town Code, the Town Board believes that it is reasonable and appropriate, and in the best interests of the residents of the Town, to amend the Zoning Map associated with Chapter 155-6 of the Town Code to rezone a certain parcel of property from the “Poughquag Hamlet (PH)” Zoning District to the “Highway Commercial (C-2)” Zoning District; and

WHEREAS, Local Law No. 1 of 2016 reflects this determination by the Town Board; and

WHEREAS, a resolution was duly adopted by the Town of Beekman Town Board to hold a public hearing on the proposed adoption of Local Law No. 1 of 2016, entitled “A Local Law Amending the Town’s Zoning Map for the Purpose of Rezoning a Property from Poughquag Hamlet (PH) to Highway Commercial (C-2);” and

WHEREAS, notice of said public hearing was timely published in the Poughkeepsie Journal and was posted on the Town’s website and the Town Clerk’s bulletin board; and

WHEREAS, on July 20, 2016 the Beekman Town Board held a duly-noticed public hearing concerning the adoption of the proposed Local Law, during which all who wished to speak in favor of, or in opposition to, the proposed Local Law, or any part thereof, were heard; and

WHEREAS, no one appeared at the public hearing in opposition to the proposed Local Law and no correspondence has been received in opposition to the proposed Local Law; and

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WHEREAS, pursuant to Part 17 of the Implementing Regulations pertaining to Article 8 (State Environmental Quality Review Act) (“SEQRA”), the Town Board determined that the adoption of the Local Law changing the zoning of this parcel constituted an Unlisted Action as defined under said regulations; and

WHEREAS, the Town Board determined that there were no other involved or interested agencies, as those terms are defined in the SEQRA regulations, and declared itself to be Lead Agency; and

WHEREAS, after due consideration being given to the environmental impact of the proposed action, the Town Board determined that the proposed action would not have a significant environmental impact and thereafter issued a Determination of Non-Significance - Negative Declaration on August 10, 2016; and

WHEREAS, pursuant to General Municipal Law § 239-m, the matter was referred to the Dutchess County Department of Planning and Development, which determined that the proposed Local Law was a matter of local concern; and

WHEREAS, the Town Board, after due deliberation, finds that it is in the best interest of the Town to adopt the Local Law, now therefore be it

RESOLVED, that Local Law No. 1 of 2016, a true and correct copy of which is attached hereto and incorporated by reference as if fully set forth here, be, and hereby is, adopted; and be it further

RESOLVED, that the Town Clerk is directed to enter this Local Law in the minutes of this meeting, and be it further

RESOLVED, that, in accordance with § 21 of Municipal Home Rule Law, the final adopted copy of this Local Law shall be presented to the Supervisor for approval, and upon such approval of the Supervisor (or other approval occurring pursuant to § 21 of Municipal Home Rule Law), and within 20 days of the final adoption of this Local Law, the Town Clerk shall, and is hereby directed to, file a certified copy of the Local Law, together with the required certifications, in the Office of the Town Clerk and with the Secretary of State as required by Municipal Home Rule Law § 27.

Seconded COUNCILMAN DEL VECCHIO

*****Councilman Stiegler made a friendly amendment to state: this resolution and supporting documentation should be forwarded to the Assessor. Seconded by Councilman Battaglini. All in favor.*****

ROLL CALL VOTE AS AMENDED:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 6 (95)

RE: Appointment of Lauren Laurita to Temporary Recreation Assistant

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, Town Law states that the Town Board shall make appointments and set salaries; and

WHEREAS, the Town Board is desirous in filling the position of Temporary Recreation Assistant; and

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WHEREAS, current Recreation employee Lauren Laurita, has received a recommendation of the Recreation Director, Jeanne Scigliano, now therefore be it

RESOLVED, that the Town Board hereby appoints Lauren Laurita as Temporary Recreation Assistant as of September 6, 2016, with an hourly salary of \$16 per hour.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 7 (96)

RE: Appointment of Dutchess County MS4 Coordination Committee Representative Councilman Ezio Battaglini

COUNCILMAN DEL VECCHIO offers the following and moves for its adoption:

WHEREAS, the SPDES General Permit for Storm Water Discharges from MS4’s requires that the Town develop, implement and enforce a storm water management program (SWMP) designed to reduce the discharge of pollutants from the town’s storm sewer system to the maximum extent practicable as required by federal and state law: and

WHEREAS, the Town of Beekman is an active member in the Dutchess County MS4 Coordinator Committee; and

WHEREAS, the Town of Beekman continues to recognize the committee as integral to the safety and efficiency of our Town’s soil and water infrastructure; and

WHEREAS, membership allows the Town of Beekman to assign a representative to represent the town and vote in committee procedures; now therefore be it

RESOLVED, that the Town of Beekman appoints Councilman Ezio Battaglini to represent the Town of Beekman on the Dutchess County MS4 Coordination Committee and Supervisor Barbara Zulauf as an alternate member.

Seconded COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 8 (97)

RE: Appointment of Secretary to Highway Department

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, the Town Board is desirous in filling the established position of Highway Department Secretary; and

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WHEREAS, the Town Board is authorized under Town Law to make appointments and set salaries; now therefore be it

RESOLVED, that Joanne LaTuso is hereby appointed as Secretary to Highway Department, performing all the duties and with the authority conferred or imposed by law at a salary of \$15.50 per hour, and not to exceed 17 ½ hours per week, and shall serve at the pleasure of the Town Board.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 9 (98)
RE: Approve Fees for Senior Picnic for Non-Residents

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the annual Senior Picnic is scheduled to be held on Thursday September 22, 2016; and

WHEREAS, to be consistent with the fee procedures for non-residents in other Town programs and events, a schedule for fees has been established; now therefore be it

RESOLVED, that Town of Beekman senior residents shall be admitted to the Senior Picnic free of charge; and be it further

RESOLVED, that non-resident seniors and non-seniors that have already been “grandfathered” into other senior events will be charged \$5.00 to attend the Senior Picnic, and all other non-resident seniors and non-seniors will be charged \$10.00 to attend the picnic; and be it further

RESOLVED, that the Recreation Department is authorized to collect these fees in accordance with all Town of Beekman policies.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 10 (99)
RE: Approve Fees for Fall Festival for Non-Residents

COUNCILMAN DEL VECCHIO offers the following and moves for its adoption:

WHEREAS, the annual Fall Festival is scheduled to be held on October 15, 2016; and

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WHEREAS, there has been a significant increase in attendance at events operated by the Recreation Department; and

WHEREAS, the Town Board is desirous in the safety of the public at large and concerned about overcrowding at Beekman taxpayer subsidized events, and

WHEREAS, the Recreation Director, in conjunction with the Town Board, have approved the establishment of a fee structure for Beekman residents, non-residents and vendors; now therefore be it

RESOLVED, all Beekman residents and their guests, program participants and their guests and Town Staff and their guests will be admitted to the Fall Festival free of charge; and be it further

RESOLVED, that all non-residents with their guests will be charged a fee of \$10 before October 11, 2016 and the fee will increase to \$15.00 from October 12, 2016 thru the event; and be it further

RESOLVED, that all vendors will be charged a fee, \$30.00 for non-food vendors and \$50.00 for Food/Food Truck Vendors, and be it further

RESOLVED, that the Recreation Department is authorized to collect these fees in accordance with all Town of Beekman policies.

Seconded COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 11 (100)

RE: Accept Bid to Retain Services of Tank Testing Company for Dover Ridge

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, Dutchess County Board of Health has inspected the Dover Ridge Estates Water Supply; and

WHEREAS, the Dutchess County Board of Health has offered their recommendations for certain items to be further investigated including the condition of the pressure tank in the Dover Ridge Water Facility; and

WHEREAS, two proposals were received and reviewed by Jon Bodendorf, Town Engineer; and

WHEREAS, the Town Engineer has offered his recommendation to retain the services of Utility Services Co., Inc. for the pressure tank inspection at the Dover Ridge Water Facility with a fee of \$4,350.00; now therefore be it

RESOLVED, that the Town Board authorizes the Supervisor to enter into an agreement with Utility Services Co., Inc for the pressure tank inspection at the Dover Ridge Water Facility with a rate not to exceed \$4,350.00

Seconded COUNCILMAN DEL VECCHIO

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ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf ABSENT

Dated: August 10, 2016

RESOLUTION NO. 08:10:16 – 12 (101)
RE: Payment of Claims

COUNCILMAN BATTAGLINI 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	\$ 74,729.64
Claims to be paid from the DA-Highway Fund	\$ 71,021.13
Claims to be paid from the SS – Dover Ridge Sewer	\$ 1,242.92
Claims to be paid from the SW – Dover Ridge Water	\$ 2,503.53
Claims to be paid from the T-Trust and Agency	<u>\$ 1,600.00</u>
	\$151,097.22

Payroll 15	Paid 7/28/16	\$95,050.32
General Fund	\$ 73,927.78	
Highway Fund	\$ 21,122.54	

Payroll 16	Paid 8/11/16	\$87,941.26
General Fund	\$ 67,301.70	
Highway Fund	\$ 20,639.56	

Seconded COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf ABSENT

Dated: August 10, 2016

OTHER BUSINESS

There was no other business this evening.

GENERAL PUBLIC COMMENT

Len Jerrum, Beyer Drive, questioned if these monies were already budgeted for the two resolutions pertaining to the appointment of temporary Recreation Assistant and appointment of Secretary to Highway Department.

GENERAL BOARD COMMENT

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Deputy Supervisor Del Vecchio announced upcoming events; September 11th Ceremony, Sunday, September 11, 2016 at 11:00AM at the 9/11 Memorial Park, Beekman Senior Picnic on September 22, 2016 from 11AM – 1PM at the Community Center and the Fall Festival on October 15, 2016 from 1PM – 4PM at the Rec.

Deputy Supervisor Del Vecchio thanked the Fire Department for the invitation to the Annual Fireman’s Picnic. He had a wonderful time and appreciates all they do for our Community.

Deputy Supervisor Del Vecchio announced the next meeting of the Beekman Town Board is Wednesday, August 24, 2016 at 7:00PM.

ADJOURN:

At 7:24PM with no further business to conduct, Councilman Battaglini made the motion to adjourn the meeting seconded by Deputy Supervisor Del Vecchio. All in Favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK