

**July 12, 2022**

**BEEKMAN TOWN BOARD  
TOWN BOARD MEETING AGENDA  
JULY 12, 2022  
7:00 PM**

- Meeting called to order
- Pledge of Allegiance led by Rebecca and Jacqueline Covucci
- Administrative Announcement--Fire Exits

**PRESENTATION:**

- **EFPR** –2021 Audit Presentation – Tom Smith

**TOWN BOARD MEETING**

- Supervisor Comments
- Public Comment on Agenda Items and Resolutions - 3 Minute Limit

**RESOLUTIONS**

1. Approval of June 16, 2022 Minutes
2. Approve Town of Beekman Budget Revision 2022-#06
3. Accept Updated Fund Balance Policy
4. Authorize Town Clerk to Request for Proposal for Audit
5. Authorize State Retirement §41-J
6. Accept the 2021 Audit as Presented
7. Approve Pay App # 3 for Barone LLC
8. Award Bid for Removal of Scrap Metal
9. Approve Rental of Entertainment for Campfire nights
10. Approve Change Order #9 for Town Hall ADA Project
11. Introduce Local Law No 1 of 2022 Concerning Fees
12. Introduce Local Law No 2 of 2022 Short Term Rentals
13. Payment of Claims

*Other Town Board Business*

- General Board Comments
- Public Comments - 3 Minute Limit
- **Next Regular Town Board Meeting: Tuesday, July 26, 2022 at 7:00 PM**
- 
- **\*AGENDA SUBJECT TO CHANGE**

**RESOLUTIONS MAY NOT HAVE BEEN AVAILABLE AT TIME OF PUBLICATION**

**RESOLUTION NO. 07:12:22-1**

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

**WHEREAS**, Town Clerk Laureen Abbatantuono has provided copies of the minutes of the June 16, 2022 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 June 16, 2022 Town Board Meeting.

**Introduced: COUNCILMAN STIEGLER**  
**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler           **AYE**  
 Councilman Battaglini       **AYE**  
 Councilwoman Wohrman      **ABSENT**  
 Supervisor Covucci         **ABSTAINED**

Dated: July 12, 2022

**RESOLUTION 07:12:22-2**

**RE: APPROVE TOWN OF BEEKMAN BUDGET REVISIONS #2022-06**

**WHEREAS**, the Town of Beekman's Accounting Office recommends certain budget revisions based on department requests and/or the Accounting Office review and analysis of expenditures or revenues **NOW, THEREFORE, BE IT RESOLVED** that the following itemized revisions are approved by the Town of Beekman Town Board identified as Budget Revision Number #2022-06

**Budget Revisions for June 2022 # 2022-06**

Revision #	Account #	Account	Increase	Decrease	
Title					
<b>General Fund</b>					
2022-06-01	A-1110-0405	Court Interpreter		600	
	A-1110-0413	Court			
Security				600	
		-Transfer for Interpreter Expense			
2022-06-02	A-1220-0410	Supervisor Committee		160	
	A-1220-0400	Supervisor			
Expense				160	
		-Transfer for Expense			
2022-06-03	A-1355-0112	Assessor P.T. Staff		5,000	
	A-1010-0107	TB Reserve			
Comp				5,000	
		-Transfer for P.T. Staff			
2022-06-04	A-1420-0401	Town General Counsel #2		50,000	
A-1990-0400	Contingent				
Account				50,000	
		-Transfer for General Counsel #2			
2022-06-05	A-1910-0400	Ins. Premium		369	
	A-1910-0410	Ins. Expense			
		-Transfer for Premiums			369
2022-06-06	A-6772-0411	Program Expense		300	
	A-6772-0401	Aging			
Supplies				300	
		-Transfer for Expenses			
2022-06-07	A-7020-0401	Rec. Office Supplies		1.00	
	A-7020-0450	Rec Office			
rentals				1.00	
		-Transfer Surplus			

2022-06-08	A-7110-0103	Parks Staff O.T.	1,500
Staff	A-7110-0116	Parks Seasonal	
		1,500	
		-Transfer for O.T.	
2022-06-09	A-8010-0450	Zoning Meetings	500
	A-9040-0850	W/C Admin Fee	500
Ins.	A-9050-0800	Unemployment	
		1,000	
		-Transfer for Expenses	

**Highway Fund**

2022-06-10	DA-5112-0200	CHIPS Improvements	32,019
	DA-5112-0220	Pave NY-Improvements	41,173
	DA-5112-0230	EWR Improvements	32,144
	DA-0000-3501	CHIPS Aid	32,019
	DA-0000-3502	Pave NY Aid	41,173
	DA-0000-3503	EWR Aid	32,144
		-Increase Aid Available for State	
2022-06-11	DA-5112-0210	Improvements Other	26,782
	DA-0000-3504	POP AID	26,782
		-Record Pave Our Potholes Program	

**Introduced: COUNCILMAN BATTAGLINI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler **AYE**  
 Councilman Battaglini **AYE**  
 Councilwoman Wohrman **ABSENT**  
 Supervisor Covucci **AYE**

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22-3**

**RE: APPROVE REVISIONS TO THE TOWN OF BEEKMAN FUND BALANCE POLICY**

**WHEREAS**, the Town Board of the Town of Beekman adopted the Town Fund Balance Policy in 2020 to comply with GASB recommended practices; and

**WHEREAS**, the Town Fund Balance Policy is to be reviewed bi-annually and updated where necessary; and

**WHEREAS**, the Town has created several Restricted and Assigned Fund Balance since the Policy adoption necessitating updating the Policy,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Beekman approves the Revised Fund Balance Policy attached hereto and made a part hereof.

**Introduced: SUPERVISOR COVUCCI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler **AYE**  
 Councilman Battaglini **AYE**  
 Councilwoman Wohrman **ABSENT**  
 Supervisor Covucci **AYE**

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22 -4**

**RE: AUTHORIZE REQUEST FOR PROPOSAL FOR INDEPENDENT AUDIT OF THE TOWN OF BEEKMAN**

**WHEREAS**, the Town of Beekman Town Board is seeking competitive proposals for the Independent Audit of the Town of Beekman for Fiscal year 2022; and

**WHEREAS**, the Town has developed an official RFP to seek proposals from CPA Firms for such audit attached hereto;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board authorizes the Supervisor to issue the RFP and report the results for the competitive proposal.

**Introduced: COUNCILMAN STIEGLER**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler **AYE**

Councilman Battaglini **AYE**

Councilwoman Wohrman **ABSENT**

Supervisor Covucci **AYE**

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22 -5**

**RE: AUTHORIZE NYSLRS SECTION 41 (J)**

**BE IT RESOLVED** that the Town Board of the Town of Beekman does hereby elect to provide the pension benefit of Section 41(j) of the Retirement and Social Security Law, as presently or hereafter amended.

**BE IT FURTHER RESOLVED**, that the effective date shall be the date filed with the NYS Comptroller's Office.

**Introduced: COUNCILMAN BATTAGLINI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler **AYE**

Councilman Battaglini **AYE**

Councilwoman Wohrman **ABSENT**

Supervisor Covucci **AYE**

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22 -6**

**RE: ACCEPTING AND RECOGNIZING THE INDEPENDENT AUDIT FINANCIAL REPORTS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021 AND THE INDEPENDENT AUDIT REPORT ON COMMUNICATION OF INTERNAL CONTROL MATTERS IDENTIFIED IN THE AUDIT**

**WHEREAS**, the Town of Beekman Town Board retained the services of the accounting firm of EFPR Group to perform the independent audit of the Town's finances including the Justice Court and Tax Receiver operations for the Fiscal Year Ending December 31, 2021; and

**WHEREAS**, the Town Board has received and reviewed the said Auditors' Report and the Town of Beekman Financial Statements and Supplementary information for the Fiscal Year ending December 31, 2021; and

**WHEREAS**, the results of the Audits were presented and discussed at the July 12, 2022 Town Board Meeting; and

**WHEREAS**, the Audit Reports will be available for public review at the office of the Beekman Town Clerk and on the Town of Beekman website.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Beekman does hereby accept the Independent Auditors' Reports and findings prepared by EFPR Group for the Fiscal Year ending December 31, 2021 and that they be officially filed with the Town Clerk, and if management responses are required that they be rendered in writing within 60 days of this date.

**Introduced: SUPERVISOR COVUCCI**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler **AYE**

Councilman Battaglini **AYE**

Councilwoman Wohrman **ABSENT**

Supervisor Covucci **AYE**

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22-7**

**RE: APPROVE APPLICATION AND CERTIFICATION FOR PAYMENT (No 3) FOR THE TOWN HALL ACCESSIBILITY IMPROVEMENT PROJECT**

**WHEREAS**, the Town of Beekman is a party to a contract with Barone Construction Group, Inc. (the "Contractor") for the continuation of the project known as "the Town Hall Accessibility Improvement Project"; and

**WHEREAS**, the Contractor has submitted an Application and Certification for Payment (No. 3) dated June 13, 2022, requesting payment in the amount of \$337,197.50 less 10% retainage (\$33,719.75) less payments #1 & #2 (\$176,298.75) for a total of \$127,179.00 (see attached); and

**WHEREAS**, the contractor has requested full or partial payment of the items on the continuation sheet that is attached to the payment request application, covering the period of May 1, 2022 through May 30, 2022.and

**WHEREAS**, The Town Engineer has reviewed the request and agrees with the quantity of work completed Application No. 3 and has recommended the Town Board make payment as requested, subject to the receipt of partial release and lien waivers from General Contractors and Subcontractors;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Supervisor of the Town of Beekman to make payment to Barone Construction Group, Inc., LLC as requested in Application and Certification for Payment No. 3 in the amount NOT TO EXCEED \$127,179.00.

**Introduced: COUNCILMAN STIEGLER**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler **AYE**  
Councilman Battaglini **AYE**  
Councilwoman Wohrman **ABSENT**  
Supervisor Covucci **AYE**

Dated: July 12, 2022

#### **RESOLUTION NO. 07:12:22-8**

##### **RE: TO AWARD THE BID FOR THE REMOVAL OF SCRAP METAL**

**WHEREAS**, authorization was given for the Town Clerk to advertise for bids for the removal of scrap metal; and

**WHEREAS**, the bids for the removal of scrap metal were received, opened and read publicly on July 5, 2022 and have been reviewed by the Highway Superintendent and the Town Clerk;

**NOW, THEREFORE, BE IT RESOLVED**, that the bid is hereby awarded to Baroni Recycling as recommended by the Highway Superintendent as attached hereto; and

**BE IT FURTHER RESOLVED**, that the Supervisor be and hereby is authorized to execute any and all documents necessary to carry out the said services.

**Introduced: COUNCILMAN BATTAGLINI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler **AYE**  
Councilman Battaglini **AYE**  
Councilwoman Wohrman **ABSENT**  
Supervisor Covucci **AYE**

Dated: July 12, 2022

#### **RESOLUTION NO. 07:12:22-9**

##### **RE: APPROVE RENTALS FOR CAMPFIRE NIGHTS**

**WHEREAS**, the 2022 Budget included funding for entertainment for the campfire nights at the Rec Park;

**NOW, THEREFORE, BE IT RESOLVED**, that the following expenditures for the campfire nights is hereby authorized as per the contract from Just 4 Fun:

<b>Item</b>	<b>Amount</b>	<b>Date</b>
Super Splash Down 2 with Pool	560.00	July 8, 2022
Sno Cone square TT / supplies	225.27	July 22, 2022
Extreme Course 40' Obstacle	598.50	August 5, 2022
Inflatable Skeet ball	582.00	August 19, 2022

All items include Delivery/Pickup and Damage Waiver.

**Introduced: SUPERVISOR COVUCCI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler **AYE**

Councilman Battaglini **AYE**  
 Councilwoman Wohrman **ABSENT**  
 Supervisor Covucci **AYE**  
 Dated: July 12, 2022

**RESOLUTION NO. 07:12:22 -10**

**RE: APPROVING CHANGE ORDER TO THE TOWN HALL ADA IMPROVEMENT PROJECT**

**WHEREAS**, the Town Engineer has reviewed the following Change Orders submitted by Barone Construction Group, Inc. as follows:

Original Approved Contract Total	August 3, 2021	\$594,500.00
Change Order # 1	October 26, 2021	\$2,864.00
New Contract Total		\$597,364.00
Change Order # 2	October 26, 2021	\$3,200.00
New Contract Total		\$600,564.00
Change Order # 3	May 24, 2022	\$1,188.00
New Contract Total		\$601,752.00
Change Order # 4	Rejected	\$0
New Contract Total		\$601,752.00
Change Order # 5	Still under Consideration	
New Contract Total		
Change Order # 6	May 24, 2022	\$3,139.00
New Contract Total		\$604,891.00
Change Order # 7	May 24, 2022	\$8,004.00
New Contract Total		\$612,895.00
Change Order # 8	May 24, 2022	\$1,252.00
New Contract Total		\$614,147.00
Change Order # 9	July 12, 2022	\$3,505.00
New Contract Total		\$617,652.00

**WHEREAS**, the Town Engineer has recommended the Town approve change order number #9 as attached

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Beekman approves Change Order # 9 to the Town Hall ADA Improvement Project at a cost of \$3,505.00; and

**BE IT FURTHER RESOLVED**, that the Supervisor of the Town of Beekman is hereby authorized to sign any and all documents giving effect to this resolution, including but not limited to the requisite change orders.

**Introduced: COUNCILMAN STIEGLER**

**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler **AYE**  
 Councilman Battaglini **AYE**  
 Councilwoman Wohrman **ABSENT**  
 Supervisor Covucci **AYE**  
 Dated: July 12, 2022

**RESOLUTION NO. 07:12:22-11 (PULLED)**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF BEEKMAN  
 INTRODUCING A LOCAL LAW TO AMEND THE TOWN CODE  
 CONCERNING ADMINSTRATIVE FEES**

**WHEREAS**, the Town Board of the Town of Beekman is considering the adoption of Local Law No. 1 (Proposed) of 2022 which would amend the process by which the Town Board sets administrative fees, by deleting the existing § 75-9 the Code of the Town of Beekman entitled "Fees" and replacing it with a new section which authorizes the creation of a separate Fee Schedule to be approved by the Town Board (the "Proposed Action"); and

**WHEREAS**, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Proposed Action is as defined above; and

**WHEREAS**, the Town Board has determined that the Proposed Action is a Type II action pursuant to Article 8 of the Environmental Conservation Law, Part 617 NYCRR (commonly known as "SEQRA"), specifically 6 NYCRR § 617-5(c)(26) (agency administration and management), requiring no further environmental review,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby introduces for consideration of its adoption Local Law No. 1 (Proposed) of 2022 entitled "A LOCAL LAW TO AMEND SECTION 75-9 OF THE CODE OF THE TOWN OF BEEKMAN ENTITLED "FEES."" in the form annexed hereto; and

**BE IT FURTHER RESOLVED**, that copies of the aforesaid proposed Local Law be laid upon the desk of each member of the Board; and

**BE IT FURTHER RESOLVED**, that the Town Board shall hold a public hearing on said proposed Local Law at Town Hall, 4 Main Street, Beekman, New York, at 7:00 o'clock P.M., on July 26, 2022; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes and directs the Town Clerk to act as follows with respect to the proposed Local Law:

1. To post, and to publish or cause to be published a public notice in the official newspaper of the Town of Beekman of said public hearing at least ten (10) days prior thereto;
2. To serve a copy of this Resolution, the annexed proposed Local Law, and the Public Hearing Notice to the municipal clerk of each abutting municipality not less than ten (10) days prior to said public hearing;
3. To refer a copy of said Local Law to the Planning Board of the Town of Beekman; and
4. To provide a copy of this resolution, said Local Law and the Public Hearing Notice to the Dutchess County Department of Planning and Development for their advisory review and comment in accordance with Section 239 of the New York State General Municipal Law.

**Introduced:**

**Seconded:**

ROLL CALL VOTE:

Councilman Stiegler

Councilman Battaglini

Councilwoman Wohrman

Supervisor Covucci

Dated: July 12, 2022

**RESOLUTION NO. 07:12:22-12**

**RE: RESOLUTION OF THE TOWN BOARD OF THE TOWN OF BEEKMAN**

**INTRODUCING A LOCAL LAW CONCERNING SHORT-TERM RENTALS**

**WHEREAS**, the Town Board of the Town of Beekman is considering the adoption of Local Law No. 2 (Proposed) of 2022 which would establish a new Chapter 126.1 of the Code of the Town of Beekman to be known as "Short-Term Rentals," and to amend Chapter 155 of the Code of the Town of Beekman entitled "Zoning," regarding short-term rentals (the "Proposed Action"); and

**WHEREAS**, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Proposed Action is as defined above; and

**WHEREAS**, the Town Board has determined that the Proposed Action is a Type I action pursuant to Article 8 of the Environmental Conservation Law, Part 617 NYCRR (commonly known as "SEQRA"); and

**WHEREAS**, the Town Board has determined that the proposed Local Law is an action for which there are no other Involved Agencies and that the Town Board is therefore, by default, the Lead Agency for this action; and

**WHEREAS**, a Determination of Significance has not yet been made with respect to the Proposed Action,

**NOW THEREFORE, BE IT RESOLVED**, that the Town Board hereby introduces for consideration of its adoption Local Law No. 2 (Proposed) of 2022 entitled "A LOCAL LAW TO ESTABLISH A NEW CHAPTER 126.1 OF THE CODE OF THE TOWN OF BEEKMAN TO BE KNOWN AS "SHORT-TERM RENTALS," AND TO AMEND CHAPTER 155 OF THE CODE OF THE TOWN OF BEEKMAN, ENTITLED "ZONING," REGARDING SHORT-TERM RENTALS" in the form annexed hereto; and

**BE IT FURTHER RESOLVED**, that copies of the aforesaid proposed Local Law be laid upon the desk of each member of the Board; and

**BE IT FURTHER RESOLVED**, that the Town Board shall hold a public hearing on said proposed Local Law at Town Hall, 4 Main Street, Beekman, New York, at 7:00 o'clock P.M., on July 26, 2022; and **\*\*\*Councilman Stiegler made a motion to make a friendly amendment to change the time from 7:10PM to 7:00PM Seconded by Councilman Battaglini Councilman Battaglini – Aye, Supervisor Covucci – Aye.**

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes and directs the Town Clerk to act as follows with respect to the proposed Local Law:

1. To post, and to publish or cause to be published a public notice in the official newspaper of the Town of Beekman of said public hearing at least ten (10) days prior thereto;
2. To serve a copy of this Resolution, the annexed proposed Local Law, and the Public Hearing Notice to the municipal clerk of each abutting municipality not less than ten (10) days prior to said public hearing;
3. To refer a copy of said Local Law to the Planning Board of the Town of Beekman; and
4. To provide a copy of this resolution, said Local Law and the Public Hearing Notice to the Dutchess County Department of Planning and Development for their advisory review and comment in accordance with Section 239 of the New York State General Municipal Law.

**Introduced: COUNCILMAN BATTAGLINI**

**Seconded: COUNCILMAN STIEGLER**

ROLL CALL VOTE:

Councilman Stiegler           **AYE**  
 Councilman Battaglini       **AYE**  
 Councilwoman Wohrman   **ABSENT**  
 Supervisor Covucci       **AYE**  
 Dated: July 12, 2022

**RESOLUTION NO. 07:12:22 - 13**

**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	\$ 691,064.48
Claims to be paid from the DA-Highway Fund	\$ 268,505.65
Claims to be paid from the SS- Dover Ridge Sewer District	\$ 4,316.31
Claims to be paid from the SW-Dover Ridge Water District	\$ 8,823.51
Claims to be paid from the T-Trust & Agency Fund	\$ 7,327.50
Claims to be paid from the H-Capital Fund	\$ 142,385.56
	\$ 1,122,443.01

**06/23/2022 Payroll #13**

General Fund	\$ 35,873.65
Highway Fund	\$ 21,111.15
	\$ 56,984.80

**07/07/2022 Payroll #14**

General Fund	\$ 55,520.02
Highway Fund	\$ 20,241.37

**Introduced: SUPERVISOR COVUCCI**



**Seconded: COUNCILMAN BATTAGLINI**

ROLL CALL VOTE:

Councilman Stiegler	<b>AYE</b>
Councilman Battaglini	<b>AYE</b>
Councilwoman Wohrman	<b>ABSENT</b>
Supervisor Covucci	<b>AYE</b>

Dated: July 12, 2022