

June 7, 2023

BEEKMAN TOWN BOARD TOWN BOARD MEETING AGENDA JUNE 7, 2023 7:00 PM

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

PUBLIC HEARING CONTINUATION

- **7:00 PM** Local Law No.4 of the year 2023 "Amended Short Term Rental"
- **7:15 PM** Local Law No. 5 of the year 2023 "Public and Private Firework Displays"

TOWN BOARD MEETING

- Supervisor Comments
- Public comment on Agenda Items and Resolutions

RESOLUTIONS

1. Approval of May 23, 2023 Minutes
2. Adopt Negative Declaration for Local Law No. 4 of the Year 2023
3. Approve Budget Adjustment May 2023 #2023-05
4. Adopt Local Law No.5 of 2023 "Chapter 80 Public and Private Fireworks Display and Storage"
5. Final Pay App (#4) for Rec Field #1
6. Revise the Highway Garage Improvements Capital Fund
7. Adopt Local Law No. 4 of 2023 "Amended Short Term Rental"
8. Band for Evening in the Park at TCP Pavilion
9. Approval of Payment of Claims

Other Town Board Business

- General Board Comments
- **Next Regular Town Board Meeting: Tuesday, June 20, 2023 at 7:00 PM**

***AGENDA SUBJECT TO CHANGE**

RESOLUTION NO.06:07:23-1

RE: APPROVAL OF PAST TOWN BOARD MINUTES

WHEREAS, Town Clerk Laureen Abbatantuono has provided copies of the minutes of the May 23, 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 May 23, 2023 Town Board Meeting.

Introduced: COUNCILMAN STIEGLER

Seconded: COUNCILMAN BATAGLINI

ROLL CALL VOTE:

Councilman Stiegler ABSTAIN

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: June 7, 2023

RESOLUTION NO. 06:07:23 -2

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF BEEKMAN
ADOPTING NEGATIVE DECLARATION FOR "LOCAL LAW NO. 4 OF THE YEAR 2023,
AMENDING CHAPTER 126.1 'SHORT-TERM RENTALS' AND CHAPTER 155 'ZONING' OF THE
CODE OF THE TOWN OF BEEKMAN"**

WHEREAS, the Town of Beekman Town Board is considering the adoption of a Local Law entitled "Local Law No. 4 of the Year 2023, Amending Chapter 126.1 'Short-Term Rentals' and Chapter 155 'Zoning' of the Code of the Town of Beekman"; 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, the Attorney to the Town has prepared a Full Environmental Assessment Form (FEAF) regarding the proposed Local Law, which FEAF analyzes the potential environmental impacts regarding said Local Law; and

WHEREAS, the Town Board has reviewed the Local Law and the Full Environmental Assessment Form. **NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Beekman hereby adopts the attached Negative Declaration, for the reasons stated therein, thereby finding that the proposed Local Law entitled "Local Law No. 4 of the Year 2023, Amending Chapter 126.1 'Short-Term Rentals' and Chapter 155 'Zoning' of the Code of the Town of Beekman" will have no significant adverse impact upon the environment, and thereby ending the SEQRA process with respect to said Local Law; and **BE IT FURTHER RESOLVED**, that the Town Clerk shall cause the Negative Declaration to be circulated to the involved agencies and to have it published in the Environmental Notice Bulletin as required by SEQRA regulations.

Introduced: COUNCILMAN BATTAGLINI

Seconded: COUNCILMAN LEMAK

ROLL CALL VOTE:

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

Dated: June 7, 2023

RESOLUTION NO. 06:07:23-3

RE: APPROVE TOWN OF BEEKMAN BUDGET REVISIONS #2023-05

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 #2023-05

Budget Revisions for May 2023 # 2023-05

Revision #	Account #	Account	
Title	Increase	Decrease	

General Fund

2023-05-01	A-1110-0404	Court Training	357
	A-1110-0413	Court	
Security			357
		-Transfer for Training Expense	
2023-05-02	A-1410-0404	Town Clerk Training	423
	A-1410-0101	Town Clerk	
Staff			423
		-Transfer for Training Expense	

2023-05-03	A-1410-0460 A-1410-0401	Clerk Software Support Clerk	78
Supplies		78 Transfer for Support	
2023-05-04	A-1420-0430 A-1420-0440	Legal Counsel Highway Legal Labor	1,000
Counsel		1,000 -Transfer for Legal Services	
2023-05-05	A-5010-0107 A-5010-0403	Hwy Supt. Vehicle Hwy Supt.	500
Dues		500 -Transfer for Vehicle Allowance	
2023-05-06	A-7110-0497 A-1990-0400	Parks Maintenance Contingent	4,770
Account		4,770 -Transfer for Field Maintenance	
2023-05-07	A-7118-0200 A-0000-2710	Remembrance Park Equipment County Grant	15,000 15,000
		-Record Veterans Grant for Plaques	
2023-05-08	A-7180-0400 A-1990-0400	Lake Expense Contingent	4,000
Acct.		4,000 -Transfer for Highway Work at the Lake	
2023-05-09	A-8010-0470 A-1990-0400	Zoning Consulting Contingent	4,300
Account		4,300 -Record Monitoring Contract	
2023-05-10	A-8090-0400 A-1990-0400	Environmental Expense Contingent	7,930
Account		7,930 -Transfer for Special Sampling	
2023-05-11	A-9950-0900 A-0000-9912	Transfer to Capital Fund Assigned for Capital Use	100,000 100,000
		-Transfer for Garage Project	

Highway Fund

2023-05-12	DA-5112-0200	Improvement CHIPS	91,795
	DA-5112-0220	Pave NY Improvements	40,150
	DA-5112-0230	Winter Aid Improvements	32,144
	DA-5112-0210	POP NYImprovements	53,548
	DA-0000-3501	CHIPS Aid	91,795
	DA-0000-3502	Pave NY Aid	40,150
	DA-0000-3503	Winter Aid	32,144
	DA-0000-3504	POP Aid	53,548
		--Record Increase in State Funds Available	

Special Districts-

2023-05-13	SS-9930-0900	Transfer to Reserve Fund	30,000
------------	--------------	--------------------------	--------

	SW-9930-0900	Transfer to Reserve Fund	50,000
	SS-0000-9910	Fund Balance Approp.	30,000
	SW-0000-9910	Fund Balance Approp.	50,000
		-Record Reserve Funds Creation	
2023-05-14	SW-8340-0440	Engineering	500
	SW-8340-0488	Other	
Expenses			500
		-Transfer for Engineering	
Capital Funds			
2023-05-15	H-8540-0200	Drainage Improvements	107,200
	H-8540-0440	Engineering	12,800
	H-8540-0480	Other Expenses	10,000
	H-0000-2705	Donations/Gifts	130,000
		-Create Alaina Drainage Project	
2023-05-16	H-1620-0400	Town Hall Expense	2,050
	H-5120-0401	Bridge Expense	2,050
	H-9730-0700	BAN	
Interest			4,100
		-Reclass Appropriations	
2023-05-17	H-5120-0500	Bridge Construction	18,564
	H-5120-0401	Bridge	
Expense			18,564
		-Transfer for Change Order #2	
2023-05-18	H-5132-0470	Garage Consulting	27,000
	H-5132-0500	Garage Improvements	73,000
	H-0000-5030	Transfer In General Fund	100,000
		-Increase Project Budget	

Introduced: SUPERVISOR COVUCCI

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: June 7, 2023

RESOLUTION NO. 06:07:23-4

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

ADOPTING LOCAL LAW NO. 5 OF THE YEAR 2023 "CHAPTER 80 PUBLIC AND PRIVATE FIREWORKS DISPLAY AND STORAGE"

WHEREAS, the Town Board of the Town of Beekman introduced Local Law No. 5 of 2023 entitled "CHAPTER 80 PUBLIC AND PRIVATE FIREWORKS DISPLAY AND STORAGE" on May 23, 2023; and **WHEREAS**, the Town Board members had the opportunity to review the proposed local law and it has sat on the desks of the Town Board for the required period of time; and

WHEREAS, a public hearing was duly held on June 7, 2023, at Town Hall, 4 Main Street, Poughquag, NY regarding Local Law No. 5 of 2023; and

WHEREAS, at this public hearing the Town Board members considered any public comments received during the public hearing as well as any written comments received; and

WHEREAS, the Town Board has determined that the matter is a Type II Action under SEQRA and no further environmental review is required.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Beekman does hereby affirm and adopt Local Law No. 5 of 2023 entitled, "CHAPTER 80 PUBLIC AND PRIVATE FIREWORKS DISPLAY AND STORAGE;" and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to file a copy of this Local Law with the New York Secretary of State.

Introduced: COUNCILMAN LEMAK

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: June 7, 2023

RESOLUTION NO. 06:07:23-5

RE: APPROVE APPLICATION AND CERTIFICATION FOR PAYMENT (# 4) FOR THE BEEKMAN RECREATION BASEBALL FIELD 1 PROJECT

WHEREAS, the Town of Beekman is a party to a contract with Sport-Tech Construction Corp. (the "Contractor") for the project known as "the Beekman Recreation Baseball Field 1"; and

WHEREAS, the Contractor has submitted an Application and Certification for Payment (# 4) dated May 17, 2023, requesting final payment of the items on the payment application continuation sheet with a total completed value of 156,000.00 less previous payments totaling \$148,200.00 for a total of \$7,800.00 plus the release of the retainage (see attached); and

WHEREAS, the contractor has requested full payment of the items on the continuation sheet that is attached to the payment request application, covering the period of April 14, 2023 through May 7, 2023, and

WHEREAS, the Town Engineer has reviewed the request and agrees with the quantity of work completed per the continuation sheet of Application # 4 and has recommended the Town Board make payment as requested,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor of the Town of Beekman to make a final payment to Sport-Tech Construction Corp., requested in Application and Certification for Payment # 4 in the amount NOT TO EXCEED \$7,800.00. The one-year warranty period will commence upon final payment.

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: June 7, 2023

RESOLUTION NO. 06:07:23 -6

RE: AMENDING THE HIGHWAY GARAGE IMPROVEMENTS CAPITAL PROJECT AUTHORIZATION

WHEREAS, the Town Board of the Town of Beekman previously approved a \$250,000 Capital Project Authorization for the Highway Garage Improvements in resolution 09:27:22-3, and

WHEREAS, the Town deems it appropriate to increase the authorization to \$350,000, Based on new project cost estimates,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Beekman authorizes a new authorization of \$350,000 for the Highway Garage Improvements with an added transfer from the General Fund of \$100,000.

Introduced: COUNCILWOMAN WOHRMAN

Seconded: COUNCILMAN STIEGLER

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE
Councilwoman Woehrman AYE
Supervisor Covucci AYE
Dated: June 7, 2023

RESOLUTION NO.06:07:23-7

**RE: RESOLUTION OF THE TOWN BOARD OF THE TOWN OF BEEKMAN
ADOPTING LOCAL LAW NO. 4 OF THE YEAR 2023, AMENDING CHAPTER 126.1 'SHORT-TERM
RENTALS' AND CHAPTER 155 'ZONING' OF THE CODE OF THE TOWN OF BEEKMAN"**

WHEREAS, the Town of Beekman introduced a local law, known as Local Law No. 4 of the Year 2023, Amending Chapter 126.1 'Short-Term Rentals' and Chapter 155 'Zoning' of the Code of the Town of Beekman"; and

WHEREAS, public hearings were duly held on May 9, 2023, May 23, 2023 and June 7, 2023 at Town Hall, 4 Main Street, Poughquag, NY regarding Local Law No. 4 of the Year 2023; and

WHEREAS, the Town Board was given the opportunity to hear concerns of all Beekman residents; and

WHEREAS, pursuant to GML 239-m, the proposed Local Law was sent to the Town of Beekman Planning Board and the Dutchess County Department of Planning and Development, which determined that the local law was a matter of local concern, but which provided comments on the proposed law; and

WHEREAS, the Town Board duly considered all of the County's comments, and made changes to the proposed local law in response to the same; and

WHEREAS, the revised local law has sat upon the desks of the Board members for the required period of time; and

WHEREAS, the Town Board has determined that the matter is a Type I Action under SEQRA,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Beekman does hereby determine that the proposed Local Law will not have an adverse effect on the environment, as set forth in the SEQRA determination of non-significance (negative declaration) for this matter; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Beekman does hereby affirm and adopt "'Local Law No. 4 of the Year 2023, Amending Chapter 126.1 'Short-Term Rentals' and Chapter 155 'Zoning' of the Code of the town of Beekman"; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to file a copy of this Local Law with the New York Secretary of State.

Introduced: COUNCILMAN STIEGLER

Seconded: COUNCILMAN BATTAGLINI

ROLL CALL VOTE:

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

Dated: June 7, 2023

RESOLUTION NO. 06:07:23-8

RE: APPROVE ENTERTAINMENT FOR BAND CONCERT AT TOWN CENTER PARK

WHEREAS, the 2023 Recreation Budget included funding for entertainment for events for the summer months,

NOW, THEREFORE, BE IT RESOLVED, that the following expenditure be approved in the amount of \$250, for live music performed by "The Blend" to perform at Town Center Park Pavilion on August 11, 2023 at 6:00 PM.

Introduced: COUNCILMAN BATTAGLINI

Seconded: COUNCILMAN LEMAK

ROLL CALL VOTE:

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

Dated: June 7, 2023

RESOLUTION NO. 06:07:23-9

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	\$	70,984.09
Claims to be paid from the DA-Highway Fund	\$	112,089.15
Claims to be paid from the SS-Dover Ridge Sewer	\$	600.78
Claims to be paid from the SW-Dover Ridge Water	\$	619.50
Claims to be paid from the T-Trust-Fund	\$	5,773.75
Claims to be paid from the H-Capital Fund	\$	34,582.67
	\$	224,649.94

5/25/2023 Payroll #11

General Fund		
\$ 35,389.67		
Highway Fund	\$	21,662.14
	\$	57,051.81

Introduced: COUNCILWOMAN WOHRMAN

Seconded: COUNCILMAN LEMAK

ROLL CALL VOTE:

Councilman Stiegler AYE

Councilman Battaglini AYE

Councilman Lemak AYE

Councilwoman Wohrman AYE

Supervisor Covucci AYE

Dated: June 7, 2023