

RESOLUTION # 109-13

OFFERED BY: Bernstein

RESOLUTION TO PAY ALL BILLS

WHEREAS, The Department of Audit and Control require Town Boards to sign and inspect all vouchers coming into the town for payment, to number and total amounts from each fund.

THEREFORE BE IT RESOLVED, that the Town Board authorize the following vouchers paid:

General	\$128,026.35
Highway	17,029.79
Phoenicia Water	6,590.83
Pine Hill Water	490.28
Phoenicia Lights	849.30
Chichester Lights	128.77
Pine Hill Lights	502.01

AND MOVES ITS ADOPTION

Seconded by: Higley

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u> X </u>	<u> </u>
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER JORDAN	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION # 110-13

OFFERED BY Jordan

RESOLUTION ADVERTISING FOR

INDEPENDENT AUDITOR TO MEET FEDERAL GUIDELINES

WHEREAS, under federal requirements, any municipality (sub-recipient) which expends \$500,000.00 or more of federal funding from all sources during its fiscal year, must have an independent audit of such federal funds conducted in accordance with the Federal Office of Management and Budget (OMB) Circular A-133; and

WHEREAS, OMB Circular A-133 further requires that the final report for such audit be completed within nine months of the end of the Sub-recipient's fiscal year; and

WHEREAS, additionally, per the New York State Budget Policy and Reporting Manual Item I-300, State agencies that provide funds to sub-recipients pursuant to OMB Circular A-133 must obtain copies of the sub-recipient's A-133 audit reports and determine whether any audit findings affecting its programs are significant and warrant follow-up. Therefore, Sub-recipients should provide one copy of such audit report to DHSES within nine months of the end of their fiscal year; and

WHEREAS, the Town of Shandaken has expended in excess of \$500,000.00 of federal funds during the 2012 fiscal year (1/1/2012 -12/31/12).

THEREFORE BE IT RESOLVED, the Town of Shandaken Town Board advertise for bids for such services from qualified auditing firms or individuals able to perform these duties by September 30, 2013; and

BE IT FURTHER RESOLVED, that any firms or individuals submit sealed bids clearly labeled on the exterior of the envelope in large **BLOCK** lettering "**AUDIT BID ENCLOSED**" to the Town of Shandaken Town Clerk (PO Box 67, 7209 Rte. 28, Shandaken, NY 12480) and **must** be received in that office no later than 12pm on Wednesday, August 21, 2013 to be opened and awarded at a Public Meeting to be held at 1pm at the Shandaken Town Hall on that date.

AND MOVES ITS ADOPTION

Seconded by: Bartlett

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	__X__	_____
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	_ X__	_____
BOARD MEMBER JORDAN	__X__	_____
SUPERVISOR STANLEY	__X__	_____

RESOLUTION # 111-13

OFFERED BY Stanley

RESOLUTION AUTHORIZING CONTRACT EXTENSION

FOR GLENBROOK PARK CELLULAR COMMUNICATIONS TOWER

WHEREAS, the Town of Shandaken has an existing lease agreement with Mariner Tower II, LLC, (**MARINER**) a Maine limited liability company to operate and maintain a cellular communications tower on Town Owned property located near Glenbrook Park in Shandaken; and

WHEREAS, MARINER wishes the Town to authorize an additional five year term to the renewal terms of the existing lease increasing the number of five year renewals from three (3) to four (4); and

WHEREAS, the both the Town and Mariners feel this action could improve appeal of the site to attract more cellular carriers to the Tower; and

WHEREAS, the Town wishes to see improved cellular communications throughout the Town and the Town receives direct financial benefit from said Tower to offset property taxes for the residents of the Town

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board authorize the Town Supervisor to approve a fourth (4th) five year renewal term on the existing lease with MARINER,

AND MOVES ITS ADOPTION

Seconded by: Jordan

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	__X__	_____
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER JORDAN	__X__	_____
SUPERVISOR STANLEY	__X__	_____

RESOLUTION # 112-13

OFFERED BY Higley

**RESOLUTION ADVERTISING FOR CONSTRUCTION WORK
FOR TOWN FLOOD RECOVERY WORK**

WHEREAS, the Town of Shandaken is in need of construction work in order to repair and stabilize portions of the Stony Clove and Warner Creeks following damages that occurred due to Tropic Storms Irene and Lee; and

WHEREAS, the amount needed to pay for such services are reimbursable to the Town from Natural Resources Conservation Service (NRCS) and Ulster County Soil and Water Conservation District (UCSWCD);

THEREFORE BE IT RESOLVED that the Town of Shandaken advertise for independent construction bids for the following projects:

Warner Creek and Stony Clove Bank and Channel Restoration

BE IT FURTHER RESOLVED, that any person(s) interested in applying for such work must attend a mandatory pre-bid meeting at the Shandaken Town Hall located at 7209 Rte. 28, Shandaken, NY 12480 on Friday, August 9, 2013 @ 1pm for site visits. Responsible bidders must attend the site visit specific to the job they are bidding; and

BE IT FURTHER RESOLVED, that any person(s) interested in bidding on such may purchase bid documents, starting Tuesday, August 6, 2013 during regular business hours, engineering drawings at the Ulster County Soil and Water Conservation District Office located at 6375 Rte. 28, Phoenicia, NY 12464 and, upon appointment, at the Shandaken Highway Garage Office located at 7209 Rte. 28, Shandaken, NY 12480. Bidders will be provided bid packets on Friday, August 9, 2013 at 1pm during the mandatory site visits with bids to be received no later than 12pm on Wednesday, August 21, 2013 in the Town of Shandaken Town Clerk’s Office, PO Box 67. Bids must be clearly marked “WARNER CREEK BID” on the outside of the sealed bid. Bids will be opened at a Public Meeting at the Shandaken Town Hall at 1pm that same day. Following review bids will be awarded at a subsequent meeting slated for 1pm on Monday, August 26, 2013 at the Shandaken Town Hall. The Town of Shandaken reserves the right to reject any and all bids.

AND MOVES ITS ADOPTION

Seconded by: Stanley

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u> X </u>	_____
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER JORDAN	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 113 - 13

OFFERED BY Bartlett

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING

WHEREAS, the Town of Shandaken needs to conduct certain Town business in a timely fashion concerning Stream Projects and a mandated independent auditors;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm** on **Wednesday, August 21, 2013** for the purpose of conducting business related to opening bids for Stream Projects and awarding an independent auditor,

AND MOVES ITS ADOPTION

Seconded by: Higley

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u> X </u>	_____
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER JORDAN	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 114 - 13

OFFERED BY Bernstein

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING

WHEREAS, the Town of Shandaken needs to conduct certain Town business in a timely fashion concerning a Stream Project;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm** on **Monday, August 26, 2013** for the purpose of conducting business related to awarding bids for said Stream Project,

AND MOVES ITS ADOPTION

Seconded by: Jordan

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u> X </u>	_____
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER JORDAN	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 115 - 13

OFFERED BY Jordan

RESOLUTION RECOGNIZING “DAVY CROCKETT DAY” IN SHANDAKEN

WHEREAS, the Town of Shandaken has been home to a variety of characters and individuals who have been recognized for their contributions to our local economy and heritage; and

WHEREAS, one of those characters, Mr. David “Davy” Crockett, whose statue has resided on Main Street of Phoenicia and is considered an iconic image of Phoenicia for residents and visitors alike; and

WHEREAS, Mr. Crockett was apparently was born on a mountain top in Tennessee, the self-proclaimed greenest state in the land of the free, raised in the woods so's he knew every tree and killed him a bear when he was only three; and

WHEREAS, Mr. Crockett then went off to Congress and served a spell fixin' up the government and laws as well. Took over Washington, as we hear tell, and even patched up the crack in the Liberty Bell. When he got home, his politickin' was done, while the western march had just begun, so he packed his gear, and his trusty gun and let out a grinnin' to follow the sun; and

WHEREAS, Mr. Crockett, that is Davy, Davy Crockett is the King of the Wild Frontier; and

WHEREAS, members of our community would like to hold a special celebration acknowledging the re-establishment of Mr. Crockett along Main Street Phoenicia with an event to be held on the 227th anniversary of his birthday (Saturday, August 17, 2013), including a Davy Crockett Look-a-like contest and “mehbe a bar er two.”

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board hereby recognizes **Saturday, August 17, 2013** as “**Davy Crockett Day**” and welcomes all visitors to join us at **High Noon, on Main Street, Phoenicia** in the events and celebration.

AND MOVES ITS ADOPTION

Seconded by: Stanley

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u> X </u>	_____
BOARD MEMBER BERNSTEIN	Recuse	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER JORDAN	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

* Board Member Bernstein is a descendant of Davy Crockett