

**RESOLUTION # 126-13**

**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:

<b>General</b>	<b>\$ 46,088.84</b>
<b>Highway</b>	<b>134,480.26</b>
<b>Phoenicia Water</b>	<b>15,608.16</b>
<b>Pine Hill Water</b>	<b>100.00</b>
<b>Phoenicia Lights</b>	<b>925.17</b>
<b>Chichester Lights</b>	<b>135.28</b>
<b>Pine Hill Lights</b>	<b>536.60</b>

**AND MOVES ITS ADOPTION**

Seconded by: JORDAN

	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 # 127-13**

**OFFERED BY JORDAN**

**RESOLUTION ADOPTING TENTATIVE BUDGET AS PRELIMINARY BUDGET**

**WHEREAS**, the Town of Shandaken has prepared a 2014 Tentative Budget for review;

**THEREFORE, BE IT RESOLVED** the Town Board of the Town of Shandaken hereby adopts the 2014 Tentative Budget as the 2014 Preliminary Budget for the Town of Shandaken

**AND MOVES ITS ADOPTION**

Seconded by: HIGLEY

**ROLL CALL**

	<b>AYES</b>	<b>NAYS</b>
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 # 128-13**

**OFFERED BY STANLEY**

**RESOLUTION FOR PUBLIC HEARING ON 2014 TOWN BUDGET**

**WHEREAS**, a Public Hearing is held every year for the purpose of hearing all those in favor or against the adoption of the Preliminary Budget for the Town of Shandaken as the Annual Budget

**THEREFORE, BE IT RESOLVED** the Town Board of the Town of Shandaken will meet and review the 2014 Preliminary Budget and hold a Public Hearing thereon, at the Shandaken Town Hall on **Wednesday, November 6, 2013 at 6:30 pm**, and at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any items or items therein contained.

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT

**ROLL CALL**

	<b>AYES</b>	<b>NAYS</b>
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 # 129-13**

**OFFERED BY HIGLEY**

**RESOLUTION APPROVING TOWN HIGHWAY EMPLOYEES CONTRACT**

**WHEREAS**, the Town of Shandaken Highway Department employees, through their CSEA representatives, have approved the contract negotiated with the Town;

**THEREFORE, BE IT RESOLVED** the Town Board of the Town of Shandaken approve the contract, as negotiated, and that all contents of said agreement, where applicable, shall be retroactive to January 2012 and through December 31, 2015.

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT

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 # 130-13**

**OFFERED BY BARTLETT**

**RESOLUTION ACCEPTING THE CENTRAL CATSKILL CHAMBER AS  
INTERIM ADMINISTRATOR FOR THE PROPOSED RTE 28 CORRIDOR SCENIC  
BY-WAY**

WHEREAS, the Town of Shandaken, Ulster County, in March of 2013 adopted the draft Corridor Management Plan for the Rte. 28 Catskill Mountain Scenic-By-Way; and

WHEREAS, the process toward the final approval of the Rte. 28 By-Way Plan by NYS can take anywhere from twenty-four to thirty-six months; and

WHEREAS, the Central Catskills Chamber of Commerce has been performing the administrative duties required for the coordination of the approval process as well as communicating with and connecting the various municipal leaders and communities, collecting and maintaining records and documentation and seeking grant funding and further developing the marketing strategy that is included in the Corridor Management Scenic By-way comprehensive draft plan, all on behalf of the Byway municipalities; and

WHEREAS, there are no financial or other obligations attached to this step and formalization of the responsibilities during the final NYSDOT review and approval process will facilitate the process;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Shandaken, Ulster County, New York, does hereby recognize the Central Catskills' Chamber of Commerce as the *interim administrator* of the By-Way Plan through its final review and approval process.

**AND MOVES ITS ADOPTION**

Seconded by: JORDAN

**ROLL CALL**

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

**RESOLUTION # 131-13**

**OFFERED BY BERNSTEIN**

**AUTHORIZING CONTRACT EXTENSION WITH  
ULSTER COUNTY RESOURCE RECOVERY AGENCY (UCRRA)**

**WHEREAS**, the Town of Shandaken has an existing 20 year contract between the Town and the Ulster County Resource Recovery Agency for recycling services available for all Town residents, and

**WHEREAS**, said contract expires in October 2013, and

**WHEREAS**, the UCRRA has requested a one year extension of said contract

**THEREFORE BE IT RESOLVED** that the Town Board of Shandaken authorize the Town Supervisor to enter into a one year contract extension, with no changes or amendments to the existing contract

**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 # 132 -13**

**OFFERED BY JORDAN**

**HIRING AMBULANCE PERSONNEL**

**WHEREAS**, under § 20 of the Town Law, the Town Board shall designate all appointed officers and employees of the Town;

**THEREFORE BE IT RESOLVED**, that the following be appointed to the Shandaken Town Ambulance:

**Part Time EMT:** \$67.52 per 12 hour shift plus \$30.39 per transport  
- Michael Janensch

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT

**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 #133 - 13**

**OFFERED BY STANLEY**

**RESOLUTION APPROVING PUBLIC ASSEMBLY PERMIT  
FOR THE PHOENICIA TURKEY TROT**

**WHEREAS**, the Town of Shandaken Town Board under §59 of the Town of Shandaken Code has the sole authority to approve applications for the purpose of a Public Assembly in excess of five hundred (500) persons, and

**WHEREAS**, the Town Board recognizes the benefits of public events to the economy of the Town and also recognizes the necessity to provide adequate protections and a safe environment for its residents and participants alike, and

**WHEREAS**, the Town is in receipt of documentation illustrating compliance under the law providing the necessary insurance, permits, security, parking, lighting, sanitation, emergency and evacuation requirements, and

**WHEREAS**, the Town Board is satisfied with the application from the **Phoenicia Turkey Trot** for their event to be held in **Phoenicia, NY on Saturday, November 30, 2013** from 7am until 4pm.

**THEREFORE BE IT RESOLVED**, that the Town of Shandaken Town Board hereby approves the permit for a Public Assembly to the Phoenicia Turkey Trot for their event and that a certified copy of this resolution shall suffice as the approval certificate.

**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 #134 - 13**

**OFFERED BY HIGLEY**

**HALLOWEEN CURFEW**

**WHEREAS**, the Town of Shandaken Town Board in prior years adopted a resolution pertaining to a Halloween Curfew to alleviate the damage resulting from unsupervised Trick or Treating.

**THEREFORE BE IT RESOLVED**, that a curfew throughout the Town of Shandaken is declared for the evening of Thursday, October 31, 2013, commencing at 9:00 PM and continuing until daylight. Said curfew to bar all children under the age of 18 unless accompanied by a parent or guardian from being on the streets, bridges, roadways or properties other than their own and empowering the Police to enforce the same.

**AND MOVES ITS ADOPTION**

Seconded by: STANLEY

**ROLL CALL**

	<b>AYES</b>	<b>NAYS</b>
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 #135 - 13**

**OFFERED BY BARTLETT**

**RESOLUTION AUTHORIZING WAIVER OF 30 DAY NOTIFICATION REQUIRED BY THE NEW YORK STATE LIQUOR AUTHORITY**

**WHEREAS, BOSTON CULINARY GROUP, Sunset Lodge**, has applied for a liquor license, and

**WHEREAS, BOSTON CULINARY GROUP, Sunset Lodge** has requested that the Town waive the 30 day notification required by the New York State Liquor Authority in an effort to expedite the granting of a liquor license to **BOSTON CULINARY GROUP, Sunset Lodge**, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Shandaken does hereby grant the request of the **BOSTON CULINARY GROUP, Sunset Lodge**, and does hereby waive the thirty (30) day Liquor License notice requirement to **BOSTON CULINARY GROUP, Sunset Lodge – Route 28 Belleayre Mountain, Highmount NY 12441**.

**AND MOVES ITS ADOPTION**

Seconded by: JORDAN

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 # 136-13**

**OFFERED BY: BERNSTEIN**

**APPROVAL OF PHOENICIA WATER RENTS**

**WHEREAS**, the Town Board must approve Water Rents for the Phoenicia Water District;

**THEREFORE BE IT RESOLVED**, that upon the recommendation of the Phoenicia Water District Billing Clerk, that bills totaling **\$42,013.22** be billed to the users within the Phoenicia Water District for **May 2013 through and including September 2013**.

**AND MOVES ITS ADOPTION**

Seconded by: HIGLEY

**ROLL CALL**

	<b>AYES</b>	<b>NAYS</b>
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 # 137-13**

**OFFERED BY: JORDAN**

**APPROVAL OF PINE HILL WATER RENTS**

**WHEREAS**, the Town Board must approve Water Rents for the Pine Hill Water District;

**THEREFORE BE IT RESOLVED**, that upon the recommendation of the Pine Hill Water District Billing Clerk, that bills totaling **\$29,533.32** be billed to the users within the Pine Hill Water District for **July 2013 through and including September 2013**.

**AND MOVES ITS ADOPTION**

Seconded by: BERNSTEIN

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>

**At the October 7, 2013 Town Board Meeting a motion was made by Stanley/Jordan to support The Town of Shandaken Recreation Committee’s Resolution passed on Sept. 16, 2013, which requests that the DEC Reconsiders their Classification of Big Indian Land Acquisition & “in it’s final determination, significantly expand the lands to “INTENSIVE USE” particularly expanding the recreational potential for lands adjacent the Belleayre Ski Center, allowing the residents of the town and it’s visitors to maximize the recreational activities available in the Town of Shandaken . Motion was passed:**

ROLL CALL

	AYES	NAYS
BOARD MEMBER BARTLETT	<u>      </u>	<u>  X  </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>