

**BEEKMAN TOWN BOARD REGULAR MEETING – JANUARY 4, 2017**

The Regular Meeting of the Beekman Town Board was called to order at 7:01PM with Supervisor Barbara Zulauf presiding. The Meeting was held in the meeting room at Town Hall.

THOSE PRESENT: SUPERVISOR BARBARA ZULAUF  
COUNCILMAN EZIO BATTAGLINI  
COUNCILWOMAN MARY COVUCCI  
COUNCILMAN MICHAEL DEL VECCHIO  
COUNCILMAN WERNER STIEGLER  
ALSO PRESENT: TOWN ATTORNEY, PAUL ACKERMAN

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. Supervisor Zulauf 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. 1:04:17 – 1**  
**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 December 21, 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 December 21, 2016 Town Board Meeting.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:  
Councilwoman Covucci AYE  
Councilman Stiegler AYE  
Councilman Del Vecchio AYE  
Councilman Battaglini AYE  
Supervisor Zulauf AYE  
Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 2**  
**RE: Appointment of Registrar and Deputy Registrar of Vital Statistics**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

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

RESOLVED, that the following appointments are hereby authorized and approved:

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Registrar of Vital Statistics

Town Clerk \$ 1,500.00 Annual Salary

Deputy Registrar of Vital Statistics

Deputy Clerk \$ 500.00 Annual Salary

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

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilwoman Covucci AYE

Councilman Stiegler AYE

Councilman Del Vecchio AYE

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 3**

**RE: Newspaper Designation**

SUPERVISOR ZULAUF offers the following and moves for its adoption:

Let it be RESOLVED, that the POUGHKEEPSIE JOURNAL be named the official newspaper for the Town of Beekman.

Seconded COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilwoman Covucci AYE

Councilman Stiegler AYE

Councilman Del Vecchio AYE

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 4**

**RE: Designation of Depositories**

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

WHEREAS, Section 64 of Town Law provides for the Town Board to designate by written resolution the banks in which certain officers shall deposit the monies coming into their hands by virtue of their offices; now therefore be it

RESOLVED, that the following bank is hereby designated the official depositories in which all monies may be deposited and invested:

M & T Bank

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilwoman Covucci AYE

Councilman Stiegler AYE

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Councilman Del Vecchio     AYE  
Councilman Battaglini     AYE  
Supervisor Zulauf     AYE  
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**RESOLUTION NO. 1:04:17 – 5**  
**RE: Signature Authorization on Depository Accounts**

COUNCILWOMAN COVUCCI     offers the following and moves for its adoption:

Let it be RESOLVED, that authorization is given to the Town Supervisor and Deputy Town Supervisor to sign signature cards and checks for the Town of Beekman; and be it further

RESOLVED, that authorization is given to the Town Clerk, the Comptroller and the Bookkeeper to sign signature cards and to countersign checks exceeding \$2,500.00; and be it further

RESOLVED, that two (2) signatures are required on all checks exceeding \$2,500.00, one of which needs to be either the Town Supervisor and/or the Deputy Town Supervisor.

Seconded   COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:  
Councilwoman Covucci     AYE  
Councilman Stiegler     AYE  
Councilman Del Vecchio     AYE  
Councilman Battaglini     AYE  
Supervisor Zulauf     AYE  
Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 6**  
**RE: Set Date for Grievance Day**

COUNCILMAN STIEGLER     offers the following and moves for its adoption:

WHEREAS, the Town Board is authorized under Town Law to set grievance days; and

WHEREAS, the Town of Beekman and the Town of Dover Assessor’s Offices need to coordinate days; now therefore be it

RESOLVED, that the Town of Beekman Grievance Day will be held on the 1<sup>st</sup> Wednesday after the 4<sup>th</sup> Tuesday in May; and be it further

RESOLVED, that Grievance Day for 2017 will be held May 24, 2017.

Seconded   COUNCILMAN BATTAGLINI

ROLL CALL VOTE:  
Councilwoman Covucci     AYE  
Councilman Stiegler     AYE  
Councilman Del Vecchio     AYE  
Councilman Battaglini     AYE  
Supervisor Zulauf     AYE

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**RESOLUTION NO. 1:04:17 – 7**

**RE: Board Appointment**

COUNCILMAN BATTAGLINI 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 appointments be made:

Maria Rodrigues - appointment to the Zoning Board of Appeals, with her term to expire December 31, 2021; and be it further

RESOLVED, that all appointments are contingent upon completion and submission of the new 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 appointees shall file their Oath of Office with the Town Clerk of the Town of Beekman prior to serving their term.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci	AYE
Councilman Stiegler	AYE
Councilman Del Vecchio	AYE
Councilman Battaglini	AYE
Supervisor Zulauf	AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 9**

**RE: Cell Tower Replacement Bond**

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, a Performance Bond #53SB103729242 in the amount of \$22,800.00 was accepted by Resolution 11:19:01-177 for Nextel of New York for a cell tower on tax map #6559-00-900092 for the removal of a cell tower; and

WHEREAS, SBA 2012 TC Assets is the new successor to Nextel of New York for the cell tower on Tax Map #6559-00-900092, as per the attached agreement; and

WHEREAS, SBA 2012 TC Assets, LLC has submitted a proposal for a Tower/Structure Removal Bond, CM50291130, in the amount of \$19,500 for the cell tower on tax map #6559-00-900092, as per the provision and requirements of the Beekman Town Code ~155-37m(1); now therefore be it

RESOLVED, that Performance Bond #53SB103729242, in the amount of \$22,800.00 be released to Nextel of New York; and be it further

RESOLVED, that the Town Board of the Town of Beekman accept the Tower/Structure Removal Bond CM50291130 in the amount of \$19,500.00 from the SBA TC Assets, LLC as attached; and be it further

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RESOLVED, that the Tower/Structure Removal Bond #CM50291130 be recorded and secured in the office of the Beekman Town Clerk, as the official record of custodian of the Town.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilwoman Covucci AYE  
Councilman Stiegler AYE  
Councilman Del Vecchio AYE  
Councilman Battaglini AYE  
Supervisor Zulauf AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 10  
RE: Approve Snow Tubing Trip**

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

WHEREAS, the Town of Beekman Recreation and Parks has provided an opportunity for youth in Grades 6-12 to attend a Snow Tubing Trip on February 4, 2017 to Thomas Bull Memorial Park in Orange County; and

WHEREAS, the cost of this trip is \$35.00 per person for residents and \$40.00 for non-residents; and

WHEREAS, \$5 will be taken off the cost of the trip for youth that register for this event that refer a friend to also register for this trip who is not already in the Town of Beekman Recreation registration system (meaning the friend has not been registered for any Rec programs since 2010), both youths will receive \$5 off the cost of this trip; and

WHEREAS, the cost covers admission to the park, supervisory staff and bus transportation; now therefore be it

RESOLVED, that the Town of Beekman Recreation and Parks offer this snow tubing trip at a cost not to exceed \$35.00 for residents and \$40.00 for non-residents.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci AYE  
Councilman Stiegler AYE  
Councilman Del Vecchio AYE  
Councilman Battaglini AYE  
Supervisor Zulauf AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 11  
RE: Budget Modifications for Year-End 2016**

**\*\*\*Councilman Stiegler made a motion to table this resolution until after tomorrow night's Budget Workshop session, seconded by Councilman Battaglini. Roll call vote to table resolution: Councilwoman Covucci – Aye, Councilman Stiegler – Aye, Councilman Del Vecchio – Aye, Councilman Battaglini – Aye, Supervisor Zulauf – Aye.\*\*\***

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**RESOLUTION NO. 1:04:17 - 12**  
**RE: Approve Easter Egg Hunt**

COUNCILWOMAN COVUCCI offers the following and moves for its adoption:

WHEREAS, the 2017 Egg Hunt has been scheduled for April 8, 2017; and

WHEREAS, funds have been included in the 2017 Annual Budget to provide entertainment during said event; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with “Two by Two Zoo” for an amount not to exceed \$400.00 and “Partytime Rentals” for an amount not to exceed \$410.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci	AYE
Councilman Stiegler	AYE
Councilman Del Vecchio	ABSTAIN
Councilman Battaglini	AYE
Supervisor Zulauf	AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 13**  
**RE: Amendments to *Greenway Connections: Greenway Compact Program and Guides for Dutchess County Communities*, adding seven new Greenway Guides**

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, the Hudson River Valley Greenway Act of 1991 has a legislative goal the establishment of the Greenway Compact, a process for voluntary cooperation among the communities of the Hudson river region; and

WHEREAS, the Town of Beekman adopted *Greenway Connections* by Local Law and joined the Greenway Compact on June 19, 1999; and

WHEREAS, the Greenway Act or the adoption of *Greenway Connections* do not supersede or change the powers that the State has granted municipal governments under the New York constitution, the Municipal Home Rule Law, or various municipal enabling acts, and

WHEREAS, the Local Law adopting *Greenway Connections* contained a provision allowing subsequent amendments to the document by resolution of the local legislative body; and

WHEREAS, after multiple local presentations and public comments, the Hudson River Valley Greenway Communities Council has approved seven new Greenway Guides to be included in *Greenway Connections: Centers and Greenspaces, Slower Safer Streets, Rural Roads, Building Bicycle Networks, Convenience Stores with Gas Pumps, Recycling and Waste Collection, and Green Infrastructure*; and

WHEREAS, the Greenway Guides are entirely optional in nature and to be considered only when local officials in discretionary decisions think they may be appropriate; and

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WHEREAS, the Town Board of the Town of Beekman, as lead agency, has completed a review under the State Environmental Quality Review Act (SEQRA) and had determined that these amendments to *Greenway Connections* will not have a significant effect on the environment and, therefore, warrant a “Negative Declaration” under Article 8 of the State Environmental Conservation Law, and

NOW THEREFORE BE IT RESOLVED,

1. That the Town Board of the Town of Beekman has prepared and hereby adopts the annexed SEQRA Negative Declaration for the proposed action; and
2. That the Town Board of the Town of Beekman approves and adopts the amendments to *Greenway Connections* to include seven new Greenway Guides: Centers and Greenspaces, Slower Safer Streets, Rural Roads, Building Bicycle Networks Convenience Stores with Gas Pumps, Recycling and Waste Collection, and Green Infrastructure.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci AYE  
Councilman Stiegler AYE  
Councilman Del Vecchio AYE  
Councilman Battaglini AYE  
Supervisor Zulauf AYE

Dated: January 4, 2017

**RESOLUTION NO. 1:04:17 – 14**

**RE: Authorize Supervisor to Sign Local Government Record Management Improvement Fund (LGRMIF) Grant Shared Services Agreement Form**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the Town of Beekman is interested in applying for a 2017 NYS Archives Local Government Record Management Improvement Fund (LGRMIF) Project in conjunction with the Towns of Dover, Amenia, North East and J.H. Ketcham Hose Company; and

WHEREAS, the attached Shared Services Agreement Form is required to be included in the Grant submission paperwork; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman hereby authorized the Town Supervisor to sign the attached Shared Services Agreement Form; and be it further

RESOLVED, that the Town Clerk forward the signed Agreement Form to the Town of Dover for inclusion in the Grant Application paperwork.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilwoman Covucci AYE  
Councilman Stiegler AYE  
Councilman Del Vecchio AYE  
Councilman Battaglini AYE  
Supervisor Zulauf AYE

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**RESOLUTION NO. 1:04:17 – 15  
RE: Payment of Claims**

SUPERVISOR 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; be it

RESOLVED, that the payment, therefore, is hereby authorized as follows:

Claims to be paid from the A-General Fund	\$ 83,613.12
Claims to be paid from the DA-Highway Fund	\$ 23,002.57
Claims to be paid from the SS – Dover Ridge Sewer District Fund	\$ 5,137.88
Claims to be paid from the SW – Dover Ridge Water District Fund	<u>\$ 1,523.17</u>
	\$113,276.74

Payroll	26	12/29/2016	Paid	\$ 83,957.43
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General Fund	\$ 36,221.96
Highway Fund	\$ 47,735.47

Seconded COUNCILMAN STIEGLER

**ROLL CALL VOTE:**

Councilwoman Covucci	AYE
Councilman Stiegler	AYE
Councilman Del Vecchio	ABSTAIN
Councilman Battaglini	AYE
Supervisor Zulauf	AYE

Dated: January 4, 2017

**OTHER BUSINESS**

Supervisor Zulauf provided information that was requested by Todd Sanders, Robin Court, at the last Town Board meeting. Supervisor Zulauf contacted the New York State Comptroller’s Office to request an audit for 2015. There are open Board positions, one on the Ethics Board and two on the Architectural Review Board. Interested persons should contact the Supervisor’s Office.

**GENERAL PUBLIC COMMENT**

Tom Mullins, Roosevelt Drive, gave his opinion on the Budgeting error and how he believes the Board should proceed.

Virginia Peters, Robin Court, requested an update on the Ashby Hills litigation situation. She was advised that there is a court date scheduled for January 9, 2017.

Andrew Forman, Town Comptroller, gave a statement in defense of his error with the Capital Reserve Fund and sincerely apologized.

Tony Coviello, Highway Superintendent, refuted one of the statements made by Comptroller, Andrew Forman.

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Len Jerrum, Beyer Drive, informed the public about the credentials of Comptroller, Andrew Forman.

**GENERAL BOARD COMMENT**

Councilman Del Vecchio refuted some comments made by Tom Mullins, Roosevelt Drive.

Supervisor Zulauf announced the Budget Workshop is scheduled for tomorrow evening, Thursday, January 5, 2017 at 7:00PM. She also announced the next Regular Town Board meeting is Wednesday, January 18, 2017 at 7:00PM.

At 8:18PM, Supervisor Zulauf made the motion to move to Executive Session to discuss proposed, pending and current litigation and medical, financial, credit or employment history of a particular person or corporation, or relating to appointment, promotion, demotion, discipline or removal seconded by Councilman Del Vecchio. All in favor.

Councilman Del Vecchio took minutes after Executive Session.

At 10:30PM the Board returns from Executive Session taking no action.

**ADJOURN:**

At 10:30PM with no further business Councilman Del Vecchio made the motion to adjourn, seconded by Supervisor Zulauf. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT  
TOWN CLERK