

BEEKMAN TOWN BOARD – REGULAR MEETING – JANUARY 21, 2015

The Regular Meeting of the Beekman Town Board was called to order at 7:02PM with Supervisor Barbara Zulauf presiding. The Meeting was held in the meeting room at Town Hall.

THOSE PRESENT: SUPERVISOR BARBARA ZULAUF
 COUNCILMAN WERNER STIEGLER
 COUNCILMAN EZIO BATTAGLINI
 COUNCILMAN MICHAEL DEL VECCHIO
 COUNCILMAN MICHAEL MORAN – arrived at 7:04PM

Supervisor Barbara Zulauf 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. She made one administrative announcement regarding the location of fire exits.

PRESENTATION: ELDER ABUSE

Supervisor Zulauf announced that Kathy Sheehan had to postpone her presentation on Elder Abuse. County Legislator, Gerry Hutchings, was present this evening to speak briefly on this topic. He encouraged residents to be aware of Elder abuse and report it if they have suspicions. The presentation scheduled for this evening will be rescheduled. The public can email Legislator Hutchings at hutchi3@verizon.net for the date and time.

PRESENTATION OF BOOKS

This evening Rachael Rancourt, Town Clerk, Jeanne Scigliano, Recreation Director, Judith Crawford, Receiver of Taxes and Shawn Beresford, Building Inspector issued the Town Board their books for the 2014 fiscal year. Board members had an opportunity to review them and sign off. The books will be available for inspection in the Town Clerk's office for the next 30 days.

REGULAR MEETING

COMPTROLLER REPORT:

Andrew Forman, Town Comptroller began his report this evening stating that the necessary paperwork regarding the Tax cap for the 2015 Budget has been submitted. The Annual Financial Report Update Document (AUD) for 2013 has been submitted and 2014's is expected to be submitted by March 31st. He stated that we are currently seeking proposals from Independent Auditors for fiscal years 2013 and 2014. In closing, he gave an overview of both the General Fund and Highway Fund's revenues and expenses for the 2014 fiscal year.

SUPERVISOR:

Supervisor Zulauf attended the 50th Birthday of the Library this past Saturday where they had a cake and ribbon cutting ceremony. There will be several events throughout the year to celebrate their 50 years. The Supervisor and Town Clerk, Rachael Rancourt attended a meeting in Pound Ridge where they heard a presentation about a NYSEG Shared Services Grant opportunity. She attended the Annual Installation of Officers Dinner for the Fire Department last Saturday evening. She congratulated the current and new officers that were sworn in at that event. In closing, Supervisor Zulauf read a statement in response to Town resident, Mike O'Brien's concerns with his neighbor, Town Clerk, Rachael Rancourt.

TOWN BOARD:

Councilman Stiegler attended the Annual Fire Department's Installation of Officers Dinner. He reported that the Maintenance Department's new salt spreader has been in operation and is working well, however the old truck that it sits on is currently in the shop for repair. The Maintenance Department is preparing for Spring; replacing the roof on the dugouts and doing various painting.

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Councilman Battaglini attended the Annual Fire Department’s Installation of Officers Dinner. He attended the CAC meeting where they conducted business as usual. He met with the Highway Superintendent, Tony Coviello who gave him a preview of a new program that logs and tracks maintenance on the trucks in his fleet. He met with the Building Inspector, Shawn Beresford and Town Engineer, Dan Koehler to discuss code violations in Town.

Councilman Del Vecchio attended the Rec Commission meeting on January 14th 2015 where they discussed the field usage fees that the BAC and Soccer League have to pay. He also announced that ice skating is open at the Rec, skate at your own risk, stay out of caution tape areas and please be careful. Councilman Del Vecchio attended the Annual Fire Department’s Installation of Officers Dinner last Saturday evening.

Councilman Moran has been working with Councilman Battaglini and Building Inspector, Shawn Beresford, on the code violations in Town. He was pleased to report there were no accidents in the Town of Beekman during the last storm. Tony and his men have been doing a wonderful job plowing and sanding, keeping our roads clear.

HIGHWAY SUPERINTENDENT:

Highway Superintendent, Tony Coviello, reported that he is very pleased with the software that he recently purchased to aide in the Maintenance of his fleet. He purchased John Deere, Mack and International software which will read all error codes and log maintenance so that all mechanics can be done in house. In the long term this new method will save the Town a significant amount of money.

PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:

There was no public comment this evening.

RESOLUTIONS:

RESOLUTION NO. 01:21:15 – 1 (17)
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 January 7, 2015 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 January 7, 2015 Town Board Meeting.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

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

Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 2 (18)
RE: Authorize Attendance at 2015 Association of Towns Training School and Annual Meeting

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the annual Association of Towns Conference will be held February 15-18, 2015; and

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WHEREAS, representatives from several departments of the Town of Beekman have included in their budget for 2015 the appropriation to attend said conference; now therefore be it

RESOLVED, that authorization is hereby given for the Supervisor to forward all monies required for registration and mileage for the employees Barbara Zulauf, William Brady, Andrew Forman, Rachael Rancourt, Ezio Battaglini, Dan Koehler to attend the conference, and to be reimbursed for mileage at current IRS rate.

Seconded SUPERVISOR ZULAUF

***Councilman Del Vecchio will be added to this resolution to attend the Association of Towns Training School. Seconded by Councilman Battaglini. All in favor

ROLL CALL VOTE AS AMENDED:

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

Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 3 (19)
RE: Authorize Request for Proposals for Concession Stand at Rec

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, the Town contracts with a vendor for the operation of the concession stand at Recreation Park for the summer season; and

WHEREAS, the Town Board is desirous in entering into a contract again for the 2015 season; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman hereby authorizes the Town Clerk to place an advertisement in the Poughkeepsie Journal for Requests for Proposals for the concession stand at Recreation Park.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

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

Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 4 (20)
RE: Set Public Hearing for Abandoned Property

COUNCILMAN DEL VECCHIO 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:

7 Lake Road, Kalwarski, Richard 6658-10-377624

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WHEREAS, the respective homeowner has 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 February 4th, 2015 at 7:00pm 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 SUPERVISOR ZULAUF & COUNCILMAN MORAN

ROLL CALL VOTE:

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

Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 5 (21)

RE: Authorize Attendance at Hudson Valley Leisure Association

COUNCILMAN MORAN offers the following and moves for its adoption:

WHEREAS; the Hudson Valley Leisure Services Association is a networking group of Parks, Recreation, Therapeutic, and Leisure Service Professionals and Supporters from Orange, Ulster, Rockland, Dutchess, and Putnam Counties that meets once a month. It is a great organization that is very beneficial for members because it allows them to share ideas with others in the field who are very knowledgeable. Besides networking with others the HVLSA has guest speakers at every meeting on topics that have to do with our professions and said meeting will offer further knowledge for The Town of Beekman Recreation Director; and

WHEREAS, membership is required at \$25.00 per year for an associate member; and

WHEREAS, the cost of each meeting is \$20 for members; and therefore be it

RESOLVED, that Jeanne Scigliano if hereby authorized to attend meetings in 2015, at her discretion, and to be reimbursed for mileage at current IRS rate; and be it further

RESOLVED, that due to the topics of some meetings, Greg Brown is hereby authorized to attend meetings at his discretion.

Seconded SUPERVISOR ZULAUF & COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Moran	AYE
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Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
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RESOLUTION NO. 01:21:15 – 6 (22)
RE: Appointment to Conservation Advisory Council

COUNCILMAN STIEGLER 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 Town Board hereby makes the following appointments to be effective immediately:

Conservation Advisory Council – Samantha Langton Term to expire 12/31/18

RESOLVED, that all appointments are contingent upon completion and submission of the new Disclosure of Interest Statement pursuant to Chapter 19, Section 19-9 of the Town Code unless already on file and information has not changed; and be it further

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

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Moran AYE
Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 7 (23)
RE: Approve Municipal Energy Program (MEP)

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, Municipal corporations are authorized to create and operate purchasing cooperatives for the purchase of electricity, natural gas and other utility bill management services as provided in Article 5-G of the General Municipal Law; and

WHEREAS, the organizing Local Governments, acting in accordance with section 119-o of the General Municipal Law, cooperatively created the “Municipal Energy Program” otherwise known as the MEP, for the purpose of fulfilling their respective public and governmental purposes, needs and objective programs; and

WHEREAS, the Organizing Local Governments have additionally determined that other municipal corporations and districts, as defined in General Municipal Law §119-n, qualified to do so, should be permitted to join with them through execution of an addendum to their Intermunicipal Cooperation Agreement (hereinafter referred to as “Agreement”), in order to full fill their own respective public purposes by participation in the MEP; and

WHEREAS, the Town Board is a “municipal corporation” as defined in General Municipal Law §119-n; and

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WHEREAS, the Town of Beekman is a “district” as defined in General Municipal Law §119-n; and

WHEREAS, this board has reviewed the Agreement creating the MEP and understands its terms and conditions; and therefore be it

RESOLVED, that the Town of Beekman, in the County of Dutchess, hereby joins the MEP as a Member and authorizes the Supervisor to sign and execute the Agreement on its behalf; and be it further

RESOLVED, that this Member hereby authorizes the Organizing Local Governments and Pro-Star, acting as the MEP’s energy consultant, to prepare, advertise, disseminate and open bids and to award contracts for the purchase and delivery of natural gas/and or electricity on behalf of the Member, in accordance with such bid specifications, to the lowest responsible bidder or the bid that reflects the best value as set forth by General Municipal Law §103 (16), as is determined by the Organizing Local Governments or to reject any and all such bids; and be it further

RESOLVED, that the officers and employees of this Member are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and be it further

RESOLVED, that this resolution will take effect immediately.

Seconded COUNCILMAN STIEGLER & COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

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

Dated: January 21, 2015

**RESOLUTION NO. 01:21:15 – 8 (24)
RE: Approve Request to Waive 30 Day Notice for Liquor License**

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, Barton Entertainment Co., LLC d/b/a Barton Orchards, doing business at 63 Apple Tree Lane, Poughquag, in the Town of Beekman, New York, under the name Barton Entertainment Co., intends to file for a New York State Liquor License; and

WHEREAS, pursuant to Alcohol Beverage Law Control Law § 64 (2A), an applicant must give the municipality thirty (30) days notice of the pending liquor license application unless the municipality consents to waive the thirty (30) day requirement; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman hereby waives the thirty (30) days notice period in regard to allowing Barton Entertainment Co., LLC d/b/a Barton Orchards an earlier submission of the liquor license application.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Moran	AYE
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Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
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RESOLUTION NO. 01:21:15 – 9 (25)

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

COUNCILMAN DEL VECCHIO 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 2, 2015 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 2, 2015.

Seconded SUPERVISOR ZULAUF & COUNCILMAN MORAN

ROLL CALL VOTE:

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

Dated: January 21, 2015

RESOLUTION NO. 01:21:15 – 10 (26)

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	\$20,915.34
Claims to be paid from the DA-Highway Fund	\$ 806.23
Claims to be paid from the SS – Dover Ridge Sewer	\$ 3,828.37
Claims to be paid from the SW – Dover Ridge Water	\$ 745.79
Claims to be paid from the T-Trust & Agency	<u>\$ 1,298.00</u>
	\$27,593.73

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Payroll 1 Paid 1/15/2015 Paid \$65,231.56

General Fund \$33,130.85
Highway Fund \$32,100.71

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

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

Dated: January 21, 2015

OTHER BUSINESS:

There was no other business this evening.

GENERAL PUBLIC COMMENT:

Len Jerrum, Beyer Drive, commented on the wonderful job that Tony Coviello and the Highway Department do with our roads.

GENERAL BOARD COMMENT:

Councilman Del Vecchio reminded the public that ice skating is open at the Rec. Stay out of the caution tape area and be safe.

Councilman Battaglini commended Jeanne Scigliano, Recreation Director for the wonderful job she does at the Rec.

Supervisor Zulauf announced the next Town Board meeting is February 4, 2015 at 7:00PM.

At 8:33PM Supervisor Zulauf made the motion to move to Executive Session for discussions relating to proposed, pending or current litigation seconded by Councilman Stiegler, All in Favor.

At 8:58PM, the Board returned from Executive Session taking no action.

ADJOURN:

At 8:58PM with no further business to conduct, Councilman Moran made the motion to adjourn the meeting. All in Favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK