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January 2014

RESOLUTION #1-14

OFFERED BY BERNSTEIN

RULES OF PROCEDURE

WHEREAS, §63 of New York State Town law provides that the Town Board may determine the rules of its procedures:

THEREFORE BE IT RESOLVED, that the following "Rules of Procedure" for regular Town Board meetings be adopted.

The Town Supervisor, as Chairman of the Town Board, shall call meetings of the Town Board to order and shall be the Presiding Officer or Chair of the meeting, and as such shall officiate, maintain order and decorum, and permit public participation in an orderly manner and in accordance with the rules stated below.

1. **PLEDGE:** Call to order shall be followed by the pledge of allegiance to the flag of the United States of America.
2. **ROLL CALL:** The Chair shall request Roll Call of the Town Board members by the Town Clerk, and after determining that a quorum exists, the Town Supervisor shall declare the meeting open. The Town Supervisor shall read the agenda (if not already published and distributed) and proceed to the business of the Town Board at hand.
3. **MINUTES:** At each meeting following the new Town Board's January Special Organizational Meeting, the Chair shall provide opportunity for the Town Board to review the minutes of the previous meeting of the Town Board. Thereafter, the Chair shall entertain a motion to approve the minutes as presented or to amend.
4. **CORRESPONDENCE:** The Chair shall first call for acknowledgment and summary of any petitions or written communications received by the Town Board. Copies shall be given to the Town Clerk for recording into the minutes.
5. **COMMITTEE REPORTS:** The Chair shall recognize committee chairmen for their committees report.
6. **PUBLIC PARTICIPATION:** The Public will be invited to comment as requested on items appearing in the published agenda, expressing any views, opinions, requests, recommendations or questions to the Board to address and/or take under advisement in its deliberations. A maximum time limit of 30 minutes. The Public is requested to be brief with their comments.

7. CONDUCT NEW BUSINESS

a. **THE SUPERVISOR'S FISCAL REPORT** shall be the first order of new business. It shall set forth public monies received through the Town clerk's Office and other sources, and the disbursement of public monies. The Chair shall entertain motions to approve the Supervisor's Fiscal Report and to approve all necessary disbursements of public monies through authorized fund accounts. All actions of the Town Board concerning the Supervisor's Fiscal Report shall be by motion.

b. **RESOLUTIONS:** For its deliberations on new matters of Town Business, the Board will work from the written agenda distributed to Board members in advance, posted on the Town bulletin board and distributed at Board meetings to public. Formal actions of the Town Board must be authorized by motion or resolution of the Town Board. No motion or resolution shall be brought to a vote unless it has been presented to all members of the Town Board at least 48 hours prior to the opening of the meeting and on the Town website. In emergency circumstances, however, all of the above requirements may be waived by a vote of a majority of the Town Board present, provided there is a quorum.

c. Every motion or resolution must be seconded before discussion of the Town Board or the Supervisor calls for a vote. All motions and resolutions shall be recorded in their entirety in the minutes of the Town Board meeting. As a member of the town Board, the Supervisor may offer or second motions and resolutions.

d. Town Board members must recuse themselves from participation in discussion or voting on matters that involve a conflict of interest and must place in the minutes their reasons for recusal. Abstention from a vote shall only be permitted for reasons of conflict of interest, and not for political considerations.

8. PUBLIC PARTICIPATION: The Board recognizes the value of public participation but reminds the Public that it is a privilege. Please address the Board with respect and civility.

9. ADJOURNMENT: Following resolutions, and open agenda period, the Town Board meeting shall be adjourned by motion, in memory of residents deceased.

IF THE ABOVE RULES OF PROCEDURE SHOULD AT ANY TIME BE IN CONFLICT WITH STATUTORY LAW, THEN STATUTORY LAW PREVAILS.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

MEETING DATES

WHEREAS, under § 62 of the Town Law, the Town Board should adopt a resolution determining the time and place it shall hold its regular meeting; therefore be it

RESOLVED, that the regular meetings of the Town Board be held the first Monday of the Month (unless noted) in the Town Hall of Shandaken, New York on the following dates during the year 2014

January 6th	6:00 PM
February 3rd	7:00 PM
March 3rd	7:00 PM
April 7th	7:00 PM
May 5th	7:00 PM
June 2nd	7:00 PM
July 7th	7:00 PM
August 4th	7:00 PM
September 8th	7:00 PM (second Monday)
October 6th	7:00 PM
November 5th	7:00 PM (first Wednesday)
December 1st	7:00 PM

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

TOWN DEPOSITORY

WHEREAS, under § 64, Subdivision 1 of the Town Law, the Town Board should adopt a resolution designating a bank or banks, or trust company in which all Town Officials shall deposit all monies coming into their hands by virtue of their offices; therefore be it

RESOLVED, that **KEY BANK of NEW YORK**, and **COMMUNITY BANK N.A.** be and hereby are designated as depositories for the Town of Shandaken for the Fiscal Year 2014.

AND MOVES IT ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION # 4-14

OFFERED BY: STORMS

OFFICIAL NEWSPAPER

WHEREAS, under § 64, Subdivision 11 of the Town Law, the Town Board should adopt a resolution designating the Official Newspaper of the Town; therefore be it

RESOLVED, that the **Daily Freeman** be and hereby is the **Official Newspaper** for the Town of Shandaken, for the year 2014.

AND MOVES IT ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

MILEAGE ALLOWANCE

WHEREAS, under §12, notes of Decision 32 of the Town Law, a Town Officer is entitled to be paid a mileage allowance fixed by the Town Board; therefore be it

RESOLVED, that all Town Officers and employees be paid the IRS mileage rate of **\$0.56 per mile**, when discharging their duties as Town Officials.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

PARKING LOT LEASE

WHEREAS, the Town of Shandaken has entered into an agreement with Martin Millman to lease the parking lot adjacent to the Phoenicia Pharmacy in Phoenicia for the sum of \$1.00, for the fiscal year 2012 therefore be it

RESOLVED, that this agreement be extended for the fiscal year 2014 and all terms of said original contract be agreed upon.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION # 7-14

OFFERED BY: HIGLEY

EXPENSES FOR THE ASSOCIATION OF TOWNS' ANNUAL MEETING

WHEREAS, under § 102, notes of Decision 10, of the Town Law, Towns may incur obligations for compensation of Town Officers; therefore be it

RESOLVED, that the Town Board hereby authorizes the payment of expenses incurred, to all Town Officers attending the Annual Meeting of the Association of Towns, in an amount not to exceed \$1,000 each, with \$200 in advance with all expenses to be supported by voucher and receipts and be it further

RESOLVED that in the case of the Zoning Board of Appeals and the Planning Board a maximum of three will be allowed to attend.

AND MOVES ITS ADOPTION

Seconded by: STORMS

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

AMERICAN LEGION AND VETERANS OF FOREIGN WARS

WHEREAS, the annual budget approved by the Town Board provides monies for Patriotic Observances and Veteran's Organizations; and

WHEREAS, it has been the procedure to pay this money to the **American Legion and Veterans of Foreign Wars**, for said purposes; therefore be it

RESOLVED, that the sum of \$1,250.00 each be and hereby is appropriated for Rent of Rooms and Patriotic Observances for each of the organizations for the year 2014.

AND MOVES ITS ADOPTION

Seconded by:

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	_____	_____
BOARD MEMBER HIGLEY	_____	_____
BOARD MEMBER MALLOY	_____	_____
BOARD MEMBER STORMS	_____	_____
SUPERVISOR STANLEY	_____	_____

***TABLED – Two Board members (Bernstein & Malloy), would have to recuse due to being Veteran’s/Members of American Legion Post #950.**

PROGRAM FOR THE AGING & SENIOR NUTRITION PROGRAM

WHEREAS, the annual budget approved by the Town Board provides monies for the Program for the Aging and the Senior Nutrition Program, therefore be it

RESOLVED, that the sum of \$2,000.00 be and hereby is appropriated to the **Program for the Aging**, and

BE IT FURTHER RESOLVED, that the sum of \$2,000 be and hereby is appropriated for the **Senior Nutrition Program**.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

ATTORNEYS FOR THE TOWN

WHEREAS, the Town Board may, pursuant to Town Law, § 20 Subdivision 25, employ an attorney to give it such professional service and legal counsel; therefore be it

RESOLVED, that the Supervisor be empowered to utilize the services of **Kellar, Kellar & Javien** as General Counsel to the Town Board, **Greenwald & Doherty, LLP** as Labor Counsel and **Jacobowitz & Gubits, LLP** as Zoning and Planning Counsel.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	_____	<u> X </u>
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

TOWN AUDITOR

WHEREAS, the Town Board appoints all employees and officers of the Town pursuant to § 20 of the Town Law; therefore be it

RESOLVED that the firm of **Sickler, Torchia Allen & Churchill** be and hereby is reappointed Town Auditors and Accountants at an allowance up to \$20,000 as allocated in the 2014 budget.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

SALARIES

WHEREAS, under § 27 of the Town Law, the Town Board shall fix the salaries and expenses of Elective Officials for the Town; therefore be it

RESOLVED, that the annual salaries of said officers be and hereby are fixed and determined for the year 2014 and shall be as follows:

		SALARY
Supervisor -	Robert A. Stanley	33,000.00
Councilman –	Vincent Bernstein	9,000.00
	Alfred Higley, Jr.	9,000.00
	Timothy Malloy	9,000.00
	Faye Storms	9,000.00
Highway Supt. -	Eric Hofmeister	47,500.00
Clerk/Collector –	Joyce Grant	33,000.00
Assessor/Chairman -	Heidi Clerk	33,000.00
Assessor -	Peter DiModica	5,250.00
	Carol Seitz	5,250.00
Justice -	Tom Crucet	17,750.00
	Michael Miranda	17,750.00

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

DEPUTY SUPERVISOR

WHEREAS, under § 42 of the Town Law, the Town Board may create the post of Deputy Supervisor; therefore be it

RESOLVED, that the Town Board approve the appointment of Vincent Bernstein to act as Deputy Supervisor, in the absence of the supervisor, without compensation, for the year 2014.

AND MOVES ITS ADOPTION

Seconded by:

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	_____	_____
BOARD MEMBER HIGLEY	_____	_____
BOARD MEMBER MALLOY	_____	_____
BOARD MEMBER STORMS	_____	_____
SUPERVISOR STANLEY	_____	_____

*ON A Higley/Malloy Motion, the Town Board voted to Table this resolution, Board Member Bernstein "Respectfully declined the position of Deputy Supervisor."

SECRETARY / BOOKKEEPER TO THE SUPERVISOR

WHEREAS, under §29, Subsection 15, of the Town Law the Town Board may authorize the Supervisor to make a designation for the position of Full time Secretary/Bookkeeper to the Supervisor; therefore be it

RESOLVED, that the Town Board approve the appointment of **Diane O'Donnell** serve at the pleasure of the Supervisor, and receive \$11.29 per hour when discharging the duties of said office, not to exceed \$20,540, for the Fiscal Year 2014.

AND MOVES ITS ADOPTION

Seconded by: STORMS

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

SECRETARY / BOOKKEEPER TO THE SUPERVISOR

WHEREAS, under §29, Subsection 15, of the Town Law the Town Board may authorize the Supervisor to make a designation for the position of Part time Secretary/Bookkeeper to the Supervisor; therefore be it

RESOLVED, that the Town Board approve the appointment of **Patricia Heinz** to serve at the pleasure of the Supervisor, and receive \$13.16 per hour when discharging the duties of said office, not to exceed \$13,688.00, for the Fiscal Year 2014.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

DEPUTY HIGHWAY SUPERINTENDENT

WHEREAS, the Superintendent of Highways has requested that the Town Board establish the office of Deputy Superintendent of Highways,

THEREFORE BE IT RESOLVED that **Neil Grant** be reappointed to this position, without compensation for the Year 2014.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

SECRETARY TO HIGHWAY SUPERINTENDENT

WHEREAS, under § 20, Notes of Decision 9 of the Town Law, the Town Board shall appoint all employees of the Town; therefore be it

RESOLVED, that upon the recommendation of the Highway Superintendent, that **Sue Christiana** be appointed to serve as Secretary to the Highway Superintendent, and to serve at his pleasure, and to be paid \$12.36 per hour when performing the duties of said office, not to exceed \$25,712.00, with \$1000.00 additionally allotted for overtime, for the Fiscal Year 2014.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

DEPUTY TOWN CLERKS & TAX COLLECTORS

WHEREAS, under §30, Subdivision 10 of the Town Law, the Town Clerk determines the designation of Deputies, the Town Board shall determine by resolution the powers and duties of such deputies, and whether or not, such deputies shall be compensated by the Town;

THEREFORE BE IT RESOLVED, that the Town Board appoint, **Jacqueline Gugliemetti** as full time Deputy Town Clerk/Tax Collector and be paid \$13.72 per hour, not to exceed \$24,985 for the Fiscal Year 2014, and to perform the duties of the Town Clerk/Tax Collector in her absence and be it further

BE IT FURTHER RESOLVED, that **Amie Goodrich** be appointed as part time Deputy Town Clerk/Tax Collector and be paid \$10.55 per hour, not to exceed \$6,721 for the Fiscal Year 2014, and to perform the duties of the Town Clerk /Tax Collector in her absence

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

RECORDS MANAGEMENT AND INFORMATION OFFICER

WHEREAS, pursuant to §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town,

THEREFORE BE IT RESOLVED that **Joyce Grant** be and hereby is appointed Records Management Officer and Public Information Officer, and hold office at the pleasure of the Town Board, and receive no compensation for the discharge of said duties.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

CHAIRMAN OF BOARD OF ASSESSORS

WHEREAS, under §22b of the Town Law, the Town Board should designate the appointed officers and employees of the Town; therefore be it

RESOLVED, that **Heidi Clark** be appointed Chairman of the Board of Assessors for the Town of Shandaken and receive an annual salary of \$33,000.00 for the Fiscal Year 2014.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

ASSESSOR’S CLERK

WHEREAS, under § 20 of the Town Law, notes of Decision 9, the Town Board should designate all appointed officers and employees of the Town;

THEREFORE BE IT RESOLVED, that **Grace Grant** be and hereby is appointed Assessor’s Clerk, to assist in the Clerical duties of the Assessors, and be paid \$10.55 per hour, not to exceed \$19,215 for the Fiscal Year 2014, while discharging the duties of said office;

BE IT FURTHER RESOLVED that the Town Board does, for the purpose of calculating future benefit accruals, hereby recognize her start date as June 1, 2013 and that she is entitled to all the rights and benefits applicable to all civil service employees hired on or after said date, except that she will become eligible to participate in the Town’s health insurance plan as of January 1, 2014 and she shall not be entitled to retroactive monetary compensation for any Holidays prior to January 1, 2014

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

CLERK FOR THE JUSTICE COURT

WHEREAS, under § 20 of the Town Law, notes of Decision 9, the Town Board should designate all appointed officers and employees of the Town; therefore be it

RESOLVED, that **Wendy Helm** be reappointed as Clerk of the Justice Court, to assist in the Clerical Duties of the Town Justice Court and be paid an annual salary not to exceed \$24,059.00 for the Fiscal Year 2014 while discharging the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

POLICE COMMISSION

WHEREAS, pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all boards and commissions; therefore be it

RESOLVED, that **William Lundberg, Henry J. Strauss and Theodore R. Byron** be reappointed to the Police Commission for the year 2014

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

TOWN POLICE DEPARTMENT CHIEF

WHEREAS, pursuant to §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town,

THEREFORE BE IT RESOLVED that **James W. McGrath** be and hereby is appointed Police Chief for the Town of Shandaken Police Department, and hold office at the pleasure of the Town Board, and receive an annual salary not to exceed \$23,000.00 for the Fiscal Year 2014, while discharging the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

AMBULANCE TECHNICIANS

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 personnel be appointed to the Shandaken Town Ambulance at rates not to exceed the following for the Fiscal Year 2014:

Ambulance Chief - Richard Muellerliele at \$12,000 per year

Part Time Paramedics: at \$193.80 per 12 hour shift, including trips

Mark Bedell	Melvin Harrington	John Welch
William Black	Matthew Kay	Brendan Whalen
Duane Davis	Richard Muellerliele	Mike Williams

Full Time EMT - Ernest Longhi, Sr. at \$31,611.00 per year

Part Time EMT's: \$69.24 per 12 hour shift, & \$31.15 per trip

Julien Farges	Michael Janensch	Ernie Longhi Jr.
Dennis Frano	Tracy Longhi	Jack Spinneweber

Ambulance Drivers and Certified First Responders \$51.96 per shift, \$26.54 per trip

Kenneth Booth
Todd Carr
Courtney Carr
Gary Carr, Jr.
Concha Cowan
Jesse Cowan
Tom Crucet
Peter DiSclafani
Keith Johnson
Gerald Neal
Julian Palmer
Brian Perez
Cassandra Schmidt
John Rossitz, Jr.
Heather Witte

Equipment Manager - Dennis Frano at \$5,000 per year and

Training Official - Brendon Whalen at \$5,000 per year

and that said employees shall serve at the discretion of the Ambulance Chief and Town Board.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

PHOENICIA WATER COMMITTEE

WHEREAS, pursuant to §20 of the Town Law it is the duty to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED that **Alfred Peavy, John Kilb, Don Bucher, Nick Formont and George Blank** be appointed to the Phoenicia Water Committee and

BE IT FURTHER RESOLVED that **Alfred Peavy** chair this committee.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

SUPERINTENDENT OF PHOENICIA WATER DISTRICT

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

THEREFORE BE IT RESOLVED, that **Richard Ricciardella** hereby is reappointed Superintendent of the Phoenicia Water District, and hold office at the pleasure of the Town Board, and receive an annual salary, not to exceed \$20,088.00 to be disbursed once each month and expenses as allotted in the 2014 budget as pursuant to law, while discharging the duties of said office;

BE IT FURTHER RESOLVED that the Town Board, upon the recommendation of the Water Superintendent, hire laborers as the Water Superintendent deems necessary within budget constraints.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

PHOENICIA WATER DISTRICT BOOKKEEPER

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

THEREFORE BE IT RESOLVED, that Sue Christiana be and hereby is appointed Bookkeeper for the Phoenicia Water District, and be paid \$10.51 hourly, not to exceed \$2,500.00 for the Fiscal Year 2014, while discharging said duties,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

PHOENICIA WATER DISTRICT BILLING CLERK

WHEREAS, under §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town; therefore be it

RESOLVED, that **Sue Christiana** be and hereby is reappointed Billing Clerk for the Phoenicia Water District, and be paid at a rate of \$10.51 per hour, not to exceed \$1,350.00 for the Fiscal Year 2014, while discharging said duties,

BE IT FURTHER RESOLVED that she serve at the pleasure of the Town Board, Phoenicia Water Commissioner and the Tax Collector.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

PINE HILL WATER COMMITTEE

WHEREAS, pursuant to §20 of the Town Law it is the duty to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED that **Peter DiModica, Lowell Smith, Richard Schaedle, Michelle Wooton** and **Marge Lloyd** be appointed to the Pine Hill Water Committee, and

BE IT FURTHER resolved that **Michelle Wooton** chair this committee.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION # 31-14

OFFERED BY: STORMS

SUPERINTENDENT OF PINE HILL WATER DISTRICT

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

THEREFORE BE IT RESOLVED, that **Donald Clark** be and hereby is reappointed Superintendent of the Pine Hill Water District, and hold office at the pleasure of the Town Board, and receive an annual salary of \$23,734.00 to be disbursed once each month and expenses as allotted in the 2014 budget as pursuant to law, while discharging the duties of his office;

BE IT FURTHER RESOLVED that the Town Board, upon the recommendation of the Water Superintendent, hire laborers as the Water Superintendent deems necessary within budget constraints.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

PINE HILL WATER DISTRICT BOOKKEEPER

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

THEREFORE BE IT RESOLVED, that **Patricia Heinz** be and hereby is appointed Bookkeeper for the Pine Hill Water District, and be paid an annual salary not to exceed \$350.00 for the Fiscal Year 2014,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

PINE HILL WATER DISTRICT BILLING CLERK

WHEREAS, under §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town; therefore be it

RESOLVED, that **Sue Christiana** be and hereby is reappointed Billing Clerk for the Pine Hill Water District, and be paid at a rate of \$10.51 per hour, not to exceed \$1,200.00 for the Fiscal Year 2014, while discharging said duties,

BE IT FURTHER RESOLVED that she serve at the pleasure of the Town Board, Pine Hill Water Commissioner and the Tax Collector.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

PLANNING BOARD MEMBER

WHEREAS pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all Boards and Commissions

THEREFORE BE IT RESOLVED that **Donald Brewer** be reappointed to the Shandaken Planning Board with his term to expire in December 31, 2020.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

RESOLUTION APPOINTING CHAIRMAN OF PLANNING BOARD

WHEREAS, pursuant to §20 of the Town Law, it is the duty of the Town Board to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED, that **Joanne Kalb** be reappointed as Chair of the Planning Board for the year 2014

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

ZONING BOARD OF APPEALS MEMBER

WHEREAS pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all Boards and Commissions

THEREFORE BE IT RESOLVED, that **Joe Michaels** be reappointed to the Zoning Board of Appeals with his term to expire in December 31, 2018.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

RESOLUTION APPOINTING CHAIRMAN OF ZONING BOARD OF APPEALS

WHEREAS, pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED that **Tom Hickey** be reappointed as Chair of the Zoning Board of Appeals for the year 2014

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

**APPOINTMENT OF
MUNICIPAL CODE OFFICER**

WHEREAS, pursuant to Town Law §20 & §138 and pursuant to §'s 116_63, 116_64 and 77_11 of the Code of the Town of Shandaken, Municipal Code Officer in the Town is responsible for the enforcement of Zoning, Flood Plain Administration, Building Ordinances and rules and regulations;

THEREFORE BE IT RESOLVED, that **Albert Frisenda** be appointed as Municipal Code Officer to be paid an annual salary not to exceed \$19,103.00 and mileage while on Town Business for the Fiscal Year 2014, while dispensing the duties of said office,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	_____	<u> X </u>
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

BUILDING DEPARTMENT SECRETARY

WHEREAS, under §20 of the Town Law it is the duty of the Town Board to appoint all employees of the Town;

THEREFORE BE IT RESOLVED, that **Gina Komuves-Barta**, be appointed as Building Department Secretary with an hourly rate of \$10.55, not to exceed \$19,215 and serve at the pleasure of the Planning Board, Zoning Board of Appeals, Municipal Code Officer and be accountable to the Town Board while dispensing duties of said office,

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

**RESOLUTION APPOINTING
PARKS AND RECREATION BOARD MEMBERS**

WHEREAS, pursuant to §20 of the Town Law, it is the duty of the Town Board to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED, that **Carole Urban** be reappointed as **Parish Field Park Manager** and **Alexandria Stanley** be reappointed as **Glenbrook Park Manager** with both terms to end December 31, 2016 and that both shall serve without compensation at the pleasure of the Town Board,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

TOWN HISTORICAL MUSEUM BOARD AND MUSEM DIRECTOR

WHEREAS, The Town Board recognizes the Town of Shandaken Museum Board of Directors.

THEREFORE BE IT RESOLVED that **Richard Bennett, Richard Der Airs, Catherine Greenburg, Robert Kalb, June LaMarca, Rusty Mae Moore, Nancy Smith, MaryLou Stapleton and Selleck Warren** are hereby recognized as being on the Town of Shandaken Historical Museum Board and that **Robert Kalb** is the Chair of the Board.

BE IT FURTHER RESOLVED that **Kathleen Myers** be reappointed as **Museum Director** and that she receive \$10.25 hourly not to exceed \$5,876.00 as per the 2014 Town Budget while dispensing duties of said office,

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

TOWN HISTORIAN

WHEREAS, under §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town and the Town Board wishes to appoint a Town Historian;

THEREFORE BE IT RESOLVED, that **Nancy Smith** be reappointed Historian, for the Town of Shandaken for the year 2014, without compensation while performing the duties of said office

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

ETHICS COMMITTEE

WHEREAS, Pursuant to Chapter 20 of the Code of the Town of Shandaken, Article III §20 -7 Establishment of a Board of Ethics,

THEREFORE BE IT RESOLVED, that **Richard Loveless, Helen Morelli and Glen Buchinger** be reappointed as the Ethics Committee for the Town of Shandaken and to serve at the pleasure of the Town Board and follow Chapter 20 of the Code of the Town of Shandaken

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

DOG CONTROL OFFICER AND DOG ENUMERATOR

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

THEREFORE BE IT RESOLVED, that **Nancy Hudler** be hereby reappointed Dog Control Officer and Enumerator for the year 2013 and shall receive an annual salary not to exceed of \$8,645.00 and **XXXXXX** be hereby appointed Assistant Dog Control Officer and shall receive an annual wage of \$4,000.00 and contractual expenses of \$4,000 for expenses incurred pursuant to law contained within the 2014 Budget, when discharging the duties of said offices at the pleasure of the Board.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

RECYCLING ATTENDANT

WHEREAS, under §20 of the Town law, the Town Board should designate all appointed officers and employees of the Town;

THEREFORE BE IT RESOLVED, that **Joe Rotella, Jr** be reappointed as **Recycling Attendant** and be paid \$10.25 hourly, not to exceed \$8,216.00, as per the 2014 Town Budget while dispensing duties of said office.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

MUNICIPAL WORKER

WHEREAS, Pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all employees of the Town

THEREFORE BE IT RESOLVED that **Robert Gasperini** be reappointed as the Municipal Worker for the Town of Shandaken for 2014, at \$9.23 per hour, not to exceed \$13,325.00, while dispensing duties of said office,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION # 47-14

TABLED

OFFERED BY:

SOCIAL SERVICES OFFICER

WHEREAS, under Municipal Affairs, the State Comptroller, §71-1098 grants the Town Board the right to authorize someone to act as Town Social Services Officer;

THEREFORE BE IT RESOLVED, that the Town Board approve **James W. McGrath** to act as Social Services Officer, to be paid an annual salary up to \$1,000.00, and be allowed expense money in the amount of \$300 for expenses incurred pursuant to law, when discharging the duties of said office.

AND MOVES ITS ADOPTION

Seconded by:

ROLL CALL

AYES

NAYS

BOARD MEMBER BERNSTEIN

BOARD MEMBER HIGLEY

BOARD MEMBER MALLOY

BOARD MEMBER STORMS

SUPERVISOR STANLEY

***On a Storms/Malloy motion the Town Board voted to Table this Resolution.**

DIRECTOR OF CIVIL DEFENSE

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

THEREFORE BE IT RESOLVED, that **Gary Carr, Jr.** be reappointed as director of Civil Defense for the Town of Shandaken with no compensation for the year 2014.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

ADVANCE PAYMENT OF UTILITY BILLS

WHEREAS, under § 118, notes of Decision 2 of the Town Law, the Town Board may authorize payment of public utility services, in advance of audit of claims;

THEREFORE BE IT RESOLVED, that the Town Board authorize the Supervisor to pay said bills in advance of audit of claims.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

RESOLUTION # 50-14

OFFERED BY: HIGLEY

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	\$	46,021.27
Highway		67,732.34
Phoenicia Water		8,809.41
Pine Hill Water		440.96
Phoenicia Lights		1,040.12
Chichester Lights		145.68
Pine Hill Lights		564.06

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	ABSENT	<u> </u>

February 10, 2014 Resolutions
RESOLUTION # 51-14

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	\$	93,357.69
Highway		113,437.67
Phoenicia Water		9,736.09
Pine Hill Water		2,369.86
Phoenicia Lights		1,091.10
Chichester Lights		149.39
Pine Hill Lights		610.12

AND MOVES ITS ADOPTION

Seconded by: MALLOY
ROLL CALL: 5 AYES

RESOLUTION # 52-14 (13-14)

OFFERED BY: STANLEY

DEPUTY SUPERVISOR

WHEREAS, under § 42 of the Town Law, the Town Board may create the post of Deputy Supervisor;

THEREFORE BE IT RESOLVED, that the Town Board approve the appointment of **Tim Malloy** to act as

Deputy Supervisor, in the absence of the supervisor, without compensation, for the year 2014.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL: 4 AYES, 1 RECUSE (MALLOY)

RESOLUTION # 53-14 (8-14)

OFFERED BY: MALLOY

AMERICAN LEGION AND VETERANS OF FOREIGN WARS

WHEREAS, the annual budget approved by the Town Board provides monies for Patriotic Observances and Veteran's Organizations; and

WHEREAS, it has been the procedure to pay this money to the **American Legion and Veterans of Foreign Wars**, for said purposes; therefore be it

RESOLVED, that the sum of \$1,250.00 each be and hereby is appropriated for Rent of Rooms and Patriotic Observances for each of the organizations for the year 2014.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL: 3 AYES, 2 RECUSE (BERNSTEIN, MALLOY) Members of Post #950

RESOLUTION # 54-14

OFFERED BY HIGLEY

RESOLUTION ADVERTISING FOR TOWN ENGINEERING AND PLANNING FIRMS

WHEREAS, the Town of Shandaken is in need of assistance in developing and reviewing multiple plans and data in several areas including, but not limited to: FEMA funded projects, NY Rising projects, storm-water projects, water system upgrades for two municipal districts, and assisting the Town Planning and Recreation Boards in their planning activities when requested;

THEREFORE BE IT RESOLVED that the Town of Shandaken advertise for an Engineering and Planning firm to assist the Town in these endeavors and make submissions to the Town containing all necessary information outlined in the Request For Proposal (RFP) attached to this resolution; and

BE IT FURTHER RESOLVED, that any bid proposals be received no later than 12pm on Monday, March 10, 2014 in the Town of Shandaken Town Clerk's Office, 7209 Rte 28, Shandaken, NY 12480. Bids should be clearly marked "E&P BID Proposal" on the outside of the sealed bid proposal. The Town will hold a Special Town Board meeting on Monday, March 10, 2014 at 1pm in the Shandaken Town Hall (7209 Rte. 28, Shandaken, NY 12480) to review the proposals and will notify the successful firm when selected. The Town of Shandaken reserves the right to reject any and all bids.

AND MOVES ITS ADOPTION

ROLL CALL: 4 AYES, 1 NAY (BERNSTEIN)

Project Description and Preliminary Scope of Work

The Town of Shandaken is soliciting proposals from qualified engineering and planning firms for assistance in the following:

Project Description

Assist the Town of Shandaken in multiple existing and forthcoming projects and future unidentified projects involving planning, engineering and construction components.

Completion Date

Work will be evaluated annually and reappointment will be at the discretion of the Town.

Scope of Work

Professional services required are likely to include:

- Assist Town with identified and future FEMA projects
- Assist NY Rising Committee on identified projects
- Assist Shandaken Flood Group (SAFARI) on identified Flood Mitigation Projects and Ordinances
- Assist Town Planning Board with review and possible revisions to existing Town Code
- Assist Town Planning Board with review and possible revisions to existing Comprehensive Plan
- Survey work including land elevations
- Detailed Construction plans illustrating depths, lengths and materials needed
- Detailed estimates of costs for both materials and construction

Other: The successful firm **must** have familiarity with HEC-RAS modeling, GIS mapping, Flood Insurance Issues (FEMA, NFIP, CRS, mapping) and previous experience with the NYS DEC, NYC DEP, Army Corps of Engineers, USDA-NRCS.

Submittal Content

The proposal must be organized in sections containing the following information:

- **Description of Firm.** Describe your firm's legal structure, areas of expertise, length of time in business, number of employees, and other information that would help to characterize the firm. Provide the address of the main office (for legal purposes) and the address of the office that will manage the project.
- **Experience.** Briefly describe other projects executed by your firm that demonstrate relevant experience; however, extensive descriptions of vaguely related projects are discouraged. Also list all public sector clients for whom you have performed similar work in the past five years. Please highlight projects illustrating work within the Catskill Forest Preserve and the New York City West-of Hudson Watershed. For each project mentioned, include the name, address and phone number of a person who can be contacted regarding your performance on the project. When submitting projects for which your firm worked in an auxiliary capacity or in a joint venture or partnership, include the name and address of the lead firm as well as the name and addresses of the other firms with which you worked.
- **Personnel.** Provide a professional resume for the key people proposed to be assigned to the project (including any important sub-consultants), and describe relevant related experience. Describe key personnel's proposed roles and responsibilities on this project. Submittals must identify a proposed project manager, who would be responsible for the day-to-day management of project tasks and would be the primary point of contact with your firm. An organization chart of the project team may be appropriate but not required.
- **Costs.** Provide a schedule of the hourly rate of each person who would be working on this project and set forth a detailed description of any other costs, disbursements and expenses that would be charged to the town by the firm.

- **Project Approach.** Describe the tasks that must be accomplished to complete the project. Provide a narrative description of how the firm proposes to execute the tasks. If applicable, discuss any unique aspects of the project, alternate approaches the Town of Shandaken might wish to consider, or special considerations related to programmatic/ funding requirements. Your firm should rely on its expertise and experience with similar projects to demonstrate how it will effectively complete the project.
- **Project Schedule.** Provide a schedule of past general projects and activities indicating the duration of each activity and of the total project, including a schedule of Personnel assigned to project. The schedules should reflect actual activity durations.

Brochures or other material that may be helpful in evaluating your firm may be included in an appendix of the proposal.

Additional Information

Questions regarding the project may be directed to Supervisor Robert A. Stanley at:

Town of Shandaken
P.O. Box 134, Shandaken, New York 12480
(845) 688 – 7165
shandakensupervisor@yahoo.com

The following may be requested from, or viewed at, Town offices at 7209 Rte. 28, Shandaken, NY 12480,

- Town Map
- Town Zoning Maps
- Town Flood Maps (including new preliminary maps)
- Town Infrastructure Maps (including water districts)
- Town Codes
- Other pertinent material (as requested)

Submittal Deadline

Seven copies of the proposal must be received no later than 12:00 p.m. on February 26, 2014 at the Town Clerk's Office, Town of Shandaken, 7209 Rte. 28, Shandaken, NY 12480. Proposals received after the deadline will not be considered.

Selection Process

Proposals will be ranked based on the factors set forth below and the Town of Shandaken Town Board, in its discretion, may choose to interview several of the top ranked firms or it may reject all of the applicants. However, at its discretion, the Town of Shandaken may dispense with interviews and select a firm to perform the work. Firms will be evaluated on the basis of the following factors:

- Firm History and Capability to Perform Project
- Relevant Project Experience
- Qualifications of Project Team
- Familiarity with Area and Project
- Project Approach and Schedule
- References
- Cost Proposal

- Responsibility/capability to complete the work as required

A selection committee appointed by the Town of Shandaken will assist with firm evaluations and make recommendations to the Town Board of Shandaken who will make the final selection. The Town of Shandaken expects to evaluate proposals at a Special Town Board meeting scheduled for 1:00pm on Wednesday, February 26, 2014 and in due course, will provide written notification to the awarded firm. The Town of Shandaken reserves the right to reject any and all proposals.

Equal Opportunity/ Affirmative Action Employer

All qualified applicants will receive consideration without regard to race, color, religion, creed, sex, age, or national origin.

RESOLUTION # 55-14

OFFERED BY STORMS

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING

WHEREAS, the Town of Shandaken needs to conduct certain Town business in a timely fashion concerning a Request For Proposals advertising for a Town Engineering and Planning firm;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm on Monday, March 10, 2014** for the purpose of conducting business related to review and hiring of a Town Engineering and Planning firm,

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL: 4 AYES, 1 NAY (BERNSTEIN)

RESOLUTION #56-14

OFFERED BY BERNSTEIN

**RESOLUTION CONCERNING DEVELOPMENT AND USE OF THE ULSTER
COUNTY OWNED
ULSTER AND DELAWARE RAILROAD RIGHT-OF-WAY**

WHEREAS, the County of Ulster, New York State, owns 38.61 miles of the former Ulster & Delaware (U&D) railroad right-of-way extending from the City of Kingston westward to the Delaware County border at Highmount near Belleayre Mountain Ski Center, of which nearly sixteen (16) miles are located in the Town of Shandaken; and

WHEREAS, the Catskill Mountain Railroad (CMRR) holds a lease with Ulster County for the U & D railroad corridor that expires in 2016; and

WHEREAS, continuing legal battles between these entities increases costs for both a local tourist attraction and the County of Ulster, whose funds are provided by the taxpayers of Ulster County, and accomplishes nothing but exacerbates a relationship between two entities

who should be working toward a common goal beneficial for all the parties involved, most notably the taxpayers and residents of the County of Ulster and Town of Shandaken; and

WHEREAS, the Town of Shandaken supports the existing operations of the CMRR and recognizes the economic benefits it currently provides for our local community, the Town of Shandaken Town Board desires that the existing railroad operations from Phoenicia to Boiceville be allowed to continue or be expanded in order to reach their maximum economic potential for the Town of Shandaken; and

WHEREAS, the Town of Shandaken also recognizes the potential economic and health benefits of a proposal for cooperative use of the corridor as rail with trail corridor thereby increasing the accessibility, use and economic benefits of the corridor; and

WHEREAS, trail construction could be accomplished parallel to the railroad tracks, or constructed atop the railroad tracks in areas where railroad activity is not anticipated over the next five years without removing railroad infrastructure; and

WHEREAS, the Delaware & Ulster Railroad (DURR), located in Arkville, Delaware County, New York State has expressed interest in re-establishing and extending its operations east into Ulster County;

THEREFORE, BE IT RESOLVED that the Town of Shandaken requests that all involved parties immediately cease their legal efforts and sincerely enter into discussions to work out a solution agreeable for all parties involved, including the taxpayers of the Town of Shandaken and County of Ulster; and

BE IT FURTHER RESOLVED that the Town of Shandaken requests that Ulster County representatives work to ensure continuing operations of current tourism railroad activities, especially from Phoenicia to Boiceville; and

BE IT FURTHER RESOLVED that the Town of Shandaken additionally requests that Ulster County representatives work cooperatively with the DURR to extend its operations to Big Indian, Ulster County, New York; and

BE IT YET FURTHER RESOLVED that a copy of this resolution be sent to the following: Honorable Governor Andrew Cuomo, United States Senators Charles Schumer and Kirsten Gillibrand, United States Representative Chris Gibson; New York State Senate Majority Leader Dean Skelos and New York State Senators James Seward, John Bonacic, William J. Larkin and Cecelia Tkaczyk; New York State Assembly Speaker Sheldon Silver and New York State Assembly Members Kevin Cahill, Claudia Tenney, Frank K. Skartados and Peter Lopez; Ulster County Legislative Chair John Parete And the Ulster County Legislature; Ulster County Executive Michael P. Hein; the Ulster County Railroad Advisory Committee; the Ulster County Trails Advisory Committee; the Town of Hurley Town Board; the Town of Olive Town Board; the Town of Ulster Town Board; the City of Kingston City Council; the Town of Middletown (Delaware County) Town Board

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL: 3 AYES, 2 NAYS (MALLOY, STORMS)

RESOLUTION # 57-14

OFFERED BY MALLOY

**RESOLUTION ESTABLISHING
SCENIC BYWAY MANAGEMENT ENTITY COMPOSITION**

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 process includes establishment of a formal management entity for the By-Way; and

WHEREAS, there is no financial or other obligation attached to this step; and

WHEREAS, formalization of the management responsibilities during the final NYSDOT review and approval process will facilitate the process; and

WHEREAS, the Supervisors and Mayors in each of the following Towns and Villages along the proposed By-Way (Olive, Shandaken, Middletown, Fleischmanns, Margaretville and Andes) have established the NYS Route 28 Municipal Leaders Group comprised of the Supervisors and Mayors of each respective municipality;

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Shandaken, Ulster County, New York, does hereby recognize the *NYS Route 28 Municipal Leaders Group* as the **Board of Directors** for the proposed Catskill Mountain Scenic By-Way under the following guidelines:

- 1) The Board of Directors shall be comprised of the current Supervisor or Mayor of each municipality along the proposed By-Way as such:
 - a. Town of Andes Supervisor
 - b. Town of Middletown Supervisor
 - c. Town of Olive Supervisor
 - d. Town of Shandaken Supervisor
 - e. Village of Fleischmanns Mayor
 - f. Village of Margaretville Mayor
- 2) The Board of Directors shall elect Officers (Chair, Vice-Chair and Secretary) annually or upon a vacancy created by election, resignation from elected office or death.
- 3) If a vote/action is required by the Board of Directors, the members shall first receive approval through formal resolution by each of their respective municipal governing (Town/Village) Boards.

- 4) If direct funding is requested/suggested from each municipality *OR* from a specific municipality for a specific project, the municipality retains their right to approve or deny funding under Home Rule Statutes of New York State and each member must receive approval for any funding through formal resolution of their respective municipal governing (Town/Village) Board.
- 5) If any municipality denies the direct funding request, direct funding shall not be committed or required from that municipality.

BE IT FURTHER RESOLVED, the Town Board of Shandaken also recognizes the establishment of Central Catskill Mountain Collaborative as the ***Advisory Board*** to the Board of Directors for the proposed Catskill Mountain Scenic By-Way under the following guidelines:

- 1) The Advisory Board shall be comprised of two (2) members of each municipality along the proposed By-Way as such:
 - a. Each municipality shall appoint one (1) municipal representative member from one of their existing formal municipal boards (Town, Planning, Zoning, Recreation, etc.).
 - b. Each municipality shall appoint one (1) at-large member (either a resident or business owner) who shall not be on any existing formal municipal board.
 - c. Each municipality may elect to vote for one (1) alternate member within any of the above criteria to act in the absence of either primary advisory member.
- 2) Each municipality's advisory members shall be appointed or re-appointed annually by each of the following municipal governing boards: Town Board of Andes; Town Board of Middletown; Town Board of Olive; Town Board of Shandaken; Village Board of Fleischmanns; Village Board of Margaretville.
- 3) The Advisory Board shall elect Officers (Chair, Vice-Chair, Treasurer and Secretary) annually or upon a vacancy created by election, resignation or death. At no time shall one municipality maintain more than one member as an Officer on the Advisory Board.
- 4) The Advisory Board members shall carry votes on the Advisory Board **ONLY**.
- 5) The Advisory Board Chair, or designee, is required to attend the Board of Directors meetings to relay discussions within the Advisory Board.

BE IT YET FURTHER RESOLVED, the Town Board of Shandaken also hereby reaffirms that the Central Catskills Chamber of Commerce will continue performing the duties of ***Interim Administrator*** as outlined and adopted in October 2013 by this Board through Resolution 130-13

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL: 3 AYES, 2 NAYS (BERNSTEIN, HIGLEY)

RESOLUTION # 58-14

OFFERED BY STANLEY

RESOLUTION APPOINTING CENTRAL CATSKILL COLLABORATIVE MEMBERS

WHEREAS, the Town of Shandaken is a member community of the Central Catskills Collaborative which includes the municipalities of Andes, Fleischmanns, Margaretville, Middletown, and Olive; and

WHEREAS, the Town is requested to annually appoint two standing members and one alternate to the Collaborative;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board hereby appoints Town Board Member **Faye Storms** and **Doris Bartlett** as the standing representatives and Parks and Recreation Board Chair **Martie Gailes** as the Alternate member for the Town of Shandaken on the Catskill Collaborative Committee for the year 2014

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL: 4 AYES, 1 NAY (HIGLEY)

RESOLUTION # 59-14

OFFERED BY: HIGLEY

ASSISTANT DOG CONTROL OFFICER

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

THEREFORE BE IT RESOLVED, that **Tom Rinaldo** be hereby appointed Assistant Dog Control Officer for the year 2014 and shall receive an annual salary not to exceed \$4,000.00 when discharging the duties of said office at the pleasure of the Board.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL: 5 AYES

RESOLUTION # 60-14

OFFERED BY: STORMS

HIGHWAY PLOWING OF TOWN CHURCHES & FIREHOUSES

WHEREAS, the Town of Shandaken shall perform certain snow plowing and sanding services during the winter of 2013 - 2014 for and on the premises of the St Francis de Sales Church in

Phoenicia, Shandaken Methodist Church in Shandaken, Phoenicia Methodist Church in Phoenicia and Shandaken Community Church in Mt. Tremper.

WHEREAS, the Town of Shandaken shall perform certain snow plowing and sanding services during the winter of 2013 - 2014 for and on the premises of the Mt. Tremper, Phoenicia, Shandaken, Big Indian - Oliverea and the Pine Hill Firehouses,

THEREFORE BE IT RESOLVED, that for and in consideration of such snow plowing and sanding services the said Churches & Firehouses shall EACH pay to the Town of Shandaken the sum of \$1.00 receipt whereof is hereby acknowledged,

BE IT FURTHER RESOLVED, that said churches and firehouses shall save the Town of Shandaken free of any claims, causes of action or liability for damages to persons or property arising out of the services to be performed by the Town of Shandaken, its agents, servants or employees in the performance of this agreement.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL: 5 AYES

**RESOLUTION # 61-14
BERNSTEIN**

OFFERED BY

PLANNING BOARD MEMBER

WHEREAS pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all Boards and Commissions

THEREFORE BE IT RESOLVED that ALAN SHINER be appointed to the Shandaken Planning Board with his term to expire in December 31, 2018.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL: 5 AYES

RESOLUTION # 62-14

OFFERED BY: STANLEY

RELEASE OF U.R.G.E.N.T. FUNDS

WHEREAS, pursuant to the Ulster County Regional Enforcement Narcotics Team (U.R.G.E.N.T.) Cooperative Agreement and the Inter-Municipal Agreement for the year 2013 between the Town of Shandaken and the County of Ulster, the Town of Shandaken is eligible for a distribution of monies seized by URGENT in the amount of \$1,000;

THEREFORE BE IT RESOLVED, the Town Board of the Town of Shandaken has authorized the general release related to this distribution and has authorized the Supervisor of the Town of Shandaken to sign the general release required in order for funds to be released by the County of Ulster on behalf of URGENT.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL: 5 AYES

March 3, 2014

RESOLUTION # 63-14

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	\$ 49,282.51
Highway	52,762.31
Phoenicia Water	5,937.25
Pine Hill Water	
Phoenicia Lights	1,073.88
Chichester Lights	147.90
Pine Hill Lights	602.90

AND MOVES ITS ADOPTION

Seconded by: Malloy
Roll Call – 4 AYES, 1 ABSENT (Higley)

RESOLUTION #64-14

OFFERED BY Stanley

PARKINSON’S AWARENESS MONTH PROCLAMATION

WHEREAS, Parkinson’s Disease is a progressive neurological movement disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson’s Action Network, the Parkinson’s Disease Foundation, the American Parkinson’s Disease Association and the National Institutes of Health, there are over one million American’s diagnosed with Parkinson’s disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson’s, more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson's disease; and

WHEREAS, a multidisciplinary approach to Parkinson's disease care includes local wellness, support and caregiver groups; and

WHEREAS, April has been proclaimed as World Wide Parkinson's Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson's disease.

NOW, THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board does hereby proclaim **April 2014 as Parkinson's Awareness Month in the Town of Shandaken**

AND MOVES ITS ADOPTION

Seconded by: Storms

Roll Call – 4 AYES, 1 ABSENT (Higley)

March 24, 2014

RESOLUTION #65-14

OFFERED BY STANLEY

RESOLUTION APPROVING ENGINEERING & PLANNING FIRM BID

WHEREAS, Pursuant to Resolution #54-14, the Town of Shandaken Town Board advertised for bids for Engineering & Planning firms to assist the Town in upcoming projects.

WHEREAS, bids were received at the Town Clerk's Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later than 12pm on Monday, March 10, 2014 with bids to be opened at the Town Board meeting on the same date at 1pm;

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approve the bid from

MILONE E. MACBROOM 134 Main St. Ste A1, New Paltz, NY 12561

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	__X__	_____

BOARD MEMBER MALLOY X _____
BOARD MEMBER STORMS X _____
SUPERVISOR STANLEY X _____

April 7, 2014

RESOLUTION # 66-14

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	\$ 56,187.76
Highway	16,146.81
Phoenicia Water	8,402.66
Pine Hill Water	2,502.09
Phoenicia Lights	1,008.77
Chichester Lights	142.41
Pine Hill Lights	574.91

AND MOVES ITS ADOPTION

Seconded by: MALLOY
ROLL CALL 5 AYES

RESOLUTION # 67-14

OFFERED BY: MALLOY

RESOLUTION SUPPORTING PROTECTION OF POLLINATORS

WHEREAS, Worldwide, approximately 1,000 plants grown for food, beverages, fibers, spices and medicines need to be pollinated by animals in order to produce the goods on which we depend. and,

WHEREAS, the use of herbicides, pesticides or fungicides has greatly reduced the population of these insects and animals.

Therefore, BE IT RESOVED

We, the people of the town of Shandaken, pledge to protect our pollinators as follows:

1. We pledge not to use herbicides, pesticides, or fungicides
2. We pledge to plant milkweed, and/or not cut milkweed, since it is the only plant on which monarch butterflies can lay their eggs and a plant that supports many other species, but not in fields that will be mowed for hay.
3. We pledge to plant some native flowers, shrubs and/or trees.
4. We pledge not to plant GMO crops

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL 3 AYES (Storms, Stanley, Malloy) 2 NAYS (Bernstein, Higley)

RESOLUTION # 68-14

OFFERED BY: STANLEY

SUPPORT OF ULSTER COUNTY CLERKS RESOLUTION TO RECTIFY MAIL DELIVERY PROBLEMS

WHEREAS, at a meeting of the Ulster County Town Clerks and Tax Receivers Association held on February 20, 2014 at the Town of Esopus, Ulster County, it was discovered Townships and Villages throughout the region are having serious problems with mail delivery, including the timely delivery and receipt of annual tax bills: and

WHEREAS, delays in the delivery of tax bills, official mail, utility bills and important notices with deadlines impede governmental functions and responsibilities; and

WHEREAS, it was decided to contact Local, County, State and Federal elected officials, and invite them to a meeting of the Ulster County Town Clerks and Tax Receivers Association to bring this serious problem to their attention and to seek their assistance to address it; and

WHEREAS, Local, County, State and Federal Officials named below were each invited to attend the March 20th meeting of the Ulster County Town Clerk's and Tax Receivers Association:

- . Town of Woodstock Supervisor, Jeremy Wilber, Ulster County Legislator, Donald Gregorius, Ulster County Legislator, Chairman, John Parete, Ulster County Executive, Michael Hein, New York State Senator, Cecilia Tkaczyk, New York State Senator, Terry Gipson, New York State Senator, James Seward, New York State Senator, John Bonacic, New York State Senator, William Larkin, New York State Assemblywoman, Claudia Teney, New York State Assemblyman, Frank Skartados, New York State Assemblyman, Peter Lopez, New York State Assemblyman, Kevin Cahill
- . United States Senator, Kirsten Gillibrand, United States Senator, Charles Schumer
- . United States Congressman, Chris Gibson, and United States Congressman, Patrick Maloney

WHEREAS, members of the Ulster County Town Clerks and Tax Receivers Association held its regular meeting on March 20, 2014 at the Town of Woodstock offices; and

WHEREAS, Officials unable to attend or send a representative requested minutes of the meeting; and

WHEREAS, the Ulster County Town Clerks and Tax Receivers Association members enumerated to the gathered body the many instances where delays in the delivery of mail caused serious problems for Ulster County Town Clerks and Tax Receivers; and

WHEREAS, it is the opinion of the Ulster County Town Clerks and Tax Receivers Association problems with the timely delivery and receipt of mail began to worsen from the time local mail processing was transferred from Kingston to Newburgh and then to Albany; and

WHEREAS, the problem impedes governmental functions and responsibilities, thus angering and confusing constituents; and

WHEREAS, Ulster County Town Clerks and Tax Receivers Association considers this problem to be of the utmost importance; therefore

BE IT RESOLVED, the Ulster County Town Clerks and Tax Receivers Association calls upon our County, State and Federal Representatives to take the steps necessary to rectify these problems and improve the timely delivery and receipt of mail; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent by the Town Clerk, to the Ulster County Executive, and to the State and Federal officials named herein, AND

BE IT FURTHER RESOLVED, that the Shandaken Town Board **HEREBY** fully supports their efforts in resolving all issues involving the US mail for the benefits of our Town residents.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL 5 AYES

RESOLUTION #69-14

OFFERED BY HIGLEY

RESOLUTION SUPPORTING 2nd ANNUAL
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 SATURDAY MAY 3rd, 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 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: MALLOY

ROLL CALL 5 AYES

MAY 5, 2014

RESOLUTION # 70-14

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	\$ 43,450.87
Highway	36,807.82
Phoenicia Water	12,723.13
Pine Hill Water	34.99
Phoenicia Lights	1,099.13
Chichester Lights	150.00
Pine Hill Lights	614.39

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

**RESOLUTION APPROVING PUBLIC ASSEMBLY PERMIT
FOR THE PHOENICIA INTERNATIONAL FESTIVAL OF THE VOICE**

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 International Festival of the Voice** for their event to be held in **Phoenicia, NY on Wednesday July 30 – Sunday August 3, 2014**

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

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 2, 2014 at 3 pm.**

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	__X__	_____

RESOLUTION #73 -14

TABLED

OFFERED BY

RESOLUTION TO ALLOCATE FUNDS FOR PAVING OF TOWN ROADS

WHEREAS, the Town of Shandaken Highway Department currently has reserve monies available in its current Fund Balance, and

WHEREAS, the Highway Superintendent, has identified the following roads for repaving or improvements during the 2014 Fiscal Year:

- Pine Lane, Mt. Tremper
- Miller Rd., Mt. Tremper
- Mount Laurel Rd., Phoenicia
- Water Works Rd., Phoenicia
- Silver Hollow Rd., Chichester
- Rion Rd., Chichester
- Herdman Rd., Phoenicia
- Pantherkill Rd., Woodland Valley
- Woodland Valley Rd., *Upper Portion*
- Erika Drive, Bushnellsville
- Rudy Frank Rd., Shandaken
- U&D Turnpike, Highmount
- Highlands Rd., Highmount

THEREFORE BE IT RESOLVED, the Town Board of Shandaken hereby allows release of the funds necessary for paving or improvement of the above listed roads during the current Fiscal Year 2014.

AND MOVES ITS ADOPTION

TABLED

RESOLUTION # 74 -14

OFFERED BY STORMS

RESOLUTION SUPPORTING PLANNING BOARD PROFESSIONAL ASSISTANCE

WHEREAS, the Town of Shandaken Planning Board had advertised for professional services to assist them in the Site Plan Review for the proposed Belleayre Resort Proposal, and

WHEREAS, the Planning Board has selected **The Chazen Companies** located in **Troy, New York** as their preference at a meeting held on Tuesday, April 22, 2014, and

WHEREAS, these services are to be paid through an escrow account monies provided by Crossroads' Ventures, LLC

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken reasserts and supports the selection of The Chazen Companies for the sole purpose of assisting the Town Planning Board with review of the Site Plan for the proposed Belleayre Resort and to pay any bills associated from provided escrow account monies for such

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION #75 -14

OFFERED BY BERNSTEIN

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER GRANT CONTRACTS

WHEREAS, the Town of Shandaken has been awarded a total of \$102,000 (one hundred two thousand dollars) in Stream Management Implementation Project (SMIP) grant monies from the Ashokan Watershed Stream Management Program (AWSMP), and

WHEREAS, these grant monies will be provided to the Town for various activities with no matching funds required from the Town, and

WHEREAS, the following projects are to be funded over the coming months:

<u>Contract #</u>	<u>Project</u>	<u>Amount Awarded</u>
AWSMP-2013-78 \$10,000.00	Woodland Creek Grade Control at Fawn Hill Bridge	
AWSMP-2013-79	Fox Hollow Bridge Grade Control at Panther Mtn. Park	\$10,000.00
AWSMP-2013-80	Fox Hollow Rd. Grade Control at Herdman Bridge	\$10,000.00
AWSMP-2013-78 \$72,000.00	Local Flood & Feasibility Analysis (Phoenicia/Mt. Tremper)	

THEREFORE BE IT RESOLVED the Town Board of Shandaken hereby authorizes the Town Supervisor to enter into contract for these SMIP grants with AWSMP to implement these projects as soon as possible

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION # 76-14

OFFERED BY: MALLOY

BUILDING/ZONING/PLANNING DEPARTMENT SECRETARY

WHEREAS, the current Building, Zoning & Planning Secretary has submitted a letter of resignation effective Friday, May 9, 2014; and

WHEREAS, under §20 of the Town Law it is the duty of the Town Board to appoint all employees of the Town; and

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken hereby accepts the resignation of **Gina Komuves-Barta** and that **JULIA LARGE** be appointed as **Interim Building, Zoning and Planning Department Secretary** with an hourly rate of \$10.30, not to exceed \$11,750.00 for the remainder of the Fiscal Year 2014 and serve at the pleasure of the Planning Board, Zoning Board of Appeals, Municipal Code Officer and be accountable to the

Town Board while dispensing duties of said office,

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	__X__	_____

June 2, 2014

RESOLUTION # 77-14

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	\$ 47,801.01
Highway	29,660.68
Phoenicia Water	3,181.17
Pine Hill Water	1,141.62
Phoenicia Lights	1,182.97
Chichester Lights	157.10
Pine Hill Lights	650.51

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	__X__	_____
BOARD MEMBER HIGLEY	__X__	_____
BOARD MEMBER MALLOY	__X__	_____

c, whichever comes first.

NOW, THEREFORE, BE IT RESOLVED, that **Ricarda O’Conner** be appointed Town of Shandaken Marriage Officer –This resolution shall take effect immediately. Appointment expires June 2, 2018.

AND MOVES ITS ADOPTION

Seconded by: STORMS

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION #80-14

OFFERED BY: STORMS

AUTHORIZE THE TOWN OF SHANDAKEN TOWN CLERK TO SELL E-Z PASSES

WHEREAS, Town Clerk, Joyce Grant has presented an offer to the Town Board of the Town of Shandaken an opportunity to offer the retail sale of E-Z Passes through the NY State Thruway Authority, and

WHEREAS, the Town of Shandaken Town Clerk will purchase E-Z Pass tags for the cost of \$21.00 per tag from the Thruway Authority for resale at a cost of \$25.00 per tag, allowing the Town of Shandaken to keep \$4.00 per sale, and

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Shandaken hereby authorize the Town of Shandaken Town Clerk to sell E-Z Pass Tags in the Town Clerk’s Office provided all legal requirements are complied with.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION #81-14

OFFERED BY: BERNSTEIN

RESOLUTION FOR TIME ACCRUALS IN NYS RETIREMENT SYSTEM

WHEREAS, the New York State Retirement System requires a report be filed with their offices listing those employees and elected and appointed officials enrolled in the System

THEREFORE, BE IT RESOLVED, that the Town of Shandaken hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records.

	<u>ELECTED OFFICIAL TITLE</u>	<u>Standard Work Day Hrs.</u>	<u>Participates in Time Keeping System (Y/N)</u>	<u>Days/Month base on Record</u>
Rob	Supervisor	7	Y	23
Faye	Town Council Member	7	Y	6
Alfie	Town Council Member	7	Y	6
Heidi	Town Assessor	7	N	22
Pete	Town Assessor	7	Y	5
Carol	Town Assessor	7	Y	5
Joyce	Town Clerk	7	Y	21
Tom	Town Justice	7	N	6
Eric	Highway Superintendent	8	N	26
	<u>APPOINTED OFFICIAL TITLE</u>	<u>Standard Work Day Hrs.</u>	<u>Participates in Time Keeping System (Y/N)</u>	<u>Days/Month base on Record</u>
Don	Pine Hill Water Superintendent	7	N	11
Rick	Phoenicia Water Superintendent	7	N	23
Nancy	Part Time Dog Warden	7	Y	10
Jim	Police Chief	8	Y	10
Rich	Ambulance Chief	7	Y	16

AND MOVE ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION # 82-14

OFFERED BY MALLOY

RESOLUTION AUTHORIZING CONTRACT FOR USE OF

BELLEAYRE BEACH FOR SHANDAKEN SUMMER RECREATION DAY CAMP

WHEREAS, the Town of Shandaken operates a Summer Recreation Day Camp (CAMP) for the benefit of its residents, and

WHEREAS, the CAMP will operate daily from 9am until 4pm on Tuesdays through Thursdays from July 08, 2014 through August 14, 2014, and

WHEREAS, the Belleayre Day Use Area (BEACH) is a local attraction that annually hosts our CAMP; And

WHEREAS, The Olympic Regional Development Authority (ORDA) currently operates the BEACH,

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board authorize the Town Supervisor to enter into agreement with the ORDA to operate the CAMP at the BEACH for the 2014 summer season.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	ABSENT	_____

RESOLUTION #83-14

OFFERED BY: HIGLEY

RESOLUTION AUTHORIZING CONTRACT WITH UCAT

WHEREAS, the Town of Shandaken Summer Recreation Program runs from Tuesday, July 08, 2014 through and including Thursday, August 14, 2014, and

WHEREAS, the Ulster County Area Transit (UCAT) system has provided us with the required daily transportation for the camp participants and counselors excluding field trip dates of Wednesdays, July 30 and August 13, 2014.

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board authorize the Town Supervisor to enter into agreement with UCAT in order to provide said transportation for those dates for program participants and employees

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 88-14

OFFERED BY: STANLEY

RESOLUTION HIRING - TOWN POLICE - PART-TIME CHIEF

WHEREAS, pursuant to §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town,

THEREFORE BE IT RESOLVED that **CHAD STOREY** be, and hereby is appointed Part-Time Police Chief for the Town of Shandaken Police Department, and hold office at the pleasure of the Town Board, Starting July 19, 2014, and receive a bi-weekly salary of \$769.23 for the remainder of Fiscal Year 2014, while discharging the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 89-14

OFFERED BY: HIGLEY

AUTHORIZING CONTRACT WITH NYSEG – UTILITY UPGRADES

WHEREAS, The Supervisor is seeking to use Good Neighbor Funds to enter into a contract with NYSEG for Utility Upgrades in Town Buildings.

THEREFORE BE IT RESOLVED that Town of Shandaken Town Supervisor be allowed to enter into a contract with NYSEG to upgrade utilities in Town buildings.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 90--14

OFFERED BY: STORMS

HIGHWAY – ADVERTISE FOR HEAVY EQUIP. MACHINE OPERATOR

WHEREAS, pursuant to §20 of the Town Law, the Town Board should designate all appointed officers and employees of the Town,

WHEREAS, the Town of Shandaken Highway department is seeking a Heavy Equipment Machine Operator with Extensive Diesel Mechanics Background.

THEREFORE BE IT RESOLVED that the Town advertise for before mentioned position.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 91-14 (86-14)

OFFERED BY: BERNSTEIN

RESOLUTION SUPPORTING PLANNING BD. HIRING OF ATTORNEY

WHEREAS, under §20 of the Town Law it is the duty of the Town Board to appoint all employees of the Town; and

WHEREAS, the Town of Shandaken Planning Board has requested an attorney to assist in Legal Matters.

WHEREAS, the Planning Board has selected **McCabe & Mack LLP** located in **63 Washington Street, Poughkeepsie NY** at an hourly rate of **\$200 per hr.**, as their preference at a meeting held on June 11, 2014, and

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken reasserts and supports this selection for the sole purpose of assisting the Town Planning Board in Legal Matters.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #92-14

OFFERED BY STANLEY

RESOLUTION FOR RENEWAL OF TOWN INSURANCE

WHEREAS, the Town of Shandaken has Marshall & Sterling Insurance, 103 Executive Drive, New Windsor, New York, for the Town Insurance, and

WHEREAS, our current policy terminates on July 15, 2014,

THEREFORE BE IT RESOLVED that the Town Board contract with Marshall & Sterling Insurance for the period (July 15, 2014 –Dec. 31, 2014), Not to exceed \$36,000.00

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #93-14

OFFERED BY STANLEY

RESOLUTION AWARDING TRANSPORTATION BID FOR SUMMER RECREATION PROGRAM FIELD TRIPS

WHEREAS, the Town of Shandaken Summer Recreation Program will be taking two field trips during the coming season, and

WHEREAS, The Town advertised to receive bids for the following field trips:

- 2 School busses for round-trip to and from the Ulster County Fair on Wednesday, July 30, 2014.
- 2 School busses for round-trip to and from Zoom Flume Water Park on Wednesday, August 13, 2014.

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board award the Transportation contract to - **TONCHE TRANSIT - 5181 Rt. 28, Mt. Tremper, NY 12457**

Total Price – Both trips \$2,150.00.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	Recuse - Relative	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 94-14

OFFERED BY: HIGLEY

RESOLUTION APPOINTING SUMMER RECREATION COUNSELORS

WHEREAS, under § 20, Notes of Decision 9 of the Town Law, the Town Board shall appoint all employees of the Town,

THEREFORE BE IT RESOLVED, that upon the recommendation of the Director and Assistant Director of the Town of Shandaken Summer Recreation Program that the following individuals be hired as follows:

- Senior Counselors** @ \$225. Weekly – Gabrielle Harp & Daniel Rice
- Returning Counselors** @ \$200 weekly: Shalimar Santiago, Nicholas Grant, Jessica Boyer,
- First Year Counselors** @ \$175 weekly: Joe Relyea, Jr, Rachael Harp, Meghen Heidenberg, Campbell Fletcher, Darry Dyer, David Petrie 3rd, Molly Betthead

Please be advised that: All paid counselors shall receive 4 hours compensatory pay for mandatory orientation as required under state law.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #95-14

OFFERED BY STORMS

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING

WHEREAS, the Town of Shandaken needs to conduct a Town Meeting pertaining to the the proposed changes by the United States Postal Service for the Highmount & Big Indian Post Offices.

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting - prior to our next regular meeting - at **6 pm on Monday, August 4, 2014** with

representatives from the USPS to discuss the future of said Post Offices.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #96-13

OFFERED BY: BERNSTEIN

RESOLUTION APPOINTING SUMMER RECREATION DIRECTOR AND ASSISTANT

WHEREAS, under § 20, Notes of Decision 9 of the Town Law, the Town Board shall appoint all employees of the Town;

THEREFORE BE IT RESOLVED that the Town Board of the Town of Shandaken appoints the following personnel:

Rayla-Suzan Hart – Recreational Director (\$600 weekly)
Manuela Jean-Pierre – Assistant Recreation Specialist (\$400 weekly)

For the purpose of coordinating and managing the Town of Shandaken Summer Recreation Program to run from Tuesday, July 08, 2014 through and including Thursday, August 14, 2014.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	ABSENT	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

August 4, 2014

RESOLUTION # 97-14

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	\$ 75,412.57
Highway	34,570.42
Phoenicia Water	3,955.47
Pine Hill Water	3,474.60
Phoenicia Lights	896.77
Chichester Lights	132.80
Pine Hill Lights	523.96

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL **5 AYES**

RESOLUTION # 98-14

OFFERED BY MALLOY

**RESOLUTION TO RE-NEW MEMORANDUM OF UNDERSTANDING WITH CORNELL
COOPERATIVE EXTENSION OF ULSTER COUNTY AND ASHOKAN WATERSHED STREAM
MANGAMENT PROGRAM**

WHEREAS, the Town of Shandaken has had a Memorandum of Understanding (MOU) with the Cornell Cooperative Extension and the Ashokan Watershed Stream Management Program (AWSMP) located in Phoenicia, New York; and

WHEREAS, the MOU with AWSMP has assisted the Town in in several capacities over the past few years, including funding for flood protection and stream stabilization work, financing infrastructure protection as well as improving professional knowledge and understanding of the watershed; and

WHEREAS, the Town and AWSMP would like to continue this mutually beneficial agreement understanding that this MOU shall remain in good standing until or upon thirty (30) days written notice to terminate said MOU by either party.

THEREFORE BE IT RESOLVED the Town Board of Shandaken hereby approves renewing the MOU with AWSMP,

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN
ROLL CALL **5 AYES**

RESOLUTION # 99-14

OFFERED BY STANLEY

**RESOLUTION APPROVING TRANSFER OF CELL TOWER GROUND LEASE FROM MARINER'S
TOWERS TO SBA TOWERS**

WHEREAS, the Town of Shandaken currently holds a Ground Lease and Lease Extensions for a cell tower on the Town Gravel Bank on Rte. 42, Shandaken, NY; and

WHEREAS, Mariner Tower II, LLC (MARINER) currently owns said cell tower and is the second party to the Ground Lease Agreement and Lease extensions for a period to terminate on December 31, 2036; and

WHEREAS, MARINER has initiated transfer of assets to SBA Towers V, LLC (SBA) including said cell

tower; and

WHEREAS, the Town Attorney and Town Supervisor have reviewed the documents to transfer the Ground Lease and Amendments from MARINER to SBA and found the language to be consistent with the existing agreement between the Town and MARINER;

THEREFORE BE IT RESOLVED, the Town of Shandaken Town Board hereby approves the transfer of said Ground Lease and Amendments for the cell tower located on Town-owned property and authorize the Town Supervisor to approve said transfer to SBA Towers V, LLC.

AND MOVES ITS ADOPTION

Seconded by: MALLOY
ROLL CALL 5 AYES

RESOLUTION # 100-14

OFFERED BY HIGLEY

RESOLUTION APPROVING EASEMENT AGREEMENT WITH MARGARETVILLE TELEPHONE COMPANY

WHEREAS, the Town of Shandaken has been approached by Margaretville Telephone Company (MTC) concerning acquiring an easement for fiber-optic cables to connect to the Cell Tower located at the Town of Shandaken Gravel Bank on Rte. 42 in Shandaken, NY; and

WHEREAS, the Town's Highway Superintendent has determined that said easement and placement of two telephone poles will not impede nor interfere with Highway operations; and

WHEREAS, the Town's Attorney has reviewed said easement and given his approval of said agreement,

THEREFORE BE IT RESOLVED, the Town of Shandaken Town Board hereby approves the easement requested from MTC for lands adjacent to the Highway Gravel Bank on Rte. 42 in Shandaken, NY

AND MOVES ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 101-14

OFFERED BY STORMS

RESOLUTION APPROVING TOWN VEHICLE PURCHASE

WHEREAS, the Town of Shandaken Assessors, Building & Zoning, Dog Control and Supervisor's Offices are using the same vehicle for their respective business, and

WHEREAS, the current vehicle is insufficient to provide adequate service for all these departments and creates scheduling issues and increase mileage payouts to employees, and

WHEREAS, the Town has available funds in its existing Capital Improvement Budget line available for vehicle replacements

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board, approve the release of these funds for the purchase of a **2003 Chevy Trailblazer** (VIN # 1GNDT13S632154904) from **Brookside Hardware Ltd., 4242235 State Route 28, Margaretville, NY 12455** for the price of **\$3,995.00** plus a trade-in of the **2008 Ford Crown Victoria** (VIN # 2FAHP71V28X154651) currently owned by the Town.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL 5 AYES

RESOLUTION # 102-14

OFFERED BY BERNSTEIN

**RESOLUTION ADVERTISING FOR COSTRUCTION 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 Creek 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:

Stony Clove Lane 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 Thursday, August 7, 2014 @ 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 purchase bid documents, starting Tuesday, August 5, 2014 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 may purchase bid packets on Thursday, August 8, 2014 at 10am during the mandatory site visits with bids to be received no later than 12pm on Monday, August 18, 2014 in the Town of Shandaken Town Clerk's Office, PO Box 67. Bids must be clearly marked "STONY LANE 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 Wednesday, August 20, 2014 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 5 AYES

RESOLUTION # 103-14

OFFERED BY MALLOY

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETINGS

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 18, 2014** for the purpose of conducting business related to receiving bids for said Stream Project,

THEREFORE BE IT FURTHER RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm on Wednesday, August 20, 2014** for the purpose of conducting business related to awarding bids for said Stream Project,

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL 5 AYES

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

WHEREAS, UGO New York LLC, d/b/a Graham & Co., 80 Route 214, Phoenicia NY 12464, has applied for a liquor license, and

WHEREAS, UGO New York LLC, d/b/a Graham & Co., 80 Route 214, Phoenicia NY 12464, 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 UGO New York LLC, d/b/a Graham & Co., 80 Route 214, Phoenicia NY 12464 and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Shandaken does hereby grant the request of the UGO New York LLC, d/b/a Graham & Co., 80 Route 214, Phoenicia NY 12464, and does hereby waive the thirty (30) day Liquor License notice requirement to UGO New York LLC, d/b/a Graham & Co., 80 Route 214, Phoenicia NY 12464

AND MOVES ITS ADOPTION

Seconded by: HIGLEY
ROLL CALL 5 AYES

August 20, 2014

Resolution 105-14

Offered by: Stanley

RESOLUTION APPROVING BID STONY CLOVE LANE BANK & CHANNEL RESTORATION

Whereas, the Town of Shandaken Town Board advertised for bids for restoration to the Stony Clove Lane Bank & Channel, pursuant to Resolution 102-14 at the August 4th 2014 meeting; and

Whereas, Bids were received at the Town Clerk's Office, Shandaken Town Hall, 7209 Rt. 28, PO Box 67, Shandaken, NY 12480 no later than 12pm on Monday August 18, 2014 with bids to be opened at the Town Board meeting on the same date at 1pm.

The following bids were received and accepted as qualified bidders:

**Hubbell Companies 46124 State Highway 30, Margaretville NY 12455
\$499,880.00**

Goff Construction 12633 Rt. 23A Prattsville, NY 12468 \$697,000.00

Therefore Be It Resolved, that the Town of Shandaken Town Board approve the bid from:

**Hubbell Companies 46124 State Highway 30 Margaretville NY 12455
For bid amt. of \$499,880.00**

AND MOVES ITS ADOPTION
Seconded by: Malloy

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

September 8, 2014

RESOLUTION # 106-14

OFFERED BY: MALLOY

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	\$ 43,190.50
Highway	23,240.85
Phoenicia Water	4,159.00
Pine Hill Water	197.50
Phoenicia Lights	845.60
Chichester Lights	128.48
Pine Hill Lights	500.84

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #107-14

OFFERED BY STANLEY

**RESOLUTION TO AUTHORIZE SUPERVISOR TO SIGN
A ONE-YEAR EXTENSION FOR SMART GROWTH GRANT**

WHEREAS, the Town of Shandaken has been awarded a Smart Growth Grant through the NYS-DEC; and
WHEREAS, the Town of Shandaken has started work through this grant including Pavilion Repairs at Glenbrook Park, New Town-wide Welcome Signage and Informational Kiosks; and

WHEREAS, the Town of Shandaken anticipates this work to continue over the next year,

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Shandaken hereby authorizes the Supervisor to sign an agreement extending the Grant period for an additional one-year period.
AND MOVES ITS ADOPTION

Seconded by: **MALLOY**

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #108-14

OFFERED BY HIGLEY

**RESOLUTION APPOINTING
PARKS AND RECREATION BOARD MEMBER**

WHEREAS, pursuant to §20 of the Town Law, it is the duty of the Town Board to appoint all Boards and Commissions,

THEREFORE BE IT RESOLVED, that **Kathy Williams** be appointed **Glenbrook Park Manager** with term to end December 31, 2016 and shall serve without compensation at the pleasure of the Town Board,
AND MOVE ITS ADOPTION

Seconded by: **STORMS**

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

TOWN POLICE DEPARTMENT P/T OFFICER

WHEREAS, The Town of Shandaken, is a Town of the second class; and

WHEREAS, there is a Town Police Department; therefore be it

RESOLVED, that, pursuant to the Town Law of the State of New York § 20 (1) (b), the Town Board hereby appoints the following individuals as Police Officers to receive compensation as indicated:

NAME	COMPENSATION
1. William Shaw	\$19.17 per hour
2. Ralph Leiter	\$19.17 per hour
3. Paul Rossa Jr.	\$19.17 per hour
4. John Van den Dooren	\$19.17 per hour

And that said police officers shall have all powers conferred upon police officers by the general laws of the State of New York including but not limited to and such powers, not inconsistent with law, as are hereinafter set forth; and that said police officers shall have all powers designated in § 2.20 of the Criminal Procedure Law of the State of New York and shall have the following special duties:

1. To enforce all local laws, ordinances and regulations of the Town of Shandaken.
2. To enforce the Vehicle and Traffic Law of the State of New York to the extent that police officers may be so permitted by the general laws of the State of New York.
3. To enforce such Penal Statutes as police officers are permitted to enforce pursuant to the general laws of the State of New York, and in furtherance of said special duties police officers are hereby authorized the use, of a Town Vehicle to be known as a police officer's vehicle which may be equipped with emergency lights in accordance with applicable sections of the Vehicle and Traffic Law, and may use the State and County radio to the extent permitted by the general laws of the State of New York, and may carry fire arms while on duty in compliance with the general laws of the State of New York pertaining to Police Officers generally.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	_X_	_____
BOARD MEMBER MALLOY	_X_	_____
BOARD MEMBER STORMS	_X_	_____
SUPERVISOR STANLEY	_X_	_____

POLICE COMMISSION

WHEREAS, pursuant to §20 of the Town Law it is the duty of the Town Board to appoint all boards and commissions; therefore be it

RESOLVED, that **James W. McGrath** be appointed to the Shandaken Police Commission for the remainder year, 2014.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	_ X _	_____
BOARD MEMBER MALLOY	_ X _	_____
BOARD MEMBER STORMS	_ X _	_____
SUPERVISOR STANLEY	_ X _	_____

RESOLUTION # 111-14

OFFERED BY STANLEY

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 Driver - \$4.33 Per Hour & \$26.54 Per Trip - Alicia Schnack

AND MOVE ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	_ X _	_____
BOARD MEMBER MALLOY	_ X _	_____
BOARD MEMBER STORMS	_ X _	_____
SUPERVISOR STANLEY	_ X _	_____

RESOLUTION # 112-14

OFFERED BY HIGLEY

ACCEPT CONFIDENTIAL SECRETARY RESIGNATION

WHEREAS, Dianne O'Donnell, has submitted a resignation letter to the Town of Shandaken for his position with Town of Shandaken Supervisor's Confidential Secretary; and

WHEREAS, the Town would like to advertise for the opening Confidential Secretary.

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken hereby accepts Diane O'Donnell's resignation from the Town of Shandaken Supervisor's Office and the Town will immediately advertise for the vacant position.

F/T (35 HRS/WK) @ \$10.55 HR.

AND MOVE ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	_ X _	_____
BOARD MEMBER MALLOY	_ X _	_____
BOARD MEMBER STORMS	_ X _	_____
SUPERVISOR STANLEY	_ X _	_____

RESOLUTION #113-14

OFFERED BY STORMS

**RESOLUTION REQUESTING NO CAMPAIGN SIGNAGE
UNTIL AFTER COLUMBUS DAY (October 13, 2014)**

WHEREAS, the Town of Shandaken recognizes the importance of preserving its natural beauty and viewscapes throughout the Town and

WHEREAS, Columbus Day weekend is recognized as a highly desirable time for visitors to travel to our area and enjoy the pristine beauty of Shandaken.

THEREFORE, the Town Board of Shandaken requests that campaign signs for the General Election regardless of party affiliation or contest, not be displayed until after Columbus Day, October 13, 2014.

AND MOVE ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	_ X _	_____
BOARD MEMBER MALLOY	_ X _	_____
BOARD MEMBER STORMS	_ X _	_____
SUPERVISOR STANLEY	_ X _	_____

RESOLUTION 114-14

OFFERED BY MALLOY

SET PUBLIC HEARING ON PINE HILL ZONING CHANGE

WHEREAS, the Town of Shandaken needs to conduct a Public Hearing on a proposed Zoning Change for Main Street Pine Hill.

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Public Hearing at **6:30 pm** on **Monday, October 6, 2014** to hear all for or against said zoning change.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS

BOARD MEMBER BERNSTEIN	ABSENT	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

October 6, 2014

RESOLUTION # 115-14

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	\$ 43,585.28
Highway	246,373.55
Phoenicia Water	3,425.43
Pine Hill Water	1,446.12
Phoenicia Lights	902.91
Chichester Lights	133.40
Pine Hill Lights	526.44

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 116-14

OFFERED BY MALLOY

RESOLUTION ADOPTING TENTATIVE BUDGET AS PRELIMINARY BUDGET

WHEREAS, the Town of Shandaken has prepared a 2015 Tentative Budget for review;

THEREFORE, BE IT RESOLVED the Town Board of the Town of Shandaken hereby adopts the 2015 Tentative Budget as the 2015 Preliminary Budget for the Town of Shandaken

AND MOVES ITS ADOPTION

Seconded by: **HIGLEY**

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 117-14

OFFERED BY STANLEY

RESOLUTION FOR PUBLIC HEARING ON 2015 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 2015 Preliminary Budget and hold a Public Hearing thereon, at the Shandaken Town Hall on **Wednesday, November 5, 2014 at 6:15 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: **MALLOY**

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 118-14

OFFERED BY HIGLEY

**RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING
SHANDAKEN SEWER PROPOSAL FROM CWC**

WHEREAS, the Town of Shandaken needs to conduct certain Town business concerning a Sewer Proposal from CWC;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **6:30 pm on Tuesday October 21st, 2014** for the purpose of conducting business related the Sewer Proposal by CWC.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION #119-14

OFFERED BY STORMS

**RESOLUTION AUTHORIZING TOWN BOARD ATTENDANCE
AT LOCAL FLOOD ANALYSIS MEETINGS**

WHEREAS, the Town of Shandaken has initiated Local Flood Analysis (LFA) projects for the hamlets of Phoenicia and Mt. Tremper; and

WHEREAS, the entire Town Board feels it important to attend these meetings and be able to enter into the discussions that may ensue at said meetings; and

WHEREAS, two meetings are currently scheduled for Phoenicia at the St. Francis de Sales Parish Hall on Tuesday, October 14th at 6:30 pm and Mt. Tremper at the Emerson Grand Room on Monday, October 20th at 6:30 pm;

THEREFORE BE IT RESOLVED the Town Board of Shandaken hereby is authorized to convene and enter into discussions at both LFA meetings for their respective hamlets but that no formal actions are to be taken by the Town Board at those meetings

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION #120 - 14

OFFERED BY BERNSTEIN

RESOLUTION SETTING PUBLIC HEARING FOR LOGGING PERMIT

WHEREAS, the Town of Shandaken requires that any logging permit in excess of 100,000 Board Feet be approved through motion of the Town Board of Shandaken and

WHEREAS, the Bergen County Sportsman’s Fish & Game Assoc. – Rose Mtn. Road, Big Indian NY, is requesting such a permit for removal of lumber on their property

THEREFORE BE IT RESOLVED that the Town Board of Shandaken will hold a Public Hearing on said

Logging Permit prior to its regularly scheduled meeting on Monday November 5, 2014 @ 6:45pm @ Town Hall – 7209 Rt. 28 Shandaken to hear all comments for or against.

AND MOVES ITS ADOPTION

Seconded by: **STANLEY**

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 121- 14

OFFERED BY STANLEY

**RESOLUTION SUPPORTING CHANGE TO PROPOSED RATE CHANGES
FROM ULSTER COUNTY RESOURCE RECYCLING AGENCY**

WHEREAS, Ulster County Resource Recovery Agency (UCRRA) was originally formed to support the Towns in Ulster County, and

WHEREAS, UCRRA is proposing a new contract in 2015 for Transfer Stations to the Ulster County Towns, and

WHEREAS, due to UCRRA’s need for capital improvements such as replacements of roll off bins and trucks UCRRA has proposed to increase charges to the towns for rental fees and pull charges to cover those capital improvements, and

WHEREAS, the Ulster County Association of Supervisors and Mayors supports our Transfer Stations that provides multi stream recycling, which brings additional revenue to the UCRRA, and

WHEREAS, Municipalities and Residents want Transfer Stations in their towns to encourage recycling which is a benefit to society, and

WHEREAS, the Ulster County Association of Supervisors and Mayors formed a committee which has met with UCRRA to discuss the difficulty in budgeting the increases and to look for other solutions in dealing with the increases in costs, and

WHEREAS, at the Ulster County Association of Supervisors and Mayors meeting dated September 16, 2014 a motion was made to draft a resolution asking the Ulster County Legislatures to support a two dollar (\$2.00) increase in the tipping fee to cover the capital improvements in place of the UCRRA’s proposed increase in pull fees and rental charges on recycling bins.

THEREFORE BE IT RESOLVED the Town Board of Shandaken hereby supports the letter and proposal from the Ulster County Association of Supervisors and Mayors to the Ulster County Legislature requesting their support for the above two dollar (\$2.00) increase in lieu of increases in pull fees and rental charges on recycling bins.

BE IT FURTHER RESOLVED THAT the Town of Shandaken Town Board formally requests the presence of our direct legislative representative, Honorable Legislative Chair John Parete, at our November 5th 2014 Budget meeting at 6:15pm to directly discuss the matter with the Board and public in attendance.

AND MOVES ITS ADOPTION

Seconded by: **MALLOY**

	AYES	ROLL CALL NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #122-14

OFFERED BY MALLOY

SECRETARY / BOOKKEEPER TO THE SUPERVISOR

WHEREAS, under §29, Subsection 15, of the Town Law the Town Board may authorize the Supervisor to make a designation for the position of Full time Secretary/Bookkeeper to the Supervisor; therefore be it

RESOLVED, that the Town Board approve the appointment of **SHEILA PRATT** serve at the pleasure of the Supervisor, and receive \$10.55 per hour - full time, when discharging the duties of said office, not to exceed \$4,500. for the Fiscal Year 2014.

AND MOVES ITS ADOPTION

Seconded by: **HIGLEY**

	AYES	ROLL CALL NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #123-14

OFFERED BY HIGLEY

HALLOWEEN CURFEW RESOLUTION

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 Friday October 31st, 2014 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	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	_X_	___
BOARD MEMBER HIGLEY	_X_	___
BOARD MEMBER MALLOY	_X_	___
BOARD MEMBER STORMS	_X_	___
SUPERVISOR STANLEY	_X_	___

November 5, 2014

RESOLUTION # 124-14

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	\$ 42,609.40
Highway	86,954.15
Phoenicia Water	3,047.88
Pine Hill Water	880.14
Phoenicia Lights	942.00
Chichester Lights	136.77
Pine Hill Lights	544.02

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL 5 AYES

RESOLUTION #125-14

OFFERED BY MALLOY

RESOLUTION ADOPTING 2015 PRELIMINARY BUDGET AS 2015 TOWN BUDGET

WHEREAS, the Town of Shandaken has prepared a 2015 Preliminary Budget for review;

THEREFORE, BE IT RESOLVED the Town Board of the Town of Shandaken following a Public Hearing held at 6:15 pm on Wednesday, November 5, 2014 hereby adopts the 2015 Preliminary Budget as amended as the **2015 Town Budget** for the Town of Shandaken

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL 5 AYES

RESOLUTION #: 126-14

OFFERED BY: STANLEY

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SHANDAKEN
DETERMINING THAT THERE ARE NO ADVERSE IMPACTS ON THE ENVIRONMENT FOR A
LOGGING PERMIT**

WHEREAS, the Town Board is looking to approve a logging permit for Bergen County Sportsmen's Protective Association, Branch No. 7, Inc. (hereinafter **BCS**); and

WHEREAS, the possible environmental impacts of the approval of the logging permit for **BCS** have been considered by the Town Board;

NOW, THEREFORE BE IT RESOLVED, that the Town Board has determined that the approval of the logging permit for **BCS** will not have significant adverse impacts on the environment; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to take such further steps as might be necessary to discharge the Board's responsibility as lead agency for this action including, but not limited to, the issuance of a negative declaration consistent with this resolution.

AND MOVE ITS ADOPTION

Seconded by: MALLOY

ROLL CALL 5 AYES

RESOLUTION #: 127-14

OFFERED BY: HIGLEY

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SHANDAKEN
APPROVING A LOGGING PERMIT**

WHEREAS, the Town Board has received and reviewed a logging permit application for Bergen County Sportsmen's Protective Association, Branch No. 7, Inc. (hereinafter **BCS**); and

WHEREAS, the possible environmental impacts of the logging permit for **BCS** have been considered by the Town Board and said Board has issued a Negative Declaration under State Environmental Quality Review;

THEREFORE BE IT RESOLVED, that the Town Board hereby approves said logging permit for **BCS** as long as all legal requirements continue to be met; and

AND MOVE ITS ADOPTION

Seconded by: STORMS

ROLL CALL 5 AYES

RESOLUTION #: 128-14

OFFERED BY: STORMS

**A RESOLUTION FOR THE TOWN OF SHANDAKEN TO PARTICIPATE IN THE
COMMUNITY WASTEWATER MANAGEMENT PROGRAM III
ADMINISTERED BY THE CATSKILL WATERSHED CORPORATION**

WHEREAS, the Hamlet of Shandaken in the Town of Shandaken is an eligible community to participate in the Community Wastewater Management Program III; and

WHEREAS, the Catskill Watershed Corporation (CWC) is the administrator of the Community Wastewater Management Program III; and

WHEREAS, the Community Wastewater Management Program III will fund block grants for the design and construction of a community septic system and/or the creation of septic maintenance districts or if they are not practicable due to site conditions and there is a demonstrable water quality problem due to failing septic systems, the New York City Department of Environmental Protection (NYCDEP), in consultation with the CWC and a participating Town, can elect to construct a new wastewater treatment plant; and

WHEREAS, the Town of Shandaken can participate in the study phase of the Community Wastewater Management Program III at no cost; and

WHEREAS, the CWC has asked the Town of Shandaken whether or not it desires to participate in the Community Wastewater Management Program III administered by the Catskill Watershed Corporation.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Shandaken elects to participate in the Community Wastewater Management Program III administered by the Catskill Watershed Corporation and authorizes the Town Supervisor to execute the Participating Community Agreement between CWC and the Town.

AND MOVE ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL 5 AYES

RESOLUTION #: 129-14

OFFERED BY: STORMS

A RESOLUTION AUTHORIZING THE TOWN OF SHANDAKEN TO ENTER INTO THE REQUIRED SUBRECIPIENT AGREEMENT WITH THE HOUSING TRUST FUND CORPORATION AS REQUIRED IN THE IMPLEMENTATION OF THE NY STATE COMMUNITY DEVELOPMENT BLOCK GRANT—DISASTER RECOVERY (CDBG-DR) PROGRAM; AND, TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN ANY AND ALL DOCUMENTS REQUIRED IN THE IMPLEMENTATION OF THE PROGRAM

WHEREAS, in the aftermath of Superstorm Sandy, the United States Congress, through Public Law passed the Disaster Relief Appropriations Act of 2013 (Public Law 113-2, approved January 29, 2013), as amended (the “Act”), appropriating \$16 billion, later reduced to \$15.18 billion, to the U.S. Department of Housing and Urban Development (“HUD”) for Community Development Block Grant Disaster Recovery (“CDBG-DR”) funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure, and housing and economic revitalization in the most impacted and distressed areas resulting from a major disaster declared due to Superstorm Sandy and other eligible events, including Hurricane Irene and Tropical Storm Lee, in calendar years 2011, 2012, and 2013 (the “Storms”), subject to the Federal statutes and regulations governing CDBG grants, as modified by exceptions and waivers previously granted and which may hereafter be granted by HUD; and,

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 14,329), published March 5, 2013, titled, “*Allocations, Common Applications, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended),” the State has received an allocation of CDBG-DR funds from HUD in the amount of \$1,713,960,000; and

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 69,104), entitled *Second Allocation, Waivers and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended),” the State has received a second allocation of CDBG-DR funds from HUD in the amount of \$2,097,000,000; and

WHEREAS, HUD requires the State to spend 80% of all CDBG-DR funds so allocated within the counties

of Nassau, Rockland, Suffolk, Westchester, Bronx, Kings, New York, Queens, and Richmond; and

WHEREAS, in accordance with HUD directive, the Town of Shandaken has been notified of its ability to participate in the NY State Community Development Block Grant--Disaster Recovery (CDBG-DR); and

WHEREAS, implementation of the CDBG-DR Recovery Program requires the execution of the Subrecipient Agreement between Town of Shandaken and the Housing Trust Fund Corporation, which will be substantially similar to the Subrecipient Agreement Template attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED by the Town Board, on behalf of the Town of Shandaken that, Town Supervisor, Robert A. Stanley, be hereby authorized to enter into the required Subrecipient Agreement with the Housing Trust Fund Corporation to secure Community Development Block Grant—Disaster Recovery (CDBG-DR) funds; and, to sign any and all documents required in the administration of the New York State CDBG-DR Recovery Program.

AND MOVE ITS ADOPTION

Seconded by: MALLOY

ROLL CALL 5 AYES

RESOLUTION #130-14

OFFERED BY BERNSTEIN

**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 29, 2014** 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: STANLEY

ROLL CALL 5 AYES

RESOLUTION #: 131-14

OFFERED BY: MALLOY

RESOLUTION TO AUCTION OBSOLETE HIGHWAY EQUIPMENT

WHEREAS, the Town of Shandaken Highway Superintendent has identified several pieces of equipment that he has deemed obsolete; and

WHEREAS, the Highway Superintendent would like to offer the vehicles up for auction through Auctions

International; and

WHEREAS, the following vehicles and equipment have been identified as obsolete:

- * 1993 GMC K2500
- * 1999 Chevy 3500
- * 1998 Chevy 3500
- * 1979 Brigadier
- * Dresser Roller – Model VOS 2/66 B
- * 1970 Spread Master Chip Box Model K
- * Lot of Assorted Pistons

THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Town Highway Superintendent to place the above mentioned items up for bid through Auctions International

AND MOVE ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL 5 AYES

RESOLUTION #132-14

OFFERED BY: HIGLEY

HIGHWAY PLOWING OF TOWN CHURCHES & FIREHOUSES

WHEREAS, the Town of Shandaken shall perform certain snow plowing and sanding services during the winter of 2014 - 2015 for and on the premises of the St Francis de Sales Church in Phoenicia, Shandaken Methodist Church in Shandaken, Phoenicia Methodist Church in Phoenicia and Shandaken Community Church in Mt. Tremper.

WHEREAS, the Town of Shandaken shall perform certain snow plowing and sanding services during the winter of 2014 - 2015 for and on the premises of the Mt. Tremper, Phoenicia, Shandaken, Big Indian - Oliverea and the Pine Hill Firehouses,

THEREFORE BE IT RESOLVED, that for and in consideration of such snow plowing and sanding services the said Churches & Firehouses shall EACH pay to the Town of Shandaken the sum of \$1.00 receipt whereof is hereby acknowledged,

BE IT FURTHER RESOLVED that said churches and firehouses shall save the Town of Shandaken free of any claims, causes of action or liability for damages to persons or property arising out of the services to be performed by the Town of Shandaken, its agents, servants or employees in the performance of this agreement.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

ROLL CALL 5 AYES

RESOLUTION # 133- 14

OFFERED BY STORMS

RESOLUTION SUPPORTING RENEWAL OF CONTRACT WITH ULSTER COUNTY FOR ULSTER REGIONAL GANG ENFORCEMENT NARCOTICS TEAM (URGENT)

WHEREAS, various Towns and Village Police Departments in the County of Ulster together with the Ulster County Sheriff's Office and the Ulster County District Attorney's Office, as Member Agencies, seek to operate and act collectively as a task force team pursuant to Federal policies and guidelines, such task force known as the Ulster Regional Gang Enforcement Narcotics Team (hereinafter referred to as 'URGENT'); AND

WHEREAS, the mission of URGENT is to achieve maximum coordination and cooperation, through utilizing the combined resources of Member Agencies, to primarily investigate gang members and affiliates involved in criminal enterprises, as well as investigate narcotic related offenses and the possession and sale of illegal firearms in Ulster County; and

WHEREAS, membership in the URGENT task force will benefit the Town of Shandaken in that will provide a specialized unit to combat gang violence and narcotic trafficking within the Town and County of Ulster; and

WHEREAS, the Town Board has reviewed the Inter-Municipal Cooperative Agreement (URGENT) PROPOSED BY THE Ulster County District Attorney and the Ulster County Sheriff; and

WHEREAS, the Police Chief of the Town of Shandaken has also reviewed the Inter-Municipal Cooperative Agreement and has recommended that the Town Board approve the agreement.

THEREFORE BE IT RESOLVED the Town Board of Shandaken hereby approves the agreement and membership in the task force;

BE IT FURTHER RESOLVED THAT the Town of Shandaken Police Chief Chad Storey is authorized to execute the agreement on behalf of the Town of Shandaken.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL 5 AYES

Dec. 2, 2014

RESOLUTION # 134-14

OFFERED BY: BERNSTEIN

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	33,741.87
Highway	7,757.58
Phoenicia Water	8,246.29
Pine Hill Water	4,748.00
Phoenicia Lights	1,066.58
Chichester Lights	142.15
Pine Hill Lights	573.19

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>

BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #135-14

OFFERED BY MALLOY

RESOLUTION FOR RENEWAL OF TOWN INSURANCE

WHEREAS, the Town of Shandaken has Marshall & Sterling Insurance, 103 Executive Drive, New Windsor, New York, for the Town Insurance, and

WHEREAS, our current policy terminates on **January 1, 2015**,

THEREFORE BE IT RESOLVED that the Town Board contract with Marshall & Sterling Insurance for the period (**January 1, 2015 – December 31, 2015**), **Not to exceed \$75,000.00**

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION# 136-14

OFFERED BY: STANLEY

RESOLUTION TO CONTRACT WITH COLLECTIONS AGENCY

FOR AMBULANCE BILLING PURPOSES

WHEREAS, the Town of Shandaken (**TOWN**) owns and operates a Municipal Ambulance Service; and

WHEREAS, the TOWN has seen a loss in revenues from billable costs associated with ambulance transports of patients to appropriate care facilities largely due to the increase of uninsured patients who are unable or unwilling to pay their bills; and

WHEREAS, the TOWN currently has no direct recourse for recovery of said billable costs other than reporting said patients to a credit bureau which does not guarantee recovery of those funds; and

WHEREAS, the TOWN is looking to hire a collection agent to follow-up with patients to try and recover more of these funds;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board hereby authorizes the Town Supervisor to enter into contract with **First Financial Resources, Inc.** of **Natick, MA** to assist the Town in its

collection efforts relating to Town of Shandaken Ambulance Billings and that said service shall be paid based on 33.3% of net funds recovered monthly and operates under a “No Collection-No Charge” guarantee.

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #137-14

OFFERED BY HIGLEY

RESOLUTION RENEWING SHARED SERVICE AGREEMENT WITH ULSTER COUNTY D.P.W.

WHEREAS, the Town of Shandaken previously entered into a shared service agreement with the Ulster County Department of Public Works, for certain winter maintenance of specific roads in Shandaken and

WHEREAS, said agreement has to be renewed.

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approves the Town Supervisor, with the approval of the Town Highway Superintendent, entering into an agreement with Ulster County D.P.W for the period: November 1, 2014 to October 31st, 2017.

AND MOVES ITS ADOPTION

Seconded by MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 138-14

OFFERED BY STORMS

ACCEPT ZBA MEMBER RESIGNATION

WHEREAS, Tom Hickey, has submitted a resignation letter to the Town of Shandaken for his position with Town of Shandaken Zoning Board of Appeals; and

WHEREAS, the Town would like to advertise for the opening Zoning Board of Appeals Member.

THEREFORE BE IT RESOLVED, that the Town Board of Shandaken hereby accepts Tom Hickey’s resignation from the Town of Shandaken Zoning Board of Appeals and the Town will immediately advertise for the vacant

position.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION# 139-14

OFFERED BY: BERSTEIN

**RESOLUTION ADVERTISING FOR BIDS
FOR PINE HILL WATER DISTRICT PARCEL**

WHEREAS, the Town of Shandaken (**TOWN**) owns and operates a Municipal Water System in the Hamlet of Pine Hill (Pine Hill Water District *or* **PHWD**) and

WHEREAS, the TOWN has been enlightened to a small (100' x 100') parcel still by deed retained by the PHWD located within parcel SBL #4.37-1- 4.1; and

WHEREAS, the TOWN and employees and representatives of the PHWD have investigated said parcel which was abandoned by the PHWD several decades ago; and

WHEREAS, the TOWN and PHWD Superintendent have deemed the parcel not desirable or necessary for functions of the PHWD nor the TOWN; and

WHEREAS, appraisals of said parcel have been performed by both **Heidi Clark, Town Assessor** and the independent appraisal firm of **Hudson Valley Appraisal Corporation** located in **Port Ewen, NY** and has derived a fair market value of **Four Thousand Three Hundred Fifteen Dollars and No Cents (\$4,315.00)** as an average between the two appraisals including cost of the independent appraisal;

THEREFORE BE IT RESOLVED that the PHWD advertise for bids on said parcel located within parcel SBL #4.37-1- 4.1 with a minimum bid of **Four Thousand Three Hundred Fifteen Dollars and No Cents (\$4,315.00)**. Sealed bids to be received no later than 12pm on Tuesday, December 30, 2014 in the Town of Shandaken Town Clerk's Office, PO Box 67. Bids must be clearly marked "PHWD PARCEL BID" on the outside of the sealed envelope. Bids will be opened at the End of Year Town Board Meeting at the Shandaken Town Hall at 1pm that same day. The Town of Shandaken reserves the right to reject any and all bids.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____

LOCAL LAW # 1 OF 2014

WHEREAS, the Town Board is looking to adopt Town of Shandaken Local Law # 1 of 2014 amending the zoning map for the Town of Shandaken hamlet of Pine Hill; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board has determined that the approval of Town of Shandaken Local Law # 1 of 2014 will not have significant adverse impacts on the environment; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to take such further steps as might be necessary to discharge the Board’s responsibility as lead agency for this action including, but not limited to, the issuance of a negative declaration consistent with this resolution.

AND MOVE ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #: 143-14

OFFERED BY: HIGLEY

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SHANDAKEN
ADOPTING LOCAL LAW #1 OF 2014**

WHEREAS, the Town Board of Shandaken is considering adoption of Local Law # 1 of 2014, a law amending the Zoning Map for the hamlet of Pine Hill; and

WHEREAS, the Town Board has received a Letter of recommendation from the Town Planning Board, a Notice of No Impact from the Ulster County Planning Board and has held a Public Hearing on said law from October 6 through November 5, 2014 with no adverse comments received; and

WHEREAS, the possible environmental impacts of Local Law # 1 of 2014 have been considered by the Town Board and said Board has issued a Negative Declaration under State Environmental Quality Review;

THEREFORE BE IT RESOLVED the Town Board hereby approves and adopts Town of Shandaken Local Law #1 of 2014 (Amending the Zoning Map for the Town of Shandaken, Hamlet of Pine Hill) and the Town Clerk is hereby directed to file said Local Law with the Office of the Secretary of State in accordance with State Law

AND MOVE ITS ADOPTION

Seconded by: STORMS

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

timeframes illustrated above until all eligible bids are exhausted. The Town reserves the right to reject any and all bids.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION# 145-14

OFFERED BY: STANLEY

RESOLUTION AUTHORIZING SUPERVISOR

TO ENTER CONTRACT FOR FIRE PROTECTION SERVICES

WHEREAS, The Pine Hill Fire Company provides fire protection services for the Hamlets of Pine Hill and Highmount: and

WHEREAS, the Town collects taxes based on the cost to provide those services,

THEREFORE BE IT RESOLVED that the Town Board of The Town of Shandaken allow the Supervisor to enter into contract with the Pine Hill Fire Company to dispense said funds to the Company and continue those fire protection services for the Fiscal Year 2015.

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	_____
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION 146-14

OFFERED BY: STANLEY

RESOLUTION TRANSFERRING FUNDS FOR GENERAL FUND – END OF YEAR

WHEREAS The Town Board, In accordance with section 112 of the Town Law, may increase existing

appropriations,

THEREFORE BE IT RESOLVED that the Town Board is amending the 2014 Town Budget in order to transfer the amount(s) listed below From Available Funds Appropriations Account TO Appropriations Account for the lawful purpose of utilizing these funds to pay anticipated lawful claims:

FROM	TO	AMOUNT
Supervisor Contractual	P/T Bookkeeper	\$1,822.00
Clerk Buy Back	Assessor Clerk	500.00
Assessor Contractual	Assessor Clerk	660.00
Buildings	Gas, Diesel, Fuel	1,978.00
Central Mail	Central Communication	333.00
F/T Police	P/T Police	91.00
Publicity	Dog Kennel Contractual	143.00
Police Vehicle Expense	Ambulance Contractual	3,672.00
Police Schools/Ammo	Ambulance Equipment	1,900.00
Medical	Workman's Comp	1,307.00
Community Improvements	Museum Personal Services	346.00
TOTAL		\$12,752.00

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION # 147-14

Offered by: STANLEY

RESOLUTION TRANSFERRING FUNDS FOR HIGHWAY DEPARTMENT END OF YEAR

WHEREAS, the Town of Shandaken each year transfers funds in order to meet all bills and balance all budgeted lines,

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approves the following transfers in order to balance budgeted lines:

FROM	TO	AMOUNT
Parks Personal Service	Highway Pers. Services	\$22,615.31
Signs & Road Maintenance	Garage Cont. Expense	5,622.03
Signs & Road Maintenance	Hwy Munip. Dues School	22.00
Machinery & Equipment	Mach./Equip. Repair	17,255.05
Tires & Tubes	Hwy Fluids/Gas Diesel	1,028.38
Road Maintenance	Hwy. Sand/Salt/Calcium	19,434.35
Employee Benefit/Retire	Employee Compensation	1,306.35
Employee Benefit/Retire	Hwy. Emp. Bene/Hosp.	3,077.54

TOTAL		\$70,361.01

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

	AYES	NAYS
BOARD MEMBER BERNSTEIN	<u> X </u>	<u> </u>
BOARD MEMBER HIGLEY	<u> X </u>	<u> </u>
BOARD MEMBER MALLOY	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

RESOLUTION TRANSFERRING FUNDS FOR PHOENICIA WATER END OF YEAR

WHEREAS, the Town of Shandaken each year transfers funds in order to meet all bills and balance all budgeted lines,

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approves the following transfers in order to balance budgeted lines:

FROM	TO	Amount
Contingency	Water Admin. Laborer	\$ 616.29
Contingency	Water Admin. Bookkeeper	317.79
Equip. & Capital Outlay	Water Laborer Pers. Serv.	3,092.00
Equip. & Capital Outlay	Water Contractual Exp.	13,674.79
Contingency	Emp. Benefit – Health	1,785.09
Contingency	Bond Principle	85.44
TOTAL		\$19,571.40

AND MOVES ITS ADOPTION

Seconded by: HIGLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER BERNSTEIN	_____	<u> X </u>
BOARD MEMBER HIGLEY	<u> X </u>	_____
BOARD MEMBER MALLOY	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____