

**Town of Shandaken
County of Ulster
State of New York
Monday June 1, 2015**

The Town of Shandaken Town Board conducted their Regular Monthly Meeting as per Resolution #2. Minutes of the Monthly Regular Town Board Meeting held in Shandaken on Monday June 1st at 7 pm at the Town Meeting Hall Rt. 28, Shandaken NY

**Call to Order
Pledge of Allegiance
Roll Call**

Members Present **Vin Bernstein – Board Member
Tim Malloy - Board Member – Acting Supervisor
Al Higley, Jr. – Board Member
Faye Storms – Board Member**

Members Absent **Robert Stanley – Supervisor**

Recording Secretary **Joyce Grant – Town Clerk**

On a Malloy/Higley motion, the Town Board unanimously approved the minutes of the March meeting as submitted by the Town Clerk.



**Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, June 1, 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
 - a. Catskill Interpretive Center – Representative from the Catskill Center
 - b. M-ark Project- Peg Ellsworth
 - i. Regional Main St Grant
 - ii. Phoenicia Water CDBG Application – *High St. Loop, Pump Station Relocation, Reclamation of Infiltration Gallery & Third Filtration Pump*
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
 80. Pay All Bills
 81. Assessor– Authorize Supervisor to sign TLAP Agreement
 - a. Template for Assessment of City-owned properties & holdings
 82. Ambulance – Approve Ambulance Purchase
 83. Recreation – Reappoint Summer Recreation Director and Assistant

- a. Rayla Susan-Hart – Director; Manuela Jean-Pierre – Asst. Director
- 84. Recreation – Approve Contract with ORDA (Belleayre Lake)
- 85. Recreation – Approve Contract with UCAT (Daily Transportation)
- 86. Recreation – Advertise for Bids for Field Trip Transportation
 - a. 7/29/15 – Howe Caverns; 8/12/15 – Zoom Flume
- 87. Appoint Marriage Officiant – Christopher Trent
- 88. Designate Town Supervisor & Town Clerk to Sell Cemetery Lots
- 89. Approve MARK Project Renewal of Funding Application
- 11. Open Public Comment
- 12. Meeting Adjournment -

*IN MEMORY OF: Paul E. Schmiedel, Carmel Emily Buley, Nanette Forlini,
Dorothy Kakos, Christopher Byron.*

Communications:

Warning to all Esopus Creek white water recreationalists: approx. 1/2 mile below the fishing access point at Shandaken cemetery - Rt. 28, there is a large tree in water blocking the course. until further notice you would be advised not to use the cemetery access.. also there is a water release scheduled for this weekend..Saturday & Sunday afternoon..& with tree will cause dangerous conditions..

Upcoming Events

- Computer Help at Phoenicia Library – this Wednesday night at 6-7:30 pm. Bring in your own electronic device, or use ours. One on One Help. Call Library 845-688-7811 or Town Clerk 845-688-5004 for more info.
- Saturday June 6th – Phoenicia Library Fair & Plant Sale at Mama’s Boy – Main St. Phoenicia
- Sunday June 7th – Phoenicia Fish & Game Rt. 28, Mt. Tremper – Turkey Shoot in morning, Home Cooked Dinner 4-7pm.
- Flag Day Ceremony – Phoenicia Primary School Friday, June 12 10:30
- Flag Burning at American Legion Post #950 Friday June 12th.
- First Annual Plant Sale – Pine Hill Community Center Sunday June 14th. 10am to 4pm
- Big Indian Car Show Sunday June 28th – Big Indian Park.

Representatives from the Maurice Hinchey Catskill Interpretive Center addressed the board
More Info. <http://www.catskillinterpretivecenter.org/>

M-ark Project Representative Peg Ellsworth addressed the board



Phoenicia Water – Still waiting for USDA Grant approval. Next meeting is June 17th at 6:30 – Phoenicia Library

MUSEUM- Still having problems with the heat, still waiting for the sign (2 yrs), Donated some items to the Pratt Museum for their display – for 6 months. Bob Kalb tendered his resignation as Museum Committee Chairman – but will remain on the board. Richard Bennett will now be chairman.

Shandaken Rec – Rayla Hart - Summer Rec program will be Tues – Thurs. July 7th thru Aug. 13th. We are accepting applications for campers.. as well as Applications for Counselors – we are in need of a counselor that has first aid training. Please fill out job application on town website www.shandaken.us

Shandaken Day – Tina Rice – Shandaken Day will be Saturday Aug. 29th at Big Indian Park. We are accepting applications for Vendors, the app is on the website www.shandaken.us We are also are looking for suggestions of name for Hamlet Heroes (Shandaken, Allaben, & Bushnellsville).. and Pride of Shandaken.. Please call Town Hall if you have ideas or would like to volunteer. 688-7165.

On a Malloy/Higley motion the Town Board unanimously accepted the resignation of Bob Kalb.
Meeting adjourned at 7:53 on a Malloy/Higley motion.

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	\$ 21,170.69
Highway	24,414.23
Phoenicia Water	7,402.88
Pine Hill Water	921.39
Phoenicia Lights	819.41
Chichester Lights	127.40
Pine Hill Lights	493.34

	\$ 55,349.34

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 - 15

OFFERED BY: MALLOY

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN TAX LITIGATION AVOIDANCE PROGRAM PARTICIPATING COMMUNITY AGREEMENT

WHEREAS, an agreement has been made by and between the Catskill Watershed Corporation (CWC), a not for profit corporation organized under the laws of the State of New York, and the Town of Shandaken (Town or Assessing Authority), Ulster County, New York, a political subdivision of the State of New York, acting by and through its Supervisor, having its principal offices at 7209 NYS Rte 28, Shandaken, New York; and,

WHEREAS, the Tax Litigation Avoidance Program (TLAP) is a requirement of the December 2010 Water Supply Permit issued by the New York State Department of Environmental Conservation; and

WHEREAS, the 2010 Water Supply Permit is a continuation of the 1997 Water Supply Permit and enforceable by all signatories to the 1997 New York City Watershed Memorandum of Agreement; and

WHEREAS, CWC and New York City Department of Environmental Protection (NYCDEP or the City) entered into the TLAP Contract dated January 25, 2012 (TLAP Program Contract); and

WHEREAS, the Assessing Authority is named party in proceeding filed by the City of New York under Article 7 of the Real Property Tax Law contesting the assessments of certain City-owned real property within the boundaries of the Assessing Authority ; and

WHEREAS, after receipt and review of the TLAP Program Contract and a generic template relevant to the assessment of certain City-owned real property within the Assessing Authority, the Assessing Authority passes a resolution to participate in the TLAP and execute the TLAP Program Participating Community Agreement (the Agreement); and

WHEREAS, CWC developed Program Standards for the management and administration of the TLAP and disbursement of Program Funds in order to pursue all Program Work described in the TLAP Program Contract; and

THEREFORE, BE IT RESOLVED in consideration of the promises and respective representations contained in the Agreement, the Town Board of Shandaken hereby authorizes the Town Supervisor to execute said Agreement

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 #82-15

OFFERED BY: HIGLEY

RESOLUTION TO APPROVE AMBULANCE VEHICLE BID

WHEREAS, the Town Board advertised to receive bids for an replacement ambulance vehicle, to be opened at the May meeting.

WHEREAS, one bid was received AND accepted from NORTHEAST RESCUE VEHICLE, SYRACUSE NY.

WHEREAS, the Ambulance chief and Town Board has reviewed the specifications required for the vehicle and have determined that the specifications and price meet their approval.

THEREFORE, BE IT RESOLVED the Town Board hereby approves the bid from NORTHEAST RESCUE VEHICLE

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 #83-15

OFFERED BY: STORMS

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 07, 2015 through and including Thursday, August 13, 2015.

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 # 84-15

OFFERED BY BERNSTEIN

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 07, 2015 through August 13, 2015, 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 2015 summer season.

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 #85-15

OFFERED BY: MALLOY

RESOLUTION AUTHORIZING CONTRACT WITH UCAT

WHEREAS, the Town of Shandaken Summer Recreation Program runs from Tuesday, July 07, 2015 through and including Thursday, August 13, 2015, 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 29 and August 12, 2015.

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: 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# 86-15

OFFERED BY: HIGLEY

**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 **HOWE’S CAVERNS** on **Wed. July 29, 2015**
- 2 School busses for round-trip to and from the **ZOOM FLUME** on **Wed. Aug. 12, 2015**

All bids must be received by July 6th, 2015 at 3pm at the Town Clerks Office, Shandaken Town Hall, 7209 Rt. 28 Shandaken NY 12480, to be awarded at town board meeting that night at 7pm.

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 #87-15

OFFERED BY STORMS

MARRIAGE OFFICER – CHRISTOPHER TRENT

WHEREAS, Pursuant to New York State Domestic Relations Law, the Governing Body of a municipality has the right to appoint Marriage Officer 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 he officiates, to be paid by or on behalf of the persons married.

WHEREAS, Christopher Trent, a resident of the Town of Shandaken, has requested the Town Board to appoint him to the position of Marriage Officer for the period of four (4) years or until such time as his appointment is withdrawn pursuant to Domestic Relations Law 11-c, whichever comes first.

NOW, THEREFORE BE IT RESOLVED, that **Christopher Trent** be appointed Town of Shandaken Marriage Officer – This resolution shall take effect immediately. Appointment Expires June 1st, 2019.

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 #88-15

OFFERED BY: BERNSTEIN

WHEREAS, The Town of Shandaken has recently had the Operation & Control of Shandaken Rural Cemetery conveyed to them.

WHEREAS, New York State Law section 290 requires the Town Supervisor and Town Clerk to file with the County Clerk a list of available burial lots and to offer said lots to the public.

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Shandaken designate the Supervisor & Town Clerk to notify the County Clerk of burial lots available and to sell said lots at the Shandaken Rural Cemetery, on a first come – first serve basis.

BE IT FURTHER RESOLVED, that the Town of Shandaken will continue to observe the Laws, Rules and Regulations as stated in section 1507 of the NYS Cemetery Board.

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 #89-15

OFFERED BY: MALLOY

Approve MARK Project Application to NYS Homes & Community– NY Main St. Program

WHEREAS, the MARK Project desires to apply for up to \$500,000. in financial assistance through the 2015 Consolidated Funding Application (CFA) under the NY Main Street Program;

WHEREAS, the application proposes funding to assist property owners to complete building renovations to downtown “main street” buildings on Main Streets in the town of Andes, Middletown, Roxbury, Shandaken and the Villages of Margaretville and Fleischmanns.

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE BEIT RESOLVED, that the Town Board of the Town of Shandaken approves and endorses the 2015 NY Main Street application for assistance prepared and to be submitted by the MARK Project, Inc.

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	_____

Signed this 2nd day of June, 2015

Joyce Grant, Town Clerk