



Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, October 5, 2015

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Approval of previous T/B Meeting minutes**
- 5. Supervisor's Financial Report**
- 6. Communications**
- 7. Committee Reports:**
 - a. Ambulance*
 - b. Police*
 - c. Phoenicia Water*
 - d. Pine Hill Water*
 - e. Museum*
 - f. Recreation*
 - g. Shandaken Day*
- 8. Public Comments on Resolutions**
- 9. Motions:**
- 10. Resolutions:**
 - 120. Pay All Bills**
 - 121. Adopt 2016 Tentative Budget**
 - 122. Set Public Hearing for Budget – Nov. 4th @ 6:30 pm**
 - 123. Award Kiosk Bid**
 - 124. Award Portico Repair Bid**
 - 125. Authorize Supr. To enter agreement w/NYS DOT – Rt. 42 Bridge Replacement**
 - 126. Approve Property Agreements w/Kiosk Property Owners**
 - 127. Approve Turkey Trot – Public Assembly Permit**
- 11. Open Public Comment**
- 12. Meeting Adjournment - *IN MEMORY OF: Eric Hanson, Marietta Hofmeister, Sigmund Arp, Rosie Close, Anne Rysinski, Leonard Schaefer.***

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	\$ 48,560.82
Highway	24,570.10
Phoenicia Water	2,106.90
Pine Hill Water	1,694.41
Phoenicia Lights	896.56
Chichester Lights	132.86
Pine Hill Lights	524.33

	\$ 78,485.98

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

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

RESOLUTION # 121-15

OFFERED BY MALLOY

RESOLUTION ADOPTING TENTATIVE BUDGET AS PRELIMINARY BUDGET

WHEREAS, the Town of Shandaken has prepared a 2016 Tentative Budget for review;

THEREFORE, BE IT RESOLVED the Town Board of the Town of Shandaken hereby adopts the 2016 Tentative Budget as the 2016 Preliminary Budget for the Town of Shandaken

AND MOVES ITS ADOPTION

Seconded by: BERNSTEIN

ROLL CALL

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

RESOLUTION FOR PUBLIC HEARING ON 2016 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 2016 Preliminary Budget and hold a Public Hearing thereon, at the Shandaken Town Hall on **November 4, 2015 -at 6:30 pm**, and at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any items or items therein contained.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

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

AWARD KIOSK BID

WHEREAS, The Town Board of the Town of Shandaken advertised for bids FOR INSTALLATION OF FOUR TOWN INFORMATION KIOSKS FUNDED BY SMART GROWTH GRANT.

THEREFORE BE IT RESOLVED, The Town of Shandaken Town Board award the bid to:

RESOLUTION TABLED October 19th Meeting – CLARIFICATION NEEDED From BIDDER

AND MOVES ITS ADOPTION

Seconded by:

ROLL CALL

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

AWARD MORTON LIBRARY PORTICO REPAIR

WHEREAS , The Town Board of the Town of Shandaken advertised for bids to repair the portico of the Morton Library.

THEREFORE BE IT RESOLVED, The Town of Shandaken Town Board award the bid to:
Walkill Build & Design, 145 Lippincott Rd. Walkill, NY 12589 \$8,250.

AND MOVES ITS ADOPTION

Seconded by:

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

AGREEMENT WITH NYS DOT CONCERNING PURCHASE OF LAND AND EASEMENT NEAR NYS RTE 42 BRIDGE BY GLENBROOK PARK

WHEREAS, the Town of Shandaken owns real property along NYS Route 42 in the vicinity of Glenbrook Park and the Police and Ambulance Garage (SBL# 5.13-2-25.100); and

WHEREAS, the NYS Department of Transportation (DOT) is in charge of maintenance and repairs to NYS Rte 42 and a bridge adjacent to the Town owned property; and

WHEREAS, the DOT has identified insufficiencies with this bridge in order to convey 100 year flood elevations; and

WHEREAS, DOT requires a certain portion of the Town-owned lands in order to replace this bridge with a higher structure to help mitigate future 100-year flood events; and

WHEREAS, the DOT has offered a value of \$9,025 for outright purchase of a portion of said parcel and \$500.00 for an additional easement on same; and

WHEREAS, the Town feels this is a fair and just price for the land and the purpose for this purchase and easement;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board does hereby authorize the Town Supervisor to execute and sign any agreements necessary to complete this action for the benefit and protection of its residents and visitors alike.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

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

AGREEMENT WITH LANDOWNERS FOR PLACEMENT OF TOWN INFORMATION KIOSKS

WHEREAS, the Town of Shandaken received a Smart Growth Grant from the NYS DEC to pay for the erection of four town informational kiosks located throughout the Town; and

WHEREAS, two locations identified for the placement of these kiosks are owned privately (*292 Main St., Pine Hill owned by R. Konefal and 84 Main St., Phoenicia owned by R. Kirk*); and

WHEREAS, the landowners and the Town desire to have an agreement in place regarding the security and welfare of the structures and to provide protections for these landowners; and

WHEREAS, there will be NO cost incurred by the Town or landowner and the Town’s Attorney has reviewed the agreement which is amenable to all;

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board does hereby authorize the Town Supervisor to execute said Agreement on behalf of the Town and that said Agreements shall remain in place for a period not to exceed December 31, 2025 unless further amendments or extensions go with said Agreement.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

ROLL CALL

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

**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 28, 2015** 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

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