

**BEEKMAN TOWN BOARD REGULAR MEETING – OCTOBER 24, 2018**

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

THOSE PRESENT: SUPERVISOR MARY COVUCCI  
COUNCILMAN ROBERT SWARTZ  
COUNCILWOMAN SHARON WOHRMAN  
COUNCILMAN WERNER STIEGLER  
COUNCILMAN EZIO BATTAGLINI

Supervisor Mary Covucci 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 Covucci made one administrative announcement regarding the location of fire exits.

**PUBLIC COMMENT ON AGENDA ITEMS AND RESOLUTIONS**

There was no public comment on agenda items this evening.

Supervisor Covucci read a statement from Tom Carey, Comptroller Consultant, who could not be here this evening. He will be present for the Public Hearing on the 2019 Preliminary Budget, which will be held on November 7, 2018 at 7:00PM. She then gave further details regarding the resolutions posted this evening.

**RESOLUTIONS:**

**RESOLUTION NO. 10:24:18 – 1 (132)**  
**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 10, 2018 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 10, 2018 Town Board Meeting.

Seconded: COUNCILMAN BATTAGLINI

**ROLL CALL VOTE:**

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci ABSTAIN  
Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 1 (Continued) (133)**  
**RE: Approval of Past Town Board Minutes**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

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**WHEREAS**, Town Clerk Rachael Rancourt has provided copies of the minutes of the October 3, 2018 Special 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 3, 2018 Special Town Board Meeting.

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 -2 (134)**  
**RE: Amend and Accept 2019 Preliminary Budget**

SUPERVISOR COVUCCI offers the following and moves for its adoption:

**WHEREAS**, the 2019 Tentative Budget was submitted to the Town Clerk by the Town Supervisor and Town Bookkeeper on September 30, 2018; and

**WHEREAS**, the Town Board conducted budget workshops with Department Heads on October 9<sup>th</sup> and October 11<sup>th</sup>, 2018; and

**WHEREAS**, after conducting the budget workshops, the Town Board desires to amend the 2019 Tentative Budget; now therefore be it

**RESOLVED**, that the attached amendments are to be made to the 2019 Tentative Budget, and said amendments are to be reflected in the 2019 Preliminary Budget; and be it further

**RESOLVED**, that the Tentative Budget, as amended hereby, is presented to the Town Clerk as the 2019 Town of Beekman Preliminary Budget; and be it further

**RESOLVED**, that the Town Board approves and adopts the foregoing amendments to the 2019 Town of Beekman Tentative Budget and does authorize and direct the Town Bookkeeper to make these amendments and to present the Preliminary Budget, as amended hereby, to the Town Clerk as the 2019 Town of Beekman Preliminary Budget.

General Fund Appropriation Budget Amendments:

		<u>\$ Increase</u>	<u>\$ Decrease</u>
A 1110.4	Town Justice CE		\$ 2,000.00
A 1330.4	Receiver of Taxes CE		\$ 5,000.00
A 1420.4	Town Attorney CE		\$ 5,000.00
A 1440.4	Town Engineer CE		\$ 10,000.00
A 1620.4	Buildings CE	\$10,000.00	
A 1910.4	Unallocated Insurance		\$ 5,000.00
A 6772.4	Programs for Aging CE		\$ 3,000.00

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A 7020.101	Recreation Office Staff		\$ 10,000.00
A 7110.101	Parks Staff Seasonal Staff		\$ 15,000.00
A 7140.1	Playgrounds & Camps		\$ 20,000.00
A 7180.116	Lake Staff	\$27,000.00	
A 9010.8	NYS Retirement		\$ 2,000.00
A 9035.8	Medicare		\$ 15,000.00
A 9060.8	Health Insurance	\$15,000.00	

Seconded: COUNCILMAN SWARTZ

ROLL CALL VOTE:

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 -3 (135)**  
**RE: Set Public Hearing for Dover Ridge Assessment Roll**

COUNCILMAN SWARTZ offers the following and moves for its adoption:

**WHEREAS**, the Assessor to the Town of Beekman has completed and filed the assessment roll for the Dover Ridge Water and Sewer District pursuant to Article 15 of the New York State Town Law; now therefore be it

**RESOLVED**, that pursuant to §239 of the Town Law, a public hearing on such assessment roll shall be held on the 7th of November 2018 at 7:10pm at the Town Hall, 4 Main Street, Poughquag, NY; and be it further

**RESOLVED**, that a public hearing to gather resident input on the Dover Ridge Assessment Roll will be held on November 7th, 2018 at 7:10 pm at the Beekman Town Hall 4 Main Street Poughquag, NY and that the notice shall be published in the Poughkeepsie Journal, a newspaper circulating in the Town of Beekman on or before the 23rd day of October, stating that the Dover Ridge Water and Sewer District assessment roll has been completed and that the Town Board will meet and hear any objections which may be made to the roll at the time and place specified above, and that such notice shall be posted on the bulletin board in the Town Clerk Office and placed on the Town of Beekman website; and be it further

**RESOLVED**, that the Town Board will also accept written public comments until November 7, 2018.

Seconded: COUNCILWOMAN WOHRMAN

ROLL CALL VOTE:

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 - 4 (136)**  
**RE: Set Public Hearing for 2019 Preliminary Budget**

COUNCILWOMAN WOHRMAN offers the following and moves for its adoption:

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**WHEREAS**, the Town Board has received a copy of the 2019 Tentative Budget; and

**WHEREAS**, Budget Workshops were held October 9<sup>th</sup> and October 11<sup>th</sup>, 2018 which the Town Board and Town Department Heads all had the opportunity to review and discuss details of the proposed 2019 Budget; now therefore be it

**RESOLVED**, that a public hearing to gather resident input on the 2019 Preliminary Budget will be held on November 7, 2018 at 7:00 pm at the Beekman Town Hall, 4 Main Street, Poughquag, NY and that the notice shall be published in the Poughkeepsie Journal, a newspaper circulating in the Town of Beekman on or before the 3<sup>rd</sup> day of November and that the Town Board will meet and hear any objections at the time and place specified above, such notice shall be posted on the bulletin board in the Town Clerk’s Office and placed on the Town of Beekman website; and be it further

**RESOLVED**, that the Town Board will also accept written public comments until November 7, 2018.

Seconded: COUNCILMAN BATTAGLINI

**ROLL CALL VOTE:**

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci AYE  
Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 -5 (137)**

**RE: Authorize RFP to Advertise a Request for Bids for Town Engineer**

COUNCILMAN STIEGLER offers the following and moves for its adoption:

**WHEREAS**, the Town Board is soliciting proposals for Engineering Services;

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board does hereby authorize the Town Clerk to publish the RFP, as attached, through the usual channels, including an advertisement in the Poughkeepsie Journal.

Seconded: COUNCILMAN BATTAGLINI & COUNCILMAN SWARTZ

**ROLL CALL VOTE:**

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci AYE  
Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 -6 (138)**

**RE: Authorize Entertainment for the Snowflake Spectacular**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

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**WHEREAS**, the annual Snowflake Spectacular, organized by the Recreation Department, will be held on December 1, 2018; and

**WHEREAS**, funds for entertainment at the Snowflake Spectacular were included in the 2018 budget; now therefore be it

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to enter into an agreement with TUMBLEBUS, with a fee not to exceed \$400 for the 2018 Snowflake Spectacular.

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 7 (139)**

**RE: Accept Community Development Block Grant (CDBG) for ADA Compliant Town Hall Access**

SUPERVISOR COVUCCI offers the following and moves for its adoption:

**WHEREAS**, the Town of Beekman participated in the Dutchess County Community Development Block Grant for ADA Compliant Town Hall Access; and

**WHEREAS**, Dutchess County did announce preliminary funding for the 2018 Community Development Block Grant (CDBG) program; and

**WHEREAS**, Beekman has been awarded a \$50,000 grant for ADA Compliant Town Hall Access;  
**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Beekman hereby accept the grant of \$50,000 for the

Seconded: COUNCILWOMAN WOHRMAN

ROLL CALL VOTE:

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

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**RESOLUTION NO. 10:24:16 – 8 (140)**

**RE: Allow Overflow Parking From Fire Department**

COUNCILMAN SWARTZ offers the following and moves for its adoption:

**WHEREAS**, the Beekman Fire Department is holding ‘Cookies with Santa’ on December 2, 2018 from 11:00am – 3:00pm; and

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**WHEREAS**, additional parking is requested to accommodate the many anticipated visitors for this event; now therefore be it

**RESOLVED**, that the Town Board allows the use of Beekman Town Hall parking lot for the Beekman Fire Department to accommodate the overflow parking on December 2, 2018.

Seconded: COUNCILMAN STIEGLER

**ROLL CALL VOTE:**

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 9 (141)**

**RE: Approve Settlement of Pending Tax Certiorari Proceeding with Jamie Schmidt**

COUNCIWOMAN WOHRMAN offers the following and moves for its adoption:

**WHEREAS**, there are now pending in Dutchess County Supreme Court tax review proceedings commenced for the years 2016/2017, and 2017/2018 seeking a reduction in the tax assessment of property owned by Jamie Schmidt for those tax rolls and property located at Lookout Pass and known as Tax Map No.: 6757-00-307095; and

**WHEREAS**, the Town Attorney has negotiated a settlement of these tax review proceedings;

**NOW, THEREFORE,**

**BE IT RESOLVED**, as follows:

1. The Town Board of the Town of Beekman hereby approves the settlement on behalf of the Town of Beekman of the tax review proceedings brought by Jamie Schmidt in accordance with the Stipulation of Settlement attached hereto; and
2. The Supervisor, the Town Assessor and the Town Attorney are hereby authorized to take all action necessary and appropriate to effectuate the terms of this Resolution and Stipulation of Settlement, including, but not limited to, the execution of this Stipulation embodying the above settlement, the obtaining of an Order from the Dutchess County Supreme Court embodying the above settlement and a refund or crediting of tax payments, without interest, if paid within sixty (60) days after service of the Order with Notice of Entry, all in accordance with the above authorized settlement.

Seconded: COUNCILMAN SWARTZ

**ROLL CALL VOTE:**

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

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**RESOLUTION NO. 10:24:18 – 10 (142)  
RE: APPOINTMENT OF SARAH DAVIS AS BUILDING RESEARCH ANALYST**

COUNCILMAN STIEGLER offers the following and moves for its adoption:

**WHEREAS**, the Town Board is desirous of retaining Sarah Davis as Building Research Analyst to assist in the Building Department; and

**WHEREAS**, this resolution will not have a financial impact on the 2018 approved budget; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board hereby appoints Sarah Davis to the position of Building Research Analyst to serve at the pleasure of the Town Board at the rate of \$25.00 an hour and not to exceed 12 hours per week.

Seconded: COUNCILMAN BATTAGLINI

**ROLL CALL VOTE:**

Councilman Stiegler	AYE
Councilman Swartz	AYE
Councilman Battaglini	AYE
Councilwoman Wohrman	AYE
Supervisor Covucci	AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 11 (143)  
RE: ADOPT SEXUAL HARASSMENT POLICY STATEMENT AND PROCEDURE, ESTABLISHING COMPLAINT FORM AND SEXUAL HARASSMENT OFFICERS**

COUNCILMAN BATTAGLINI offers the following and moves for its adoption:

**WHEREAS**, pursuant to Section 296 of the New York State Executive Law the Town of Beekman must formulate a Sexual Harassment Policy and complaint form which is in compliance with the New York State Model Policy; and

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Town Board of the Town of Beekman adopts the Town of Beekman Policy Statement and Procedure Against Sexual Harassment and other Forms of Harassment as attached hereto and made a part hereof as the official policy of the Town; and be it further

**RESOLVED**, that the Town shall provide a copy of this policy along with the attached complaint form within five (5) days of its adoption by the Town Board; and be it further

**RESOLVED**, that the Town's Sexual Harassment Officers are designated as:

Linda Bloomer  
Efrem Citarella  
Peggy Matsuzawa

Seconded: COUNCILWOMAN WOHRMAN

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ROLL CALL VOTE:

Councilman Stiegler            AYE  
Councilman Swartz             AYE  
Councilman Battaglini         AYE  
Councilwoman Wohrman       AYE  
Supervisor Covucci            AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 12 (144)**

**RE: THE TOWN BOARD OF THE TOWN OF BEEKMAN APPOINTING CONFLICT COUNSEL**

SUPERVISOR COVUCCI            offers the following and moves for its adoption:

**WHEREAS**, there currently is pending in Dutchess County Supreme Court a matter entitled “The Town of Beekman v. Morris Associates, et al” bearing index no.: 3415/2015; and

**WHEREAS**, the Town of Beekman had previously engaged former Town Attorney Michael Varble to represent the Town; and

**WHEREAS**, Michael Varble is unable to continue his representation of the Town and the current Town Attorney has a conflict and is unable to represent the Town in this matter; and

**WHEREAS**, the Town is desirous of retaining conflict counsel; and now therefore be it

**RESOLVED**, that the Town of Beekman authorizes the retaining of Howard Protter, Esq. of Jacobowitz and Gubits, LLP to represent the Town of Beekman in the matter of the Town of Beekman v. Morris Associates; and be it further

**RESOLVED**, that the Supervisor shall take all steps necessary to effectuate this resolution including but not limited to signing a Consent to Change Attorney and a Retainer Agreement.

Seconded:            COUNCILMAN BATTAGLINI & COUNCILMAN SWARTZ

ROLL CALL VOTE:

Councilman Stiegler            AYE  
Councilman Swartz             AYE  
Councilman Battaglini         AYE  
Councilwoman Wohrman       AYE  
Supervisor Covucci            AYE

Dated: October 24, 2018

**RESOLUTION NO. 10:24:18 – 13 (145)**

**RE: Payment of Claims**

COUNCILMAN SWARTZ            offers the following and moves for its adoption:

**WHEREAS**, the Bookkeeper 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	\$ 122,477.66
Claims to be paid from the DA-Highway Fund	\$ 276,119.03
Claims to be paid from the SS – Dover Ridge Sewer	\$ 101,353.19

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Claims to be paid from the SW – Dover Ridge Water	\$ 14,725.85
Claims to be paid from the T-Trust & Agency Fund	\$ 34,248.00
Claims to be paid from the H-Capital Fund	<u>\$ 76,675.00</u>
	<u>\$ 625,598.73</u>
Payroll Paid on 10/18/18	
General Fund	\$ 33,363.93
Highway Fund	<u>\$ 22,133.00</u>
	<u>\$ 55,496.93</u>

Seconded: COUNCILWOMAN WOHRMAN

**ROLL CALL VOTE:**

Councilman Stiegler AYE  
Councilman Swartz AYE  
Councilman Battaglini AYE  
Councilwoman Wohrman AYE  
Supervisor Covucci AYE

Dated: October 24, 2018

**OTHER BUSINESS**

There was no other business this evening.

**GENERAL PUBLIC COMMENTS**

Carol Ewin, Mayfair Road, made an announcement that the Beekman Library is seeking volunteers. She also questioned who hired the Company performing tree trimming on Gardner Hollow Road. Supervisor Covucci advised her that they were hired by NYSEG to clean around the electrical poles and wires in preparation for this upcoming winter.

Virginia Peters, Robin Court, questioned the status of the generator for Town Hall. She was advised that the Town has applied for a grant for the generator, however, we haven't heard if we were awarded that grant yet. She also questioned the status of Information Station that was discussed last year. Supervisor Covucci advised her that we were awarded a grant for that and are just waiting to receive the money.

Len Jerrum, Beyer Drive, questioned if the Preliminary Budget was posted on the website. He was advised that it will go up on the website tomorrow morning. He thanked Supervisor Covucci for providing him the details regarding the Planning Board meeting scheduled for last Thursday. In closing, he expressed his desire for Town Hall to work a five day work week.

**GENERAL BOARD COMMENTS**

Councilwoman Wohrman announced the collection for operation Santa. Non-perishable items will be collected up through November 1<sup>st</sup> and will then be packaged up and sent to the troops.

Supervisor Covucci reminded the public that the Hometown Hero banners will be taken down for the winter months and will be put back up in the spring. She also announced that the December 26, 2018 regularly scheduled meeting is cancelled.

Councilman Battaglini announced that the Fire Department sign that had been knocked down on Route 55 will be going back up very shortly. Williams lumber donated the materials to re-construct the sign. The Highway Department together with the Fire Department will work to get it back up. He also mentioned that Grove Loop was reported to be out of power, NYSEG was working on poles, they knocked on the residents doors to advise them but

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Councilman Battaglini would like to see NYSEG give more notice to our residents if there will be scheduled power outages.

ADJOURN

At 7:39PM, with no further business to conduct, Supervisor Covucci made the motion to adjourn the meeting seconded by Councilman Stiegler. All in favor.

RESPECTFULLY SUBMITTED,

RACHAEL RANCOURT  
TOWN CLERK