

**Town of Shandaken
County of Ulster
State of New York
Monday, May 6, 2013**

The Town of Shandaken Town Board conducted their Regular Monthly meeting as per Resolution #2. Minutes of the Monthly Regular Town Board Meeting held in Shandaken on Monday May 10, 2012 at 7pm at the Town Meeting Hall Rt. 28, Shandaken, NY.

**Pledge of Allegiance
Roll Call**

Members Present **Doris Bartlett, Board Member
Vincent Bernstein, Board Member
Alfred Higley, Jr., Board Member
Jack Jordan, Board Member
Robert Stanley, Supervisor**

Recording Secretary **Joyce Grant, Town Clerk**

On Jordan/Bartlett motion the Town Board unanimously approved the minutes of the April meeting as submitted by the Town Clerk.

Communications/Committee Reports:

Phyllis McGill – Supt. Of Onteora Central Schools – gave a presentation on the 2013-14 School Budget. School Budget vote is May 21st, 2-9pm at all 4 Elementary Schools.

Phoenicia Water- Rick Ricciardella - Waiting for Board of Health approval to do the High Loop project.

Pine Hill Water – Don Clark gave a report of the ongoing operations and repairs to the Pine Hill water system.

Museum – Bob Kalb announced there will be a Grand Opening Celebration of the museum on June 8th, 2-4pm. The museum is open now on weekends 10-4pm.

Recreation – Heather Roberts. Little League & Soccer are in full swing. We are looking forward to the Fish Frenzy in Phoenicia on Saturday May 25. A discussion was held about the Master Plan for Recreation in the Town. The finished draft is available for viewing on the Town’s website: www.shandaken.us

Shandaken Day will be Saturday August 24th, at the future site of the Catskill Interpretive Center in Mt. Tremper.

Fish Frenzy – will be Saturday May 25, starting at 10 am. FREE – Kids 15 and under. Casting Lessons, BBQ & Fishing. Kids can keep the equipment after. Call Town Clerks office to register. 845-688-5004.

Public Comment:

Questions from audience regarding the Town Board commenting on the Railroad & Belleayre projects: Supervisor Stanley replied that the board fully supports the railroad but will not “get involved in the fray which has become the Rail Trail Controversy, would not be appropriate at this time - we have not seen any hard figures or facts just a bunch of supposition of anticipated riders, walkers, train riders.. and so on. We hope that someone in Kingston sits down with our rail people to work this all out in an adult manner, instead of the games that they play.”

In regard to the Belleayre Project support or resolution – “The planning board will be sitting in judgement of this, the town board will have to decide on sewer, so we cannot pre judge where we stand – better for community, that we stay out of the fray on that – we will not be submitting any comment on that at this time.” We will be attending all meetings on this project.”



Town of Shandaken Town Board
Meeting Agenda
Regular Monthly Meeting
Monday, May 6, 2013

1. Pledge of Allegiance
2. Roll Call
3. Approval of previous T/B Meeting minutes
4. Supervisor's Financial Report
5. Communications
 - a. *Onteora Central School Board – Budget Presentation*
6. Committee Reports:
 - a. *Ambulance*
 - b. *Police*
 - c. *Phoenicia Water*
 - d. *Pine Hill Water*
 - e. *Museum*
 - f. *Recreation*
 - g. *Shandaken Day*
7. Public Comments on Resolutions
8. Motions:
9. Resolutions:
 73. Pay All Bills
 74. SAFARI – Advertise for Bids (Chichester Sites)
 75. SAFARI - Set Special Town Board Meeting – Thursday, May 23 @1pm
 - a. Flood Mitigation Draft Plan
 - b. Receive Bids for Stream Work
 76. SAFARI – Authorize Supervisor for Contract Extension
 - a. EWP (Emergency Watershed Protection funds)
 77. Recreation – Accept Draft Plan from P & R Board
 - a. Set Public Hearing – June 3, 2013 @ 6:30PM
 78. Recreation – Advertise for Summer Camp Counselors
 79. Recreation – Support for Hunter Mountain Spring Classic
 80. Recreation – Support for Women's Woodstock Cycling Grand Prix
 81. Legal – Liquor License Notification Waiver
 - a. Phoenicia Diner
10. Open Public Comment
11. Meeting Adjournment - *IN MEMORY OF: Walter Sisca, Sr. - Sydney Smith*

TOWN OF SHANDAKEN AMBULANCE SERVICE



PO BOX 91 PHOENICIA, NY 12464

April 2013 Report

Total calls received- 26

Total calls Belleayre- 1

Mutual aid given- 0

Mutual aid received- 1

Just twenty four hours ago your dedicated Police, Fire, and Ambulance workers were feverishly extracting a 27 year old male off of a local mountain following a 40 foot fall while rock climbing. As many of us are not avid climbers some of the risks to those that enjoy a walk along a trail are the same as those that climb. Remember to wear proper footwear, hike with a group, carry a map and compass, bring a charged cell phone (just in case), and be mindful of the wildlife- particularly of the slithering variety. Also make sure that you tell someone that is not with you that you are going on a trail, and check in with them when you are "out of the woods". If a sign in is present at the base of the trail please utilize it. Stay on the trail and use it for what it was meant for- if it's a hiking trail do not use it for ice climbing (particularly in the summertime).

Just announced from the Ulster County Ambulance Association and EMS Council were the recipients for the County EMS awards for 2012 and our own Medical Director, Richard Eric Stutt has been awarded the Physician of Excellence award for outstanding contributions to Local, Regional, and State EMS organizations. It is under Dr. Stutt's guidance and license that our Ambulance Service operates, and it is without a doubt that this recognition is well deserved. A big congrats to the Doc, and hopefully in true Shandaken fashion the nomination will not just stop at the County level.

UNIT NUMBER	MILEAGE	TOTAL
7850	59730	1082
7851	61872	397
625	23576	1311
626	85086	456

Stay safe out there!

Richard W. Muellerleile
Chief, Town of Shandaken Ambulance Service

Committed To Care In The Heart Of The Catskills

Supervisor Report April 2013

Supervisor's Interest	\$	1,485.79
Time Warner	\$	17,072.95
Ambulance Fees	\$	5,774.56
Phoenicia Library Rent		\$300.00
Phoenicia Library Electric (reimbursement)		\$86.98
Police Fees		\$15.00
Justice Fees	\$	10,160.00
Town Clerk Fees	\$	261.00
Building Permit Fees	\$	875.00
Planning Fees	\$	50.00
Zoning Fees	\$	495.00
Dog Licenses	\$	173.00
Parks & Recreation Fees	\$	50.00
Health Reimbursement	\$	156.50
Fuel Reimbursement	\$	29,651.30
Mariner Tower	\$	762.20
Pine Hill Water Rents		
Total	\$	67,369.28

SHANDAKEN POLICE DEPARTMENT MONTHLY REPORT			
Month of April 2013			
CHIEF W.JAMES MCGRATH			
Abandoned Vehicle	0	Mental Health Law	4
Abandoned 911's	0	Motorist Assists	1
Aggravated Harassments	0	Neighbor Disputes	0
Animal Complaints	3	Noise Complaints	2
Assaults	0	Parking Complaints	2
Assist Other Police Agency's	5	Property Disputes	0
Assist Town Ambulance	11	Property Damage Accidents	4
Assist Fire Department	2	Involving DEER	1
Automatic Alarms	5	Involving BEAR	0
Bad Checks	0	Personal Injury Accidents	0
Burglaries	2	Plates Lost M.V.	0
Criminal Mischief's	2	Public Lewdness	0
Criminal Possession Weapons	0	Reckless Endangerments	0
Check the Welfare	1	Robbery	0
Civil Matters	2	Suspicious Persons	1
Drug Possessions	0	Suspicious Vehicles	0
Drug Overdoses	0	Security Checks	39
Disorderly Subjects	3	Shots Fired Complaints	1
Domestic Disputes	3	Suicides Attempted	1
Driving While Intoxicated	0	Suicides	0
Larcenies	2	Traffic Details	19
Fights in Progress	0	Trespassing Complaints	2
General Town Complaints	7	Theft of Service Complaints	1
Grand Larcenies	0	Unattended Deaths	0
Harassment Complaints	1	V&T Complaints	16
Lock-out Assists	6	Water Rescues	0
Land-lord/Tenant disputes	0	Missing Persons	0
Littering/Dumping Complaints	0	Marijuana Possessions	0
Juvenile Complaints	2	Identity Theft	0
Endangering Welfare Complaints	0	TOTAL CALLS HANDLED	151
Violations	1	Uniform Traffic Tickets	29
Misdemeanors	3	Parking Tickets	1
Felonies	0	Warrants	0
Appearance Tickets	3	TOTAL ARRESTS	4
*****POLICE VEHICLE REPORT*****			
83 Patrol Miles	2650	83 Odometer Reading	91060
84 Patrol Miles	2385	84 Odometer Reading	4894
85 Patrol Miles	180	85 Odometer Reading	63234
86 Patrol Miles	1359	86 Odometer Reading	93730
87 Patrol Miles	975	87 Odometer Reading	148831
TOTAL MILES PATROLLED	7549		



Town of Shandaken

P.O. Box 134, 7209 Rte. 28, Shandaken, NY 12480

"The Heart of the Park... Where the Eagle Soars"

Supervisor: (845) 688-7165
 Police: (845) 688-9902
 Town Clerk: (845) 688-5004
 Justice Court: (845) 688-5005
 Assessor: (845) 688-5003
 ZBA/ZEO/Planning: (845) 688-5008
 Highway: (845) 688-9901
 Fax: (845) 688-2041

Upcoming Town Board Topics & Activity

Month OF May 2013

SAFARI: Tonight we have a few resolutions concerning Flood Mitigation Work and Planning. We will hold a special meeting on May 23rd to present the DRAFT Flood Mitigation Plan which has been in the works for more than a year. We also are preparing for a number of projects slated for the Stony Clove Creek. We hope to award this work over the coming month and completed before this fall.

Additionally, the Town of Shandaken has been identified as being eligible for \$3,000,000 in funding from New York State for what is called Community Reconstruction Zone funds. These monies are solely dedicated to the Town, note that Ulster County as a whole has been awarded the same amount. These funds are to plan large community resiliency projects that the Town chooses to support. This ties in nicely with the work completed thus far by the SAFARI Group. The upcoming plan identifies several project areas that would be eligible for this funding. These monies are for the planning and engineering process, which the Town hopes to apply for as soon as the State notifies us of all the program rules and begins accepting applications.

Recreation: Tonight the Town Board will officially accept the DRAFT Parks and Recreation Master Plan. The plan is posted on the Town Website and we will receive public comments over the next month. We'd like to thank the Parks and Rec Board for all their work on the plan with assistance from David Gilmour, planner.

We are also approaching the summer season so we will begin advertising for Summer Camp Counselors. Last Monday, the Town held a very successful event at the Phoenix Restaurant. The Town has raised over \$1700 for a new event we are calling the Shandaken Fish Frenzy. The donated funds will be used to purchase fishing equipment and t-shirts for Shandaken children age 15 and under. We are inviting them down to the Parish Field on Saturday, May 25th to learn and practice casting techniques. We will

provide them with a BBQ lunch and then proceed to the stream to hopefully catch some fish. This will be a Catch and Release event. We'd like to thank the Emerson Resort for being a very gracious host for the dinner event and for donating all the food. If you have a child that is interested in participating please have them contact the Town Clerk's Office at 688-5004 to reserve a spot. You must pre-register so we can ensure that we have enough gear and shirts for all the participants. We also asking if any adults would like to assist us in teaching casting, assisting streamside or helping with the BBQ. At the end of the day all participants will get to keep all of their equipment courtesy of the Town of Shandaken, Jimmy's Belleayre Ski Shop and Merrick Tackle.

Belleayre: As you may be aware, the DEC is again holding public hearings on several projects proposed within the Town of Shandaken. The first is hearing on the proposed Unit Management Plan for Belleayre Mountain Ski Center slated for May 22nd. The second hearings concern the proposed Belleayre Resort project adjacent to the Ski Center where two hearings are slated for May 29th (one at 3pm the next at 6pm). These meetings will be held at the Belleayre Ski Center and all are invited to comment. Public Comments will be received until June 24, 2013. The Town will post links to this information on our website.

In other Belleayre news the Town has learned that Belleayre management has decided to cancel the popular Fall Festival held annually on Columbus Day Weekend. We have already spoken to ORDA representatives, County Tourism Department and County Executive Mike Hein and voiced our concern over the loss of this wonderful event. This event has in the past generated 14-15,000 visitors dependent on the weather, last year the event brought 8,000 people. Their proposed replacement event slated for a single Saturday, September 29th is not sufficient to many of our lodging and restaurant establishments during peak leaf-peeping season. The Coalition to Save Belleayre has already decried the loss of this event and the Town of Shandaken joins them in the concerns being raised for our area. We are requesting a reinstatement of this event.

**Our next regular meeting is scheduled for
Monday, June 3, 2013 at 7pm.**

RESOLUTION # 73-13

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	\$	47,259.64
Highway		69,928.10
Phoenicia Water		10,387.86
Pine Hill Water		3,335.25
Phoenicia Lights		963.13
Chichester Lights		138.53
Pine Hill Lights		551.91

AND MOVES ITS ADOPTION

Seconded by: JORDAN
ROLL CALL: 5 AYES

RESOLUTION #74-13

OFFERED BY JORDAN

**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 NRCS (Natural Resources Conservation Service);

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

- A- Chichester Site 2&3
- B- Chichester Site 4

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 **Thursday May 16, 2013 @ 10am** 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 view, starting Tuesday, May 7, 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 **Thursday May 16th**, at 10am during the mandatory site visits with bids to be received no later than **3pm on Monday, June 3rd** to be opened at that evenings Town Board Meeting, in the Town of Shandaken Town Clerk’s Office, PO Box 67. Bids must be clearly marked “EWP BID” on the outside of the sealed bid and designate which bid (A, or B) is enclosed. **Bids will be awarded at a Special Meeting – tentatively scheduled for 1pm Monday June 10th, 2013.** The Town of Shandaken reserves the right to reject any and all bids.

AND MOVES ITS ADOPTION

Seconded by: BARTLETT
ROLL CALL: 5 AYES

RESOLUTION #75 - 13

OFFERED BY STANLEY

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 DRAFT Town Flood Mitigation Plan;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm on Thursday, May 23, 2013** for the purpose of conducting business related to being presented a DRAFT Flood Mitigation Plan,

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL: 5 AYES

RESOLUTION #76 - 13

OFFERED BY HIGLEY

RESOLUTION AUTHORIZING EWP FUND EXTENSION

WHEREAS, the Town of Shandaken has been awarded Emergency Watershed Protection (EWP) Funds from Natural Resources Conservation Service (NRCS) and the US Department of Agriculture to assist in flood recovery work within the town; AND

WHEREAS, the EWP funds are only available for a limited time and the Town is in need of an extension to secure and complete stream work projected for this construction season;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board hereby authorizes the Supervisor to sign an extension with NRCS to allow the Town of Shandaken time to complete necessary repairs to the stream corridor,

AND MOVES ITS ADOPTION

Seconded by: JORDAN
ROLL CALL: 5 AYES

RESOLUTION #77 - 13

OFFERED BY BARTLETT

**RESOLUTION SETTING PUBLIC HEARING FOR
PARKS AND RECREATION BOARD MASTER PLAN**

WHEREAS, the Town of Shandaken has been awarded a grant through the Hudson River Valley Greenway to create and establish a Town of Shandaken Parks and Recreation Master Plan; AND

WHEREAS, the Town of Shandaken hired Gilmour Planning to assist the Town in developing said plan with the guidance of the Town of Shandaken Parks and Recreation Board; AND

WHEREAS, the Parks and Recreation Board has thoroughly reviewed the document and has presented it to the Town Board;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board hereby accepts the DRAFT Parks and Recreation Master Plan and welcomes written public comment until 3pm on June 3, 2013.

BE IT FURTHER RESOLVED that the Town Board of Shandaken will hold a Public Hearing on said plan prior to its regularly scheduled meeting on Monday, June 3, 2013 @ 6:30pm to hear all comments on said plan.

AND MOVES ITS ADOPTION

Seconded by: STANLEY
ROLL CALL: 5 AYES

RESOLUTION #78-13

OFFERED BY BERNSTEIN

ADVERTISE FOR SUMMER CAMP COUNSELORS

WHEREAS, the Town of Shandaken annually operates a summer day camp, and
WHEREAS, the Town "Summer Recreation Program" is in need of qualified Counselors and Junior Counselors to operate the program

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken advertise for Counselors and Junior Counselors for their "Summer Recreation Program" and that said applications can be found in the Town Clerk's Office, and must be returned to the Supervisor's Office no later than Monday, June 3, 2013 at 3 pm.

AND MOVES ITS ADOPTION

Seconded by: JORDAN
ROLL CALL: 5 AYES

RESOLUTION #79-13

OFFERED BY JORDAN

RESOLUTION SUPPORTING HUNTER MOUNTIAN SPRING CLASSIC

WHEREAS, the Town of Shandaken has been approached concerning a new inaugural event for the Catskills being sponsored by Anthem Sports of Cambridge, NY, AND

WHEREAS, the new event is a bicycle race to be held on Saturday, May 11, 2013, and

WHEREAS, said race will consist of a course originating at Hunter Mountain, through Lexington into Shandaken from Rte. 42 to Rte. 214, Phoenicia and concluding at Hunter Mountain in Hunter, NY, and

WHEREAS, the Town of Shandaken fully supports recreational tourism ventures throughout the Town and the region as beneficial economic activities,

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken supports this new event known as the “Hunter Mountain Spring Classic,” and extends any courtesy as may be necessary to provide for the health, safety and welfare of the participants, visitors and residents alike

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL: 5 AYES

RESOLUTION #80-13

OFFERED BY STANLEY

**RESOLUTION SUPPORTING
WOMEN’S WOODSTOCK CYCLING GRAND PRIX**

WHEREAS, the Town of Shandaken has been approached concerning a new inaugural event for the Catskills, AND

WHEREAS, the new event is a bicycle race to be held on Sunday, May 12, 2013, and

WHEREAS, said race will consist of a course originating from Woodstock, NY, through and along Rte. 212 and Wittenburg Rd., in Mt. Tremper, NY and concluding in Woodstock, NY, and

WHEREAS, the Town of Shandaken fully supports recreational tourism ventures throughout the Town and the region as beneficial economic activities,

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken supports this new event known as the “Women’s Woodstock Cycling Grand Prix,” and extends any courtesy as may be necessary to provide for the health, safety and welfare of the participants, visitors and residents alike

AND MOVES ITS ADOPTION

Seconded by: JORDAN
ROLL CALL: 5 AYES

RESOLUTION # 81-13

OFFERED BY: HIGLEY

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

WHEREAS, CATSKILLS DINER HOLDINGS LLC, PHOENICIA DINER has applied for a liquor license, and

WHEREAS, CATSKILLS DINER HOLDINGS LLC, PHOENICIA DINER 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 CATSKILL DINER HOLDINGS LLC, PHOENICIA DINER and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Shandaken does hereby grant the request of the CATSKILLS DINER HOLDINGS LLC, PHOENICIA DINER and does hereby waive the thirty (30) day Liquor License notice requirement to CATSKILLS DINER HOLDINGS LLC, PHOENICIA DINER 5681 ROUTE 28, PHOENICIA, NY.

AND MOVES ITS ADOPTION

Seconded by: STANLEY
ROLL CALL: 5 AYES

All business pertinent having been discussed, the Town Board adjourned on a Stanley/Higley motion at 8:23.

Signed this 7th day of May, 2013
Joyce Grant Town Clerk