

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

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
COUNCILMAN WERNER STIEGLER
COUNCILMAN EZIO BATTAGLINI
ABSENT: COUNCILMAN MICHAEL MORAN

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.

PUBLIC HEARING: DOVER RIDGE WATER & SEWER ASSESSMENT ROLL - 7:00PM

Supervisor Zulauf stated that Dover Ridge is a Special District and the attached documentation reflects the assessed value for each unit of this Special District. She opened up the floor to public input, questions or concerns. At 7:02PM, hearing no public comment, Councilman Del Vecchio made the motion to close this public hearing seconded by Councilman Stiegler. All were in favor.

Supervisor Zulauf called a brief recess until 7:15.

PUBLIC HEARING: 2015 PRELIMINARY BUDGET – 7:15PM

Supervisor Zulauf opened the public hearing on the Preliminary Budget and reported that the Town Board held workshop sessions with Department heads on October 8th & October 9th. She opened up the floor to public comment. Len Jerrum, Beyer Drive, asked what the percentage stood for in the far column of each line item of the Budget. Comptroller, Andrew Forman, stated the percentage is the change from last year to this year. At 7:21PM, with no further comments, Councilman Battaglini made the motion to close the public hearing seconded by Councilman Del Vecchio. All in favor.

PRESENTATIONS: FROG HOLLOW SUBDIVISION

Meghan O. Mossey, Attorney & Counselor at Law, was present this evening on behalf of her client and his plans to move forward with the Frog Hollow Subdivision. There was question with regard to the Subdivision Planning Board application, whether it would move forward with the land or the applicant as the property was recently foreclosed upon. She was advised this morning by the Town Attorney that it should go forward with the land not the applicant. In addition, she advised the Board that her client would like to create a Drainage District rather than a Homeowners Association. Frog Hollow is a seven lot subdivision with a large amount of open land. Supervisor Zulauf thanked Meghan for joining us this evening.

REPORTS:

SUPERVISOR:

Supervisor Zulauf attended the Fall Festival with Councilman Stiegler and Congressman Gibson, she thanked Jeanne and all employees that were involved in planning this event. It was a beautiful day with several fun activities. Supervisor Zulauf along with Councilman Stiegler and Congressman Gibson also attended an Eagle Scout Court of Honor for Justin Cerrato, who constructed work out stations along the Recreation Road path. She reported that Town clean-up day was very well attended and thanked Tony Coviello and his department for organizing that event. In closing, the Supervisor attended a meeting with the County Department of Public Works

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

and Tony Coviello, regarding the possibility of the Town Highway Department plowing certain County roads within our Town.

TOWN BOARD:

Councilman Stiegler had nothing new to report. He thanked all who supported him during this past election. He looks forward to working for our Community.

Councilman Battaglini attended the Fire District meeting where they conducted business as usual. He also attended the Storm water Management Conference in Beacon and received great information there to share with Tony Coviello, Highway Superintendent and the Conservation Advisory Committee. Councilman Battaglini attended the Shared Services Conference and met with Tony Coviello to discuss the purchase of a new truck.

Councilman Del Vecchio attended Town clean-up day, Highway did a great job. He wasn't able to attend the Fall Festival but heard that Jeanne and her staff did a wonderful job. There is a Rec Commission meeting next Wednesday at 7pm, he encourages the public to attend.

Supervisor Zulauf announced that Councilman Moran had a last minute work related commitment and was unable to be here this evening.

HIGHWAY REPORT:

Highway Superintendent, Tony Coviello, reported that his department assisted in clearing trees due to the windstorm last Sunday. The Highway Department has corrected various drainage issues on several roads throughout Town, trimmed trees Town wide and constructed a retaining wall at the Beekman Library. Tony mentioned that he has performed all the tree work in house this year in an effort to save the Town money. He is working with NYSEG on removing a large willow tree up on Depot Hill Road which causes a lot of damage during storms. He reported on Clean-up day, stating we took in 55.4 tons of debris, 58 TV's, 63 car tires and 7 truck tires. In closing, he announced that we are participating in the Deployment Closet again this year and the box has been set up in the Town Clerk's Office and will remain there until December 20, 2014.

PUBLIC COMMENT AGENDA ITEMS & RESOLUTIONS:

There was no public comment this evening.

RESOLUTIONS:

**RESOLUTION NO. 11:05:14 – 1 (178)
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 15, 2014 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 15, 2014 Town Board Meeting.

Seconded COUNCILAMAN BATTAGLINI

ROLL CALL VOTE:

Councilman Moran ABSENT
Councilman Stiegler AYE
Councilman Del Vecchio AYE

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 2 (179)

RE: Set Public Hearing to Change User Rates for Dover Ridge Water and Sewer and Establish Late Fees

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the Town Board of the Town of Beekman is responsible for the operation and management of the Dover Ridge Water and Sewer Districts; and

WHEREAS, Article 14-F of the General Municipal Law authorizes the local legislative body to increase water and sewer user rates on behalf of the water and sewer districts by resolution after a public hearing; and

WHEREAS, the Town Board is desirous in adjusting the water and sewer user rates to reflect the actual cost of operating the water and sewer districts as well as to impose penalties for late charges; and

WHEREAS, the adopted 2015 budget is the basis of calculation of new user rates for Dover Ridge Water and Sewer Districts; now therefore be it

RESOLVED, that a public hearing for increasing the water and sewer user rates and the imposition and collection of late charges be held on the 19th day of November, 2014 at 7:00 p.m. at Town Hall, 4 Main Street, Poughquag, in the Town of Beekman, New York, and that notice of the time and place of such hearing be posted and published once on or before the 7th day of November in the Poughkeepsie Journal, a newspaper circulating in the Town of Beekman, and that such notice shall be posted on the bulletin board in the Town Clerks Office and posted on the Town of Beekman Website.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilman Moran ABSENT

Councilman Stiegler AYE

Councilman Del Vecchio AYE

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 3 (180)

RE: Appointment to Recreation Commission

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, the Town Board will make appointments to the various boards; and

WHEREAS, Joe Ellman has resigned, creating a vacancy with a term to expire 12/31/19; now therefore be it

RESOLVED, that the Town Board hereby makes the following appointments to be effective immediately:

Recreation Commission - Joseph Deserre term to expire 12/31/19; and be it further

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

RESOLVED, that all appointments are contingent upon completion and submissions of the new Disclosure of Interest Statement pursuant to Chapter 19, Section 19-9 of 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 DEL VECCHIO

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |
| Councilman Battaglini | AYE |
| Supervisor Zulauf | AYE |

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 4
RE: Appointment to Planning Board

PULLED FROM AGENDA

RESOLUTION NO. 11:05:14 – 5 (181)
RE: Appoint Alternate to Zoning Board of Appeals

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

WHEREAS, Chapter 31 Article 1 of the Beekman Town Code states that alternate members may be appointed to the Planning and Zoning Boards in order to maintain a quorum; and

WHEREAS, there is a need to maintain a quorum for regularly scheduled Zoning Board of Appeals Meetings; and

WHEREAS, Chapter 31 -3 states that the Town Board may appoint alternate members to the Zoning Board of Appeals Board for a three (3) year term; now therefor be it

RESOLVED, that Sarah Davies be appointed as an alternate member to the Zoning Board of Appeals with a term to expire December 31, 2017.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |
| Councilman Battaglini | AYE |
| Supervisor Zulauf | AYE |

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 6 (182)
RE: Award Bid for Highway Materials

COUNCILMAN STIEGLER offers the following and moves for its adoption:

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

WHEREAS, authorization was given for the Town Clerk to advertise for bids for Highway Materials for 2015; and

WHEREAS, said bids were received, opened and read publicly on October 16, 2014 at 10:00am and have been reviewed by the Highway Superintendent and Town Clerk; now therefore be it

RESOLVED, that the bids are hereby awarded as recommended by the Highway Superintendent as attached hereto.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |
| Councilman Battaglini | AYE |
| Supervisor Zulauf | AYE |

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 7 (183)

RE: Reject Catch Basin Bid and Authorize Re-Bid of Catch Basin

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, on September 17, 2014 the Town Clerk was authorized to advertise a request to bid for Highway materials; and

WHEREAS, the bids were opened and received on October 16th, 2014 with the Town Clerk and Highway Superintendent; and

WHEREAS, only one (1) bid was received for Cast Iron Grates and Frames and zero (0) bids were received for Concrete Catch Basins; now therefore be it

RESOLVED, that the one (1) bid for the Cast Iron Grates and Frames from Sala and Sons Construction Inc. be rejected, as only one (1) bid was received; and be it further

RESOLVED, that the zero (0) bids for Concrete Catch Basins be rejected, as no bids were received; and be it further

RESOLVED, that the Town Clerk is hereby authorized to seek bids for Concrete Catch Basins and Cast Iron Grates and Frames.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |
| Councilman Battaglini | AYE |
| Supervisor Zulauf | AYE |

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 8 (184)

RE: Authorize Town Clerk to Advertise a Request for Bids for Scrap Metal

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, the Town held its annual Clean-Up Day on October 25, 2014, 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 BATTAGLINI

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |
| Councilman Battaglini | AYE |
| Supervisor Zulauf | AYE |

Dated: November 5, 2014

**RESOLUTION NO. 11:05:14 – 9 (185)
RE: Approve County Highway Ice and Snow Program**

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

WHEREAS, the Town Superintendent of Highways has been requested by the County of Dutchess to Participate in the Regional County Highway Snow and Ice Control Program within the boundaries of the Town; and

WHEREAS, the County of Dutchess is requesting that the Town enter into a contract with the County for participation in the County Snow and Ice Control Program; and

WHEREAS, and logically, an earlier or sooner response factor can be provided by Town units and personnel within the locale thereby benefiting the overall safety and welfare of town residents and local community interest; and

WHEREAS, such participation by the Town in removing snow from designated County Highways, and by sanding and salting or otherwise treating them for the purpose of maintaining highway safety and accessibility for emergency services, it specifically authorized by Article 6, Section 135-a of the New York State Highway Law; now therefor be it

RESOLVED, that the Town Supervisor is authorized to execute a contract for the Town’s participation in the County Snow and Ice Control Programs, and the Town Superintendent of Highways is herein authorized to perform such work in accordance with, and to receive payment as outlined in the Town and County contract for the County Snow and Ice Control Program for the Winter Season 2014-2015.

Seconded COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

| | |
|------------------------|--------|
| Councilman Moran | ABSENT |
| Councilman Stiegler | AYE |
| Councilman Del Vecchio | AYE |

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 –10 (186)
RE: Approve Bid for Playground Equipment

COUNCILMAN STIEGLER offers the following and moves for its adoption:

WHEREAS, bids for playground equipment were received and opened publically October 27th at 10am; and

WHEREAS, these two (2) bids have been reviewed by Tom Harvey of Morris & Associates; and

WHEREAS, Tom Harvey has submitted his recommendation of the attached bids; and

WHEREAS, Miracle Recreation/Pettinelli Recreation Inc. submitted the lowest bid; now therefore be it

RESOLVED, that Miracle Recreation/Pettinelli Recreation Inc. be awarded the contract for building of the Playground Equipment, with a cost not to exceed \$26,953.60; and be it further

RESOLVED, that the Supervisor be and hereby is authorized to execute any and all documents to carry out this service.

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

Councilman Moran ABSENT

Councilman Stiegler AYE

Councilman Del Vecchio AYE

Councilman Battaglini AYE

Supervisor Zulauf AYE

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 11 (187)
RE: Authorize Purchase of 2016 Mack Truck for Highway

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

WHEREAS, the Town is in need of a new truck for snow removal; and

WHEREAS, two (2) bids were received for this truck; now therefore be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Beam Mack Sales and Service in Syracuse, NY 13057 for the purchase of the truck with a cost not to exceed \$260,500; and be it further

RESOLVED, that the Town Board hereby directs the Town Comptroller to proceed to seek the most cost-efficient and fiscally sound financing proposals to purchase this vehicle.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

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

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 12 (188)

RE: Adoption to Amend Chapter 83 Section 5 for Flood Insurance Rate Map Revisions Local Law 5 2014

SUPERVISOR ZULAUF offers the following and moves for its adoption:

WHEREAS, FEMA has revised the Flood Insurance Study Report and Flood Insurance Rate Map for the Town of Beekman; and

WHEREAS, Town Code must be amended to comply with these revisions; and

WHEREAS, a Public Hearing was held on October 15, 2014 at 7:00pm at Beekman Town Hall; and

WHEREAS, no written comments were received through October 15, 2014; now therefor be it

RESOLVED, that Chapter 83 Section 5 will be amended as per attached document and certified copies of this Local Law be filed immediately in the offices of the Beekman Town Clerk and New York Secretary of State.

Seconded COUNCILMAN DEL VECCHIO

ROLL CALL VOTE:

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

Dated: November 5, 2014

RESOLUTION NO. 11:05:14 – 13 (189)

RE: To Sign SPCA Renewal Contract

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

WHEREAS, the Town of Beekman requires a location to house, shelter, and care for stray and lost dogs, which service is now performed by Dutchess County SPCA; and

WHEREAS, Dutchess County SPCA has submitted a proposal for the renewal of said services, for the coming calendar year, which proposal, the Board finds to be reasonable; and

WHEREAS, the Town Attorney has reviewed the agreement with the SPCA; now therefore be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement, as attached, with SPCA to house, shelter, and care for stray dogs in the Town of Beekman.

Seconded COUNCILMAN BATTAGLINI

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

ROLL CALL VOTE:

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

Dated: November 5, 2014

**RESOLUTION NO. 11:05:14 – 14 (190)
RE: Payment of Claims**

COUNCILMAN STIEGLER 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 | \$83,013.90 |
| Claims to be paid from the DA-Highway Fund | \$20,518.19 |
| Claims to be paid from the SS – Dover Ridge Sewer | \$ 465.50 |
| Claims to be paid from the SW – Dover Ridge Water | <u>\$ 838.70</u> |
| | \$104,836.29 |

Payroll 22 Paid 10/23/14 \$ 51,833.02

General Fund \$33,267.00
Highway Fund \$18,566.02

Seconded SUPERVISOR ZULAUF

ROLL CALL VOTE:

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

Dated: November 5, 2014

OTHER BUSINESS:

There was no other business this evening.

GENERAL PUBLIC COMMENT:

Len Jerrum, Beyer Drive, questioned if the Highway Department has received the CHIPS money from the State yet? He also questioned with regard to the shared services plowing the County roads, would the Town be liable for damages that occur on the County roads that we plow? He was advised that while we are plowing the County roads we are covered by the County Insurance. In closing, he recommended to advertise the Town clean-up day in local stores to notify more people. He had spoken to some residents who had no idea about it.

BEEKMAN TOWN BOARD – REGULAR MEETING – November 5, 2014

GENERAL BOARD COMMENT:

Supervisor Zulauf announced that the Town will participate in the “Deployment Closet” once again this year. We are looking for donations on necessity items for our troops. The collection box is located in the Town Clerk’s office and will remain there until December 20, 2014.

Len Jerrum, Beyer Drive, reminded the public that next Tuesday the 11th is Veterans Day.

Supervisor Zulauf announced that the next Town Board meeting is Wednesday, November 19, 2014 at 7:00pm.

ADJOURN:

At 8:17PM with no further business to conduct Councilman Stiegler made the motion to adjourn the meeting seconded by Supervisor Zulauf. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT
TOWN CLERK