

## April 25, 2023

### **BEEKMAN TOWN BOARD TOWN BOARD MEETING AGENDA APRIL 25, 2023**

#### **7:00 PM**

- Meeting called to order
- Pledge of Allegiance
- Administrative Announcement--Fire Exits

#### **PUBLIC HEARING**

- Alaina Estates Drainage District

#### **TOWN BOARD MEETING**

- Supervisor Comments
- Public comment on Agenda Items and Resolutions

#### **RESOLUTIONS**

1. Approval of April 11, 2023 Minutes
  2. Establish Alaina Estates Drainage District
  3. Authorize Hiring of Secretary to Planning and Zoning Boards
  4. Approve Amendments to the Dutchess County Sheriff's Contract
  5. Approve Expenditure of Highway Monies
  6. Approval of Payment of Claims
- Other Town Board Business
  - General Board Comments
  - **Next Regular Town Board Meeting: Tuesday, May 9, 2023 at 7:00 PM**

#### **\*AGENDA SUBJECT TO CHANGE**

##### **RESOLUTION NO.04:25:23-1**

##### **RE: APPROVAL OF PAST TOWN BOARD MINUTES**

**WHEREAS**, Town Clerk Laureen Abbatantuono has provided copies of the minutes of the April 11, 2023 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**, that the Town Board hereby accepts the minutes of the April 11, 2023 Town Board Meeting.

**Introduced: COUNCILMAN STIEGLER**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler            AYE

Councilman Battaglini        AYE

Councilman Lemak            AYE

Councilwoman Wohrman      AYE

Supervisor Covucci          AYE

Dated: April 25, 2023

##### **RESOLUTION NO.04:25:23-2**

**RE: ESTABLISHMENT OF THE ALAINA ESTATES DRAINAGE DISTRICT**

**WHEREAS**, Alaina Estates, LC, the owner of 100% of the real property in the proposed Drainage District, submitted a written Petition dated February 6, 2023, to the Town Clerk, together with a Map, Plan & Report for the proposed district prepared by Day Stokosa Engineering, P.C., competent engineers duly licensed by the State of New York, in accordance with the requirements of Article 12 of the Town Law; and

**WHEREAS**, an Order Calling a Public Hearing was duly adopted by this Town Board on April 11, 2023, reciting the filing of said Petition, Map, Plan and Report, the improvements proposed, the boundaries of the proposed district, the proposed method of financing, the fact that the Map, Plan and Report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying April 25, 2023 as the date, at 7:00 in the evening of said day as the time, at the Town of Beekman Town Hall, 4 Main Street, Poughquag, New York as the place where this Town Board would meet and consider said Map, Plan and Report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action therein as is required or authorized by law; and

**WHEREAS**, such Order was duly published and posted as required by law, and proof of publication and posting has been duly presented to the Town Board; and

**WHEREAS**, a public hearing on said matter was duly held by said Town Board on April 25, 2023, at 7:00 p.m. in the evening on said day, in the Town of Beekman Town Hall, 4 Main Street, Poughquag, New York, and no person appearing in opposition to and the Petitioners appearing in favor of the petition; and

**WHEREAS**, pursuant to said petition, it is the intention of the Petitioner, JSM Upstate Properties, Inc., as owner, to construct the improvements set forth in the Map, Plan and Report solely at its own cost and expense; and

**WHEREAS**, the Planning Board previously adopted a Negative Declaration under SEQRA for creation of the Drainage District as part of the review of the subdivision application;

**NOW, AFTER DUE DELIBERATION, IT IS HEREBY RESOLVED AND DETERMINED AS FOLLOWS:**

a) The notice of public hearing was published and posted as required by law and is otherwise sufficient.

b) The Petition presented to this Board for the establishment of the ALAINA ESTATES DRAINAGE DISTRICT was signed by 100% of the property owners within the proposed district and acknowledged as required by law and is otherwise sufficient.

c) All the properties and property owners within the proposed district are benefited thereby.

d) All the properties and property owners benefited thereby are included within the limits of the proposed district.

e) There will be no hook-up fees for any of the properties within the district.

f) There will be no capital costs assessed to the properties within the district for the improvements proposed to be constructed within the first year of operation.

g) The estimated annual operation cost in the first year that charges will be paid by the benefitted parcels will be approximately \$5,360.00 which shall be divided equally among the sixteen (16) lots resulting in an estimated annual cost of \$335.00 per lot for a typical property within the district.

h) It is in the public interest to establish the ALAINA ESTATES DRAINAGE DISTRICT.

**BE IT FURTHER ORDERED AND DETERMINED** that the establishment of the proposed district as set forth in said Map, Plan and Report is hereby approved; that the improvements therein mentioned be constructed by the Petitioner; and such district shall be known and designated as the ALAINA ESTATES DRAINAGE DISTRICT, and shall be bounded and described as set forth in Exhibit "A" attached hereto and made part hereof; and

**BE IT FURTHER, ORDERED AND DETERMINED** that the improvements for the said drainage district be constructed by JSM Upstate Properties, Inc., owner of the premises described in Exhibit A, wholly at its own expense, and it has agreed to convey such improvements without cost to the Town of Beekman on behalf of the ALAINA ESTATES DRAINAGE DISTRICT free and clear of any liens or encumbrances; and

**BE IT FURTHER ORDERED AND DETERMINED** that once the drainage improvement as set forth in the Map, Plan and Report have been constructed by the Petitioner and turned over to the Town, the cost for maintaining the district shall be assessed, levied and collected from the several lots and parcels of land within the said district in proportion as nearly may be to the benefit which each lot or parcel of land in said district will derive therefrom, unless said costs shall be covered by any maintenance bond; and

**BE IT FURTHER ORDERED AND DETERMINED** that the Town of Beekman shall be reimbursed by the Petitioner for any fees or expenses paid for the preparation of the Map, Plan and Report or in the formation of this district from the escrow account established for such purpose; and

**BE IT FURTHER ORDERED** that the Town Clerk be, and hereby is, authorized and directed to file a certified copy of this Order in the office of the Clerk of the County of Dutchess, and another certified copy in the Office of the State Comptroller, within ten days after the adoption of this Order, pursuant to §195 of the Town Law.

**Introduced: COUNCILMAN BATTAGLINI**

**Seconded: COUNCILMAN LEMAK**

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: April 25, 2023

**RESOLUTION NO. 04:25:23-3**

**RE: APPROVE THE HIRING OF PLANNING BOARD AND ZONING BOARD OF APPEALS SECRETARY PART-TIME**

**WHEREAS**, the Town Board is authorized under Town Law to make appointments and set salaries; and

**WHEREAS**, interviews for the vacant position of Planning Board and Zoning Board of Appeals Secretary were conducted;

**WHEREAS**, the Town Board is desirous in filling the position of Planning Board and Zoning Board of Appeals Secretary as of April 26, 2023;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Beekman hereby appoints Aletha Bourke to the position of Planning Board and Zoning Board of Appeals Secretary as of April 26, 2023, with an hourly salary of \$20.27 per CSEA Contract.

**Introduced: SUPERVISOR COVUCCI**

**Seconded: COUNCILWOMAN WOHRMAN**

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: April 25, 2023

**RESOLUTION NO. 04:25:23-4**

**RE: APPROVE AMENDMENTS TO DUTCHESS COUNTY SHERIFF'S OFFICE CONTRACT**

**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 2023 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.

**Introduced: COUNCILMAN LEMAK**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: April 25, 2023

**RESOLUTION NO. 04:25:23-5**

**RE: APPROVING MODIFICATIONS TO THE AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONIES**

**BE IT RESOLVED**, that the Agreement between the Town Highway Superintendent of the Town of Beekman, Dutchess County, New York and the undersigned members of the Town Board. Pursuant to the provisions of Section 284 of the Highway Law, agree that the moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. sum of **\$329,763.50** shall be set aside to be expended for primary work and general repairs upon **2.70 miles "5.40 Lane Miles"** out of **135.92** lane miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.
2. PERMANENT IMPROVEMENTS: The following sums shall be set aside to be expended for the "permanent improvement" of Town Highways:

(a) **DELAYED** Due to construction this road will not be paved in 2023. On the road commencing at the intersection of Sterling Drive and leading up onto **Gardner Hollow Rd** finishing at the pavement end a distance of **.68 miles, "1.36 lane miles" "4780 feet"** there shall be expended not over the sum of **\$113,427.50** for **1185 Tons of Blacktop** Width of traveled surface 24 Feet **With a Thickness of 1.5"**

(b) On the road commencing at Lime Ridge Road traveling southeast on **Lime Ridge Road 4850 feet** ending at State Route 216, a distance of **.92 miles, "1.84 lane miles"** there shall be expended not over the sum of **\$95,298.75** for **1000 Tons of Blacktop** Width of traveled surface 24 feet **with a Thickness of 1.5"**

(c) On the road commencing at the intersection of Gold Road and Depot Hill Road traveling northwest on **Gold Road** for a distance of **.46 miles "0.92 lane miles"** for a total of **"2500 feet"** there shall be expended not over the sum of **\$58,000.00** for **620 Tons of Blacktop for a thickness of 1.5"**

(d) On the road commencing at the intersection of State Route 216 and Depot Hill Road traveling East on Depot Hill Road for **4350 feet** ending at the intersection of Carol Lane a distance of **0.82 miles, "1.64 lane miles"**, there shall be expended not over the sum of **\$103,138.75** for **1080 Tons of Blacktop** Width of traveled surface **22 Feet with a Thickness of 1.5"**

(e) On a road commencing at the intersection of Carol Lane and Depot Hill Road traveling north on **Carol Lane** for a distance of **.50 miles "1.0 lane miles** for a total of **"2640 feet"** there shall be expended not over the sum of **\$73,326.00** for **726 Tons of Blacktop for a thickness of 1.5"**.

**Introduced: COUNCILWOMAN WOHRMAN**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

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

Dated: April 25, 2023

**RESOLUTION NO. 04:25:23-6**

**RE: PAYMENT OF CLAIMS**

**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	\$	56,952.18
Claims to be paid from the DA-Highway Fund	\$	26,665.91
Claims to be paid from the SS - Dover Ridge Sewer	\$	3,618.26

Claims to be paid from the SW – Dover Ridge Water	\$	1,072.08
Claims to be paid from the T-Trust-Fund	\$	2,470.00
Claims to be paid from the H-Capital Fund	\$	481.00
	\$	91,259.43

**4/13/2023 Payroll #8**

General Fund	\$	33,619.18
Highway Fund	\$	21,702.77
	\$	55,321.95

**Introduced: COUNCILMAN STIEGLER**  
**Seconded: COUNCILWOMAN WOHRMAN**

**ROLL CALL VOTE:**

<i>Councilman Stiegler</i>	<i>AYE</i>
<i>Councilman Battaglini</i>	<i>AYE</i>
<i>Councilman Lemak</i>	<i>AYE</i>
<i>Councilwoman Wohrman</i>	<i>AYE</i>
<i>Supervisor Covucci</i>	<i>AYE</i>

*Dated: April 25, 2023*