

BEEKMAN TOWN BOARD REGULAR MEETING – NOVEMBER 1, 2017

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: SUPERVISOR BARBARA ZULAUF
COUNCILMAN MICHAEL DEL VECCHIO
COUNCILWOMAN MARY COVUCCI
COUNCILMAN WERNER STIEGLER
COUNCILMAN EZIO BATTAGLINI

ALSO PRESENT: PAUL ACKERMAN, TOWN ATTORNEY

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 HEARING

7:00PM, Dover Ridge Assessment Roll – Supervisor Zulauf stated that this public hearing is a formality that we do yearly due to the Town operating the Dover Ridge Water and Sewer districts. This Public Hearing has nothing to do with the rates. She then opened it up to the public. There was no public comment at this Hearing. At 7:02PM, Councilman Del Vecchio made the motion to close this Public Hearing seconded by Councilman Battaglini. All in favor.

7:20PM, Solar Energy Continued – Supervisor Zulauf announced the continuation of this Public Hearing and opened it up to public comment. Linda Porter, Clapp Hill, expressed her concerns with having Solar Farms in a residential area. Councilwoman Covucci made a motion to keep this Public Hearing open for further discussion, seconded by Councilman Battaglini. Councilwoman Covucci-Aye, Councilman Stiegler – Aye, Councilman Del Vecchio – Aye, Councilman Battaglini – Aye, Supervisor Zulauf – Aye.

This Public Hearing will continue on December 6, 2017 at 7:00PM.

PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:

Len Jerrum, Beyer Drive, questioned several Resolutions on the Agenda this evening.

RESOLUTIONS:

**RESOLUTION NO. 11:01:17 – 1 (170)
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 October 18, 2017 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 October 18, 2017 Town Board Meeting.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

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

Dated: November 1, 2017

**RESOLUTION NO. 11:01:17 -2 (171)
RE: Approve Abandoned Properties**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, a public hearing was duly held on October 18, 2017 before the Town Board to accept abandoned properties in the Town of Beekman; and

WHEREAS, comments were received by residents for consideration of the Town Board; and

WHEREAS, no written comments were received within the allotted time period to the Town Clerk; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman authorize Town Departments to bring the following properties into compliance with the Town Code of abandoned properties as noted in Chapter 14:

- 173 Andrews Road, HSBC Bank, 6559-00-979661
- 21 Underhill Road North, Robert and Dawn Maselli, 6759-03-407069
- 47 Stowe Drive, Joseph and Denise Massa, 6859-02-553565
- 23 Main Street, Red Cardinal Properties. 6758-02-843689.

Seconded SUPERVISOR ZULAUF

*****Councilwoman Covucci made the motion to table this resolution seconded by Councilman Battaglini. Roll Call Vote: Councilwoman Covucci-Aye, Councilman Stiegler-No, Councilman Del Vecchio-Aye, Councilman Battaglini-Aye, Supervisor Zulauf-Aye. Motion to table passes.*****

**RESOLUTION NO. 11:01:17 - 3 (173)
RE: Authorize Town Clerk to Advertise a Request for Bids for Scrap Metal**

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, the Town held its annual Clean-Up Day on October 21, 2017, and has received a sizeable volume of old equipment and materials that need to be disposed of; and

WHEREAS, the Highway Superintendent has recommended that these materials be sold for scrap, as the materials cannot be used by the Highway Department; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to advertise a request for bids for the sale and removal of scrap metal located at the Beekman Highway Department.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:
Councilwoman Covucci AYE

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Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
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RESOLUTION NO. 11:01:17 – 4 (174)

RE: Authorize Town Clerk to Advertise a Request for Bids for Cleaning Services for Town Buildings

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

WHEREAS, the Town Board is desirous in searching for Cleaning Services for the Town Hall, Highway Superintendent’s Office, and the Sheriff Sub Station; and

WHEREAS, the current contract with Dutchess County ARC is set to expire on December 31, 2017; now therefore be it

RESOLVED, that that the Town Board authorizes the Town Clerk to advertise a Request for Bids for Cleaning Services for the Town Hall, Highway Superintendent’s Office, and the Sheriff Sub Station.

Seconded COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilwoman Covucci AYE
Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
Dated: November 1, 2017

RESOLUTION NO. 11:01:17 – 5 (175)

RE: Approve Amendments to Dutchess County Sheriff’s Office Contract

COUNCILWOMAN COVUCCI offers the following and moves for its adoption:

WHEREAS, an agreement between the Dutchess County Sheriff’s Office and the Town of Beekman was approved on January 28, 2004; and

WHEREAS, the Town Board is desirous in continuing the Dutchess County Sheriff’s Department to provide police protection over and above the police protection budgeted and allocated for the Town, including security services at Town Court; and

WHEREAS, the Dutchess County Sheriff’s Office has proposed amendments as per the attached 2018 Administrative Fee Schedule; now therefore be it

RESOLVED, that the town Board authorizes the proposed amendments between Dutchess County and the Town of Beekman as per the attachments.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

Councilwoman Covucci AYE

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Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
Dated: November 1, 2017

RESOLUTION NO. 11:01:17 – 6 (176)
RE: Approve Training at Downstate Recreation Conference

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, the New York State Recreation and Parks Service will be holding their annual Downstate Conference on November 14, 2017 in White Plains, NY; and

WHEREAS, the workshops scheduled throughout the day will be beneficial to our Recreation Department; and

WHEREAS, funds for training has been included in the 2017 Recreation Budget; and

WHEREAS, Recreation Director, Jeanne Scigliano is on the Downstate Recreation Committee, and has the opportunity to attend at no charge; and

WHEREAS, Dani Plastini, Assistant to the Recreation Director, would benefit by attending this Recreation conference; now therefore be it

RESOLVED, that Jeanne Scigliano is hereby authorized to attend at no charge, and Dani Plastini is hereby authorized to attend the Downstate Recreation Conference with a fee not to exceed \$70.00

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:
Councilwoman Covucci AYE
Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
Dated: November 1, 2017

RESOLUTION NO. 11:01:17 – 7 (177)
RE: Approve Attendance at Dutchess County Grant Writing Workshop

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the Dutchess County Department of Community and Family Services Division of Youth Services is requesting applications for Youth Program Funding; and

WHEREAS, the Town of Beekman Recreation Department has been successful in receiving grant funding for the Beekman Teen Leadership Council; and

WHEREAS, it is required by the Division of Youth Services to attend one grant workshop for applicants; now therefore be it

RESOLVED, that Jeanne Scigliano, Recreation Director and Lauren Laurita, Activities Director are hereby authorized to attend one of the grant workshops, at no cost to the Town.

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Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

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

Dated: November 1, 2017

RESOLUTION NO. 11:01:17 – 8 (178)
RE: Authorize Entertainment for the Snowflake Spectacular

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, the annual Snowflake Spectacular, organized by the Recreation Department, will be held on December 2, 2017; and

WHEREAS, funds for entertainment at the Snowflake Spectacular were included in the 2017 budget; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with DJ Dolce Productions, with a fee not to exceed \$195.00 and with TUMBLEBUS, with a fee not to exceed \$400 for the 2017 Snowflake Spectacular.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

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

Dated: November 1, 2017

RESOLUTION NO. 11:01:17 – 9 (179)
RE: Payment of Claims

COUNCILMAN DEL VECCHIO 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 | \$ 36,617.53 |
| Claims to be paid from the DA-Highway Fund | \$ 10,419.29 |
| Claims to be paid from the SS – Dover Ridge Sewer District Fund | \$ 811.93 |
| Claims to be paid from the SW – Dover Ridge Water District Fund | \$ 1,653.42 |
| Claims to be paid from the T-Trust & Agency Fund | <u>\$ 5,560.27</u> |
| | \$ 55,062.44 |

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Payroll Paid 11/2/17 \$ 58,807.95

General Fund \$ 34,490.73

Highway Fund \$ 24,317.22

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

Councilwoman Covucci AYE

Councilman Stiegler AYE

Councilman Del Vecchio AYE

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: November 1, 2017

OTHER BUSINESS:

RESOLUTION NO. 11:01:17 – 10 - PULLED
RE: Approve Local Law to Override the Tax Levy for 2018

PULLED

RESOLUTION NO. 11:01:17 – OTHER BUSINESS
RE: Approve Stone Ridge Estates Sewer Rates

COUNCILWOMAN COVUCCI offers the following and moves for its adoption:

WHEREAS, the Stone Ridge Subdivision in the Town of Beekman, County of Dutchess and State of New York is serviced by a private sewage corporation known as the “Stone Ridge Estates Sewage Corporation (the “Sewer Corporation”)” which corporation was formed pursuant to the New York State Transportation Corporations Law (“TCL”); and

WHEREAS, the Sewer Corporation operates under an agreement with the Town of East Fishkill, whereby the Town of East Fishkill operating on behalf of the Four Corners Water and Sewer District accepts domestic waste from the 18 lot subdivision; and

WHEREAS, pursuant to Section 121 of the Transportation Corporations Law, the Town Board has the authority to set the rates for the Sewer Corporation after petition by the Sewer Corporation; and

WHEREAS, the Town Clerk received the Initial Rate Petition from the Sewer Corporation who purposes the rate to be \$125 per month for a single-family home or equivalent which rate computation is set forth in the Sewer Corporation’s Petition; now therefore be it

RESOLVED, that the Town Board of the Town of Beekman pursuant to Section 121 of the Transportation Corporations Law, hereby accepts the Initial Rate Petition on behalf of the Stone Ridge Estates Sewage Corporation and consents to the initial rate of \$125 per month for a single-family home or equivalent.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci AYE

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Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
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RESOLUTION NO. 11:01:17 – OTHER BUSINESS
RE: Accept a Drainage Easement Granted by Nicolosi Buildings Inc.

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, insufficient drainage exists in an area located in the Town of Beekman, County of Dutchess and State of New York, as more specifically shown on a plan of subdivision entitled, "Maple Farms Estates," dated February 7, 2002, last revised February 16, 2005, and filed in the Dutchess County Clerk's Office on March 18, 2005 as Filed Map No. 11783, which results in flooding, soil erosion and increased maintenance and repair costs to the Town of Beekman; and

WHEREAS, Nicolosi Buildings, Inc. ("Grantor"), having its offices at 21 Cambridge Street, Highland, New York 12528, the owner in fee of a parcel of real estate known as "Maple Farms Estates," has agreed to permit a portion of their property to be used to aid the drainage of water from said property, all as depicted in the Filed Map No. 11783; and

WHEREAS, Grantor in consideration of One Dollar (\$1.00), lawful money of the United States paid by the Town of Beekman, receipt of which is hereby waived, and other good and lawful consideration, has agreed to grant and release unto the Town of Beekman ("Grantee"), its successors and assigns forever, a permanent easement over that portion of the property located in Maple Farms Estates shown as the "Detention Pond Easement", which area is described more fully in the Schedule "A" attached to the Drainage Easement and referred to hereinafter as the "Drainage Easement Area;" and

WHEREAS, under the terms of the Drainage Easement, Grantor is prohibited from blocking or obstructing the Drainage Easement Area above or below grade or planting trees or substantial shrubs within the easement area or constructing and/or maintaining any type of permanent or temporary structure including, but not limited to, underground pipes and conduits in, on, under or over the easement area without written permission of the Town of Beekman,

NOW, THEREFORE, BE IT RESOLVED that the foregoing WHEREAS paragraphs are incorporated herein by reference and adopted; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Beekman hereby accepts the Drainage Easement from Nicolosi Buildings Inc. and authorizes the Supervisor to sign said Drainage Easement, and to execute and deliver any and all required documentation for filing of the Drainage Easement with the Office of the Dutchess County Clerk.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilwoman Covucci AYE
Councilman Stiegler AYE
Councilman Del Vecchio AYE
Councilman Battaglini AYE
Supervisor Zulauf AYE
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Supervisor Zulauf announced that the Town of Beekman is collecting Thanksgiving Food Drive donations on behalf of Kieran Lalor to benefit the Center of Compassion, Pawling Resource Center and St. Vincent De Paul Church Food Pantry.

Supervisor Zulauf also announced that she and Councilman Battaglini met with MTA regarding the proposed rail trail that will run from Buffalo to NYC with a portion running through Beekman. There are two public meetings on November 13, 2017 from 6PM-8PM in Pawling and November 18, 2017 from 6PM-8PM in Carmel. The project is estimated to be completed by 2020.

The Preliminary budget has been updated as of November 1, 2017 and is on the website for review.

In closing, Supervisor Zulauf announced that October is National Disability month and the Town of Beekman was recognized and nominated for employing the Dutchess County ARC for cleaning the Town Hall, Highway Garage and Dutchess County Sheriff's Office.

Councilwoman Covucci questioned why the Resolution for Overriding the Tax Levy was placed on tonight's Agenda.

Councilman Battaglini stated that the MTA rail trail is funded by New York State and bears no cost to our Town. He reminded the public that the Fire District Proposed Training facility's informational meeting is scheduled for November 16, 2017 at 7PM with the vote to take place on December 12, 2017.

Councilman Del Vecchio gave an update on Robin Court. There was a court appearance on Monday, October 30, 2017 where a conference was held to have the case heard on December 5, 2017.

GENERAL PUBLIC COMMENT

Virginia Peters, Robin Court, questioned Resolution #1 on the Agenda, two meetings were listed for approval of minutes but only one meeting was listed in the Resolution. She also questioned the Comptroller position with respect to resumes and interviews.

Mike Lyons, Antler Court in the Stone Ridge Subdivision, spoke regarding his concerns with the Sewer Rates not being discussed at the closing of his home and he is upset to be hearing about this now.

Len Jerrum, Beyer Drive, advised the public about the Beekman Library proposition on the upcoming ballot requesting additional money for the 2018 Budget.

Phil Capalbo, 35 Main Street, advised Councilman Battaglini of dates in November to discuss Ambulatory options that they currently use in Patterson.

Greg Brown, Maintenance Director, questioned the procedure for employee harassment. Town Attorney, Paul Ackerman, advised him to file a report with the Dutchess County Sheriff's Office.

GENERAL BOARD COMMENT

There was no General Board Comment this evening.

The next meeting of the Beekman Town Board is Wednesday, November 8, 2017 at 7:00PM. This will be a Special Meeting where two Public Hearings will be held. The first Public Hearing will begin at 7PM on the 2018 Preliminary Budget and the second at 7:10PM on the Local Law to Amend the Salary of Receiver of Taxes.

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The next regularly scheduled meeting of the Beekman Town Board is Wednesday, November 15, 2017 at 7:00PM.

ADJOURN

At 8:02PM, with no further business to conduct, Councilman Del Vecchio made the motion to adjourn the meeting seconded by Councilman Battaglini. All in favor.

RESPECTFULLY SUBMITTED,
RACHAEL RANCOURT - TOWN CLERK