

RESOLUTION #: 145-18

OFFERED BY: STANLEY

RESOLUTION TRANSFERRING FUNDS FOR GENERAL FUND FOR END OF FISCAL YEAR 2018

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 2018 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.

Expense Transfers

<u>Amount From</u>	<u>Amount To</u>	<u>Acct #</u>	<u>Description</u>
\$500.00		A51010400	Town Board, Contractual
\$500.00		A51110200	Justice, Equipment
\$6,700.00		A51110400	Justice, Contractual
\$1,000.00		A51110410	Justice, Stenographer
\$2,900.00		A51220110	Supervisor, Secretary/Bookkeeper
\$2,000.00		A51220200	Supervisor, Equipment
\$5,000.00		A51320410	Independent Accounting, Contractual
\$6,400.00		A51420400	Attorney, Contractual
\$3,500.00		A51460412	Records Mgmt, Contractual
\$5,000.00		A51620400	Maint/Bdlg, Contractual
\$2,100.00		A51670400	Ctrlized Process, Print/Mail, Contract
\$1,000.00		A51680400	Ctrlized Process, DP Contractual
\$25,000.00		A51990400	Spec Items, Contingency
\$14,500.00		A53120100	Police, Personal Svc, Full Time
\$8,000.00		A53120101	Police, Buy Back Time
\$3,000.00		A53120420	Schools/ammunition
\$22,000.00		A59060800	Emp Benefits, Hospitalization
\$12,500.00		A995000	Capital Project
	\$5,350.00	A51220111	Supervisor Asst. Secretary/Bookkeeper
	\$3,800.00	A51220400	Supervisor, Contractual
	\$3,300.00	A51650400	Ctrlized Communication Contractuals
	\$25,400.00	A53120110	Police, Personal Svc, Part Time
	\$43,500.00	A54540110	Ambulance, Personal Svc, Part Time
	\$52,050.00	A54540111	Ambulance, Personal Svc, F/T
	\$11,150.00	A54540400	Ambulance, Contractual
	\$7,600.00	A57020400	Recreation/Parks Contractual

Revenue Increases

\$1,600.00	A31110	Ulster County Sales Tax
\$10,450.00	A32770	Miscellaneous Revenue
\$18,500.00	A33005	State Aid, Mortgage Tax

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION #: 146-18

OFFERED BY: STORMS

RESOLUTION TRANSFERRING FUNDS FOR HIGHWAY FUND FOR END OF FISCAL YEAR 2018

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 2018 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.

Expense Transfers

<u>Amount From</u>	<u>Amount To</u>	<u>Acct #</u>	<u>Description</u>
\$7,500.00		DA51420400	Attorney Contractual
\$2,890.00		DA51910400	Unallocated Insurance

\$20,000.00		DA51990400	Contingency
\$15,515.00		DA55140400	Miscellaneous, Contractual
\$46,000.00		DA55110110	Parks, Personal Services
	\$1,420.00	DA5110450	Municipal Association Dues
	\$2,900.00	DA55130200	Machinery & Equipment
	\$23,450.00	DA55130430	Machinery & Equipment, Plow/Parts/Chain
	\$13,100.00	DA55130440	Machinery & Equipment, Shop/Hand Tools
	\$8,350.00	DA55130450	Machinery & Equipment, Repairs
	\$21,000.00	DA55142400	Sand, Salt, Calcium
	\$21,365.00	DA59785600	Installment Debt, Principal

Revenue Transfers

\$24,000.00		DA32300	Transportation Services
\$14,850.00		DA32401	Interest Earned
	\$24,000.00	DA32302	Shared Services
	\$14,530.00	DA33501	State Aid, CHIPS

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

Reorganizational Meeting 1/7/19

RESOLUTION #1-19

OFFERED BY: STANLEY

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 MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 2-19

OFFERED BY: STORMS

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 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 2019

January 7th	6:00 PM
February 4th	7:00 PM
March 4th	7:00 PM
April 1st	7:00 PM
May 6th	7:00 PM
June 3rd	7:00 PM
July 1st	7:00 PM
August 5th	7:00 PM
September 9th	7:00 PM (second Monday)
October 7th	7:00 PM
November 6th	7:00 PM (first Wednesday)
December 2nd	7:00 PM

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 3-19

OFFERED BY: ALBA

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 2019.

AND MOVE ITS ADOPTION

Seconded by Disclafani
ROLL CALL 5 AYES

RESOLUTION # 4-19

OFFERED BY: DISCLAFANI

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 2019.

AND MOVE ITS ADOPTION

Seconded by VANBLARCUM

ROLL CALL 5 AYES

RESOLUTION # 5-19

OFFERED BY: VANBLARCUM

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 **\$0.58 per mile**, when discharging their duties as Town Officials.

AND MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 6-19

OFFERED BY: STANLEY

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 MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 7-19

OFFERED BY: STORMS

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 \$2,000.00 each be and hereby is appropriated for Rent of Rooms and Patriotic Observances for each of the organizations for the year 2019.

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 8-19

OFFERED BY: ALBA

PROGRAM FOR THE AGING - SENIOR NUTRITION PROGRAM & FOOD PANTRY

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 \$2,500 be and hereby is appropriated for the **Senior Nutrition Program**.

BE IT FURTHER RESOLVED, that the sum of \$2,000. be and hereby is appropriated for the **Phoenicia Food Pantry**.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 9-19

OFFERED BY: DISCLAFANI

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 & Jaiven** as General Counsel to the Town Board, **Greenwald & Doherty, LLP** as Labor Counsel and **Jacobowitz & Gubits, LLP** as Zoning and Planning Counsel.

AND MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 10-19

OFFERED BY: VANBLARCUM

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 2019 budget.

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI
ROLL CALL 5 AYES

RESOLUTION # 11-19

OFFERED BY: STANLEY

ELECTED OFFICIALS' 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 2019 and shall be as follows:

		SALARY
Supervisor -	Robert A. Stanley	37,250.00
Councilman –	Gael Alba	9,000.00
	Peter DiSclafani	9,000.00
	Timothy Malloy	9,000.00
	Faye Storms	9,000.00
Highway Supt. -	Eric Hofmeister	50,750.00
Clerk/Collector –	Joyce Grant	37,250.00
Assessor/Chairman -	Peter DiModica	36,500.00
Assessor -	Dave Channon	5,500.00
	Janet L. Klugiewicz	5,500.00
Justice -	Tom Crucet	19,000.00
	Michael Miranda	19,000.00

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 12-19

OFFERED BY: STORMS

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 **Faye Storms** to act as Deputy Supervisor, in the absence of the supervisor, without compensation, for the year 2019.

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI
ROLL CALL 5 AYES

RESOLUTION # 13-19

OFFERED BY: ALBA

SUPERVISOR'S CLERK

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 Clerk to the Supervisor;

THEREFORE, BE IT RESOLVED that the Town Board approve the appointment of **Lynn Stewart** to serve at the pleasure of the Supervisor, and receive \$13.20 per hour when discharging the duties of said office, not to exceed \$24,025.00, for the Fiscal Year 2019.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL 5 AYES

RESOLUTION # 14-19

OFFERED BY: DISCLAFANI

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 re-appointment of **Barbara Twerdak** to serve at the pleasure of the Supervisor, and receive \$12.20 per hour when discharging the duties of said office, not to exceed \$17,130.00, for the Fiscal Year 2019.

AND MOVE ITS ADOPTION

Seconded by: STANLEY

ROLL CALL 5 AYES

RESOLUTION # 15-19

OFFERED BY: VANBLARCUM

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 re-appointed to this position, without compensation for the Year 2019.

AND MOVE ITS ADOPTION

Seconded by: STORMS

ROLL CALL 5 AYES

RESOLUTION # 16-19

OFFERED BY: STANLEY

SECRETARY TO THE 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 **Cara Grant** be re-appointed to serve as Secretary to the Highway Superintendent, and to serve at his pleasure, and to be paid \$12.45 per hour when performing the duties of said office, not to exceed \$22,660.00, with \$1,000.00 additionally allotted for overtime, for the Fiscal Year 2019.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL 5 AYES

RESOLUTION # 17-19

OFFERED BY: STORMS

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 re-appoint, **Jacqueline Gugliemetti** as full time Deputy Town Clerk/Tax Collector and be paid \$15.90 per hour, not to exceed \$28,950.00 for the Fiscal Year 2019, and to perform the duties of the Town Clerk/Tax Collector in her absence; and

BE IT FURTHER RESOLVED, that **Patricia Heinz** be re-appointed as part time Deputy Town Clerk/Tax Collector and be paid \$15.45 per hour, not to exceed \$11,250.00 for the Fiscal Year 2019, and to perform the duties of the Town Clerk /Tax Collector in her absence

AND MOVE ITS ADOPTION

Seconded by: ALBA

ROLL CALL 5 AYES

RESOLUTION # 18-19

OFFERED BY: ALBA

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 re-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 MOVE ITS ADOPTION

Seconded by: STORMS

ROLL CALL 5 AYES

RESOLUTION # 19-19

OFFERED BY: DISCLAFANI

CHAIRMAN OF THE 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 **Peter DiModica** be appointed Chairman of the Board of Assessors for the Town of Shandaken and receive an annual salary of \$36,500.00 for the Fiscal Year 2019.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM

RESOLUTION # 20-19

OFFERED BY: VANBLARCUM

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 re-appointed Assessor's Clerk, to assist in the Clerical duties of the Assessors, and be paid \$13.25 per hour, not to exceed \$24,115.00 for the Fiscal Year 2019, while discharging the duties of said office;

AND MOVE ITS ADOPTION

Seconded by: STORMS

RESOLUTION # 21-19

OFFERED BY: STANLEY

JUSTICE COURT 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 **Wendy Helm** be re-appointed 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 \$27,690.00 for the Fiscal Year 2019 while discharging the duties of said office.

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI

ROLL CALL 5 AYES

RESOLUTION # 22-19

OFFERED BY: STORMS

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 **Theodore R. Byron, William Lundberg and William J. McGrath** be re-appointed to the Police Commission for the year 2019

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL 5 AYES

RESOLUTION # 23-19

OFFERED BY: ALBA

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, and

THEREFORE BE IT RESOLVED, that **Chad Storey** be and hereby is re-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 \$22,000.00 for the Fiscal Year 2019, while discharging the duties of said office.

AND MOVE ITS ADOPTION

Seconded by: STORMS

ROLL CALL 5 AYES

RESOLUTION # 24-19

OFFERED BY: DISCLAFANI

AMBULANCE CHIEF, OFFICERS & PAY RATES

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

WHEREAS, in order to address increases in NYS Minimum Wage Laws which exceed existing raises for employees as addresses in the current contract.

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 2019:

Ambulance Chief – Richard Muellerleile at \$12,000.00 per year

Deputy Ambulance Chief – Brendan Whalen at \$5,000 per year;

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

Line Officer – Ernest Longhi, Sr. at \$5,000 per year;

and that as provided under contract said employees shall serve at the discretion of the Ambulance Chief and Town Board.

BE IT FURTHER RESOLVED the following pay rates shall apply for individuals in each class plus longevity pay:

Ambulance Driver	@ \$11.10 per hour
Ambulance Technician	@ \$12.10 per hour
Ambulance Paramedic	@ \$17.80 per hour

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL 5 AYES

RESOLUTION # 25-19

OFFERED BY: VANBLARCUM

Phoenicia Water District

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 and Nick Formont** be appointed to the Phoenicia Water Committee for 2019; and

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

AND MOVE ITS ADOPTION

Seconded by: STANLEY

ROLL CALL 5 AYES

RESOLUTION # 26-19

OFFERED BY: STANLEY

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 re-appointed Superintendent of the Phoenicia Water District, and hold office at the pleasure of the Town Board, and receive an annual salary, not to exceed \$22,750.00 to be disbursed once each month and expenses as allotted in the 2019 budget as pursuant to law, while discharging the duties of said office; and

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 MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 27-19

OFFERED BY: STORMS

PHOENICIA WATER DISTRICT 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 **Barbara Twerdak** be and hereby is appointed Clerk for the Phoenicia Water District, and be paid \$12.20 hourly, not to exceed \$5,000.00 for the Fiscal Year 2019, while discharging said duties,

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 28-19

OFFERED BY: ALBA

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, and Michelle Wooton** be appointed to the Pine Hill Water Committee for 2019, and

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

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 29-19

OFFERED BY: DISCLAFANI

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 \$25,200.00 to be disbursed once each month and expenses as allotted in the 2019 budget as pursuant to law, while discharging the duties of his office; and

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 MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 30-19

OFFERED BY: VANBLARCUM

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 re-appointed Bookkeeper for the Pine Hill Water District, and be paid an annual salary not to exceed \$600.00 for the Fiscal Year 2019,

AND MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 31-19

OFFERED BY: STANLEY

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 **Barbara Twerdak** be and hereby is re-appointed Billing Clerk for the Pine Hill Water District, and be paid at a rate of \$12.20 per hour, not to exceed \$1,300.00 for the Fiscal Year 2019, while discharging said duties; and

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

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 32-19

OFFERED BY: STORMS

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 re-appointed to the Shandaken Planning Board with her term to expire in December 31, 2025.

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 33-19

OFFERED BY: ALBA

RESOLUTION APPOINTING CHAIR & VICE CHAIR FOR THE 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 **Donald Brewer** be re-appointed as Chair of the Planning Board and **Clifton Rabuffo** be re-appointed as Vice-Chair of the Planning Board for the year 2019

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 34-19

OFFERED BY: DISCLAFANI

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 re-appointed to the Zoning Board of Appeals with his term to expire in December 31, 2023.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 35-19

OFFERED BY: VANBLARCUM

RESOLUTION APPOINTING CHAIR & VICE-CHAIR TO THE 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 **Keith Johnson** be re-appointed as Chair and **Rolf Reiss** be re-appointed as Vice Chair of the Zoning Board of Appeals for the year 2019.

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 36-19

OFFERED BY: STANLEY

Appointment of Municipal Code Officer and Zoning Enforcement 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 and Fire Prevention/Protection Ordinances and rules and regulations;

THEREFORE, BE IT RESOLVED that **Howard McGowan** be re-appointed as Municipal Code Officer to be paid \$17.00 per hour not to exceed \$31,000.00 and mileage while on Town Business for the Fiscal Year 2019, while dispensing the duties of said office,

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI
ROLL CALL 5 AYES

RESOLUTION # 37-19

OFFERED BY: STORMS

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 **Sandra Petterson**, be re-appointed as Building Department Secretary with an hourly rate of \$12.00, not to exceed \$22,850.00 for the Fiscal Year 2019 and serve at the pleasure of the Planning Board, Zoning Board of Appeals, Municipal Code Officer, Zoning Enforcement Officer and be accountable to the Town Board while dispensing duties of

said office,

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 38-19

OFFERED BY: ALBA

RESOLUTION APPOINTING PARKS & 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 **John Michelotti and Amelia Hegeman** be re-appointed as **Big Indian Park and Smith Parks Managers** respectively with their terms to expire December 31, 2021 and shall serve without compensation at the pleasure of the Town Board,

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION # 39-19

OFFERED BY: DISCLAFANI

Town Historian, Town Historical Museum Board and Museum Director

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; and

WHEREAS, The Town Board also recognizes the Town of Shandaken Historical Museum maintains a Board of Directors.

THEREFORE, BE IT RESOLVED that **Kathleen Myers** be appointed Historian, for the Town of Shandaken for the year 2019, without compensation while performing the duties of said office; and

BE IT FURTHER RESOLVED that **William Andrews, Richard Bennett, Richard Der Airs, June LaMarca, Doris Nieves, Frank Spina and Marylou Stapleton** are hereby recognized as being the Town of Shandaken Historical Museum Board with **Marylou Stapleton** being the **Chair** of the Board; and

BE IT YET FURTHER RESOLVED that **Kathleen Myers** be re-appointed as **Museum Director** and that she receive \$12.00 hourly not to exceed \$15,000.00 as per the 2019 Town Budget while dispensing duties of said office,

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 40-19

OFFERED BY: VANBLARCUM

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 Chad Storey** be appointed 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 MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 41-19

OFFERED BY: STANLEY

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 re-appointed Dog Control Officer and Enumerator for the year 2019 and shall receive an annual salary not to exceed of \$10,650.00 and **Tom Rinaldo** be hereby re-appointed Assistant Dog Control Officer and shall receive an annual wage of \$4,705.00 and contractual expenses of \$3,750 for expenses incurred pursuant to law contained within the 2019 Budget, when discharging the duties of said offices at the pleasure of the Board.

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 42-19

OFFERED BY: STORMS

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 re-appointed as **Recycling Attendant** and be paid \$12.00 hourly, not to exceed \$9,360.00, as per the 2019 Town Budget while dispensing duties of said office.

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 43-19

OFFERED BY: ALBA

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 re-appointed as the Municipal Worker for the Town of Shandaken for 2019, at \$11.50 per hour, not to exceed \$11,960.00, while dispensing duties of said office,

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI
ROLL CALL 5 AYES

RESOLUTION # 44-19

OFFERED BY: DISCLAFANI

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 **Robert A. Stanley** to act as Social

Services Officer, to be paid no compensation, and be allowed expense money in the amount of \$300 for expenses incurred pursuant to law, when discharging the duties of said office.

AND MOVE ITS ADOPTION

Seconded by: VANBLARCUM
ROLL CALL 5 AYES

RESOLUTION # 45-19

OFFERED BY: VANBLARCUM

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 **Theodore Byron, Jr.** be appointed as director of Civil Defense for the Town of Shandaken with no compensation for the year 2019.

AND MOVES ITS ADOPTION

AND MOVE ITS ADOPTION

Seconded by: STORMS
ROLL CALL 5 AYES

RESOLUTION # 46-19

OFFERED BY: STANLEY

RESOLUTION APPOINTING 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 re-appoints Town Board Member **Faye Storms** and resident **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 2019

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES

RESOLUTION # 47-19

OFFERED BY: STORMS

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 MOVE ITS ADOPTION

Seconded by: VANBLARCUM

RESOLUTION # 48-19

OFFERED BY: ALBA

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	\$ 68,878.33
Highway	84,076.01
Phoenicia Water	9,848.64
Pine Hill Water	
Phoenicia Lights	1,101.27
Chichester Lights	161.20
Pine Hill Lights	635.46

	\$ 164,700.91

AND MOVE ITS ADOPTION

Seconded by: STANLEY
ROLL CALL 5 AYES

RESOLUTION #: 49-19

OFFERED BY: STANLEY

RESOLUTION AUTHORIZING ENTERING INTO AN INTERMUNICIPAL AGREEMENT FOR THE SHARING OF INFORMATION REGARDING SHORT TERM RENTAL PROPERTIES BETWEEN THE COUNTY OF ULSTER AND THE TOWN OF SHANDAKEN

WHEREAS, a growing industry of online service providers have turned short term rentals into a rapidly growing sector of the vacation rental market putting these largely unregulated rooms in competition with local traditional lodging providers, such as hotels and Bed and Breakfast facilities; and

WHEREAS, the addition of short term rentals, that primarily market through online hosting platforms, create a situation where all lodging providers are not compliant with local zoning, health and safety rules, and state and local tax requirements; and

WHEREAS, in order to ensure collection and enforcement of the County’s hotel and motel tax from individuals renting residential properties on a short-term basis, the County has entered into a software services agreement with a private vendor to monitor marketplace operators for advertisements of short-term rentals of properties in the County and provide to the County a list of the short-term rental properties, parcel information on those properties, physical property information, the addresses and contact information for the properties’ owners, and information on the nightly rates (the “Master Agreement”); and

WHEREAS, the growth of the short term rental marketplace has left local municipalities scrambling to understand the scope and size of this marketplace within their jurisdiction, while attempting to address health and safety concerns and quality of life issues determined through local zoning and code enforcement; and

WHEREAS, in an effort to assist local municipalities, the County has offered to provide, at local option, an inventory of all properties within the respective municipal jurisdiction that have been identified by the County’s vendor as advertising short term rentals; and

WHEREAS, the County and the municipality now desire to enter into an agreement for the sharing of the information provided through the County’s software services agreement.

THEREFORE, BE IT NOW RESOLVED the Town of Shandaken Town Board hereby authorizes the Town Supervisor to enter into the Intermunicipal Agreement with Ulster County for the sharing of information regarding Short Term Rental Properties

AND MOVE ITS ADOPTION

Seconded by: ALBA
ROLL CALL 5 AYES