

**Town of Shandaken  
County of Ulster  
State of New York  
June 2, 2014**

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**The Town of Shandaken Town Board conducted their Regular Monthly Meeting, as per Resolution #2-14, on Monday June 2, 2014 at 7pm, Shandaken Town Hall, 7209 Rt. 28 Shandaken, NY.**

**Call To Order**

**Pledge of Allegiance**

**Roll Call**

**Members Present**

Vincent Bernstein, Board Member

Tim Malloy, Board Member - Deputy Supervisor

Faye Storms, Board Member

Alfred Higley, Jr Board Member

**Members Absent**

Robert Stanley, Supervisor

Recording Secretary Joyce Grant, Town Clerk

On a Bernstein/Higley motion the Town Board unanimously approved the minutes of the February Meeting as submitted by Town Clerk.



**Town of Shandaken Town Board  
Regular Monthly Meeting Agenda  
Monday, June 2, 2014**

- 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**  
AWSMP – Ashokan Watershed Stream Mgmt Program – Brent Gotsch - Leslie Zucker – Adam Doan
- 7. Committee Reports:**
  - a. *Ambulance*
  - b. *Police*
  - c. *Phoenicia Water*
  - d. *Pine Hill Water*
  - e. *Museum*
  - f. *Recreation*
- 8. Public Comments on Resolutions**
- 9. Motions:**
- 10. Resolutions**
  - 77- Pay All Bills
  - 78 - Authorizing Waiver of 30 Day Notification Required by NYS Liquor Authority – Pine Hill Arms
  - 79 - Appoint Marriage Officer – Ricarda O'Conner
  - 80 - Authorize the Town Clerk to sell E-Z Passes
  - 81 - Time Accruals in NYS Retirement System
  - 82 – Belleayre Beach Use Contract
  - 83 – Authorize UCAT Contract for Summer Recreation
  - 84 – Adv. Summer Camp Field Trips Transportation
  - 85- Appoint Building/Zoning/Planning Secretary
  - 86- Support Planning Bd. Professional Services - Attorney
- 11. Open Public Comment**
- 12. Meeting Adjournment**

*IN MEMORY OF: Sandra Stanley - Howard Umhey –Rande Gavette*

**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:

|                          |                     |
|--------------------------|---------------------|
| <b>General</b>           | <b>\$ 47,801.01</b> |
| <b>Highway</b>           | <b>29,660.68</b>    |
| <b>Phoenicia Water</b>   | <b>3,181.17</b>     |
| <b>Pine Hill Water</b>   | <b>1,141.62</b>     |
| <b>Phoenicia Lights</b>  | <b>1,182.97</b>     |
| <b>Chichester Lights</b> | <b>157.10</b>       |
| <b>Pine Hill Lights</b>  | <b>650.51</b>       |

**AND MOVES ITS ADOPTION**

Seconded by: MALLOY

**ROLL CALL**

|                        | <b>AYES</b>  | <b>NAYS</b>   |
|------------------------|--------------|---------------|
| 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 # 78-14**

**OFFERED BY: MALLOY**

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

**WHEREAS, PINE HILL ARMS LTD, THE PINE HILL ARMS,** has applied for a liquor license, and

**WHEREAS, PINE HILL ARMS LTD, THE PINE HILL ARMS ,** 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 **PINE HILL ARMS LTD, THE PINE HILL ARMS,** and

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of Shandaken does hereby grant the request of the **PINE HILL ARMS LTD, THE PINE HILL ARMS,** and does hereby waive the thirty (30) day Liquor License notice requirement to **PINE HILL ARMS LTD, THE PINE HILL ARMS,** 288 Main Street, Pine Hill NY 12465

**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 #79-14**

**OFFERED BY: HIGLEY**

**MARRIAGE OFFICER – RICARDA O’CONNER**

**WHEREAS**, Pursuant to New York State Domestic Relations Law, the Governing Body of a municipality has the right to Appoint Marriage Officers who shall have the authority to solemnize a marriage within the territorial jurisdiction of such municipality, and which marriage shall be valid if performed in accordance with other provisions of law, and

**WHEREAS**, According to said Law, The Marriage Officer Appointment is valid for a period of four (4) years, and Officer shall receive no salary or wage, and is authorized to accept and keep up to seventy-five (\$75.00) dollars for each marriage that she officiates, to be paid by or on behalf of the persons married.

**WHEREAS, Ricarda O’Conner**, a resident of the Town of Shandaken , has requested the Town Board to appoint her to the position of Marriage Officer for the period of four (4) years or until such time as her appointment is withdrawn pursuant to Domestic Relations Law 11-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**

|                        | <b>AYES</b>  | <b>NAYS</b> |
|------------------------|--------------|-------------|
| 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 | __X__  | _____ |
| BOARD MEMBER HIGLEY    | __X__  | _____ |
| BOARD MEMBER MALLOY    | __X__  | _____ |
| BOARD MEMBER STORMS    | __X__  | _____ |
| 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><b>ELECTED OFFICIAL TITLE</b></u>   | <u><b>Standard Work Day Hrs.</b></u> | <u><b>Participates in Time Keeping System (Y/N)</b></u> | <u><b>Days/Month based on Record</b></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><b>APPOINTED OFFICIAL TITLE</b></u> | <u><b>Standard Work Day Hrs.</b></u> | <u><b>Participates in Time Keeping System (Y/N)</b></u> | <u><b>Days/Month based on Record</b></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**

|                        | <b>AYES</b>  | <b>NAYS</b> |
|------------------------|--------------|-------------|
| 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# 84-14**

**OFFERED BY: STORMS**

**RESOLUTION ADVERTISING FOR TRANSPORTATION BIDS**

**FOR SUMMER RECREATION PROGRAM FIELD TRIPS**

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

**THEREFORE BE IT RESOLVED** that the Town of Shandaken Town Board advertise transportation bids for the following field trips field trips:

- 2 School busses for round-trip to and from the **ZOOM FLUME** on Wed. July 30<sup>th</sup>, 2014
- 2 School busses for round-trip to and from **ULSTER CO. FAIR** on Wednesday, August 13, 2014

All bids must be received by July 7th, 2014 at 3pm at the Town Clerks Office, Shandaken Town Hall, 7209 Rt. 28 Shandaken NY 12480.

**AND MOVES ITS ADOPTION**

Seconded by: HIGLEY

**ROLL CALL**

|                        | <b>AYES</b>  | <b>NAYS</b> |
|------------------------|--------------|-------------|
| 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 # 85-14**

**OFFERED BY: BERNSTEIN**

**BUILDING/ZONING/PLANNING DEPARTMENT SECRETARY**

**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 Board is in need of a Secretary for the Building/Zoning/Planning Department. Applications were accepted and interviews were conducted pursuant to the resolution #76-14

**THEREFORE BE IT RESOLVED**, that the Town Board of Shandaken hereby appoint

**TRACEY LONGHI** As **Building, Zoning and Planning Department Secretary**

with an hourly rate of \$10.30, not to exceed \$11,000.00 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: MALLOY

**ROLL CALL**

|                        | <b>AYES</b>  | <b>NAYS</b>   |
|------------------------|--------------|---------------|
| 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 # 86-14**

**\*TABLED\***

**OFFERED BY:**

**SUPPORT OF 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 \_\_\_\_\_ located in \_\_\_\_\_ at an hourly rate of \_\_\_\_\_, as their preference at a meeting held on Wednesday May 14, 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**

\*On a Malloy/Higley motion this Resolution was tabled.