



Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, March 2, 2020

- 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. USPS – Presentation Regarding Possible Mt Tremper Post Office Relocation
- 7. Committee Reports:**
 - a. *Ambulance*
 - b. *Building/Zoning*
 - c. *Police*
 - d. *Phoenicia Water*
 - e. *Pine Hill Water*
 - f. *Museum*
 - g. *Recreation*
- 8. Public Comments on Resolutions**
- 9. Motions:**
- 10. Resolutions:**
 - 53. Pay All Bills**
 - 54. Town Board – Sale of Property to CWC**
 - a. Former Site of proposed Municipal Complex
 - 55. Shandaken Septic District – Purchase of Property for Project**
 - a. Purchase and easements for Moore Properties
 - b. 2-Ruthenbeck Rd. parcels for \$43,000
 - 56. Town Board – Support 2020 Bike Race**
 - a. 8th Annual Woodstock Womens' Cycling Grand Prix
 - 57. Town Board – Support 2020 Budget Legislation**
 - a. Re: Improved Cell Service in the Catskills
- 11. Open Public Comment**
- 12. Meeting Adjournment -** *IN MEMORY OF:*
Anthony Motti, Dolores Harvey, Lynne Stewart

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	\$ 681,231.77
Highway	127,060.94
Phoenicia Water	6,094.15
Pine Hill Water	1,330.08
Phoenicia Lights	1,080.08
Chichester Lights	159.43
Pine Hill Lights	649.98
CWC Construction	42,441.25

	\$ 860,048.21

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL

	AYES	NAYS
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BOARD MEMBER DISCLAFANI	<u> X </u>	<u> </u>
BOARD MEMBER STEEN	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
BOARD MEMBER VANBLARCUM	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

AUTHORIZE SALE OF A PARCEL OF REAL PROPERTY TO CATSKILL WATERSHED CORPORATION

WHEREAS, on March 7, 2016 (Resolution 77-16), the Town Board of Shandaken accepted a Local Flood Analysis (“LFA”) for the Hamlets of Phoenicia and Mt. Tremper; and

WHEREAS, the LFA highlighted certain activities to mitigate flooding and improve resiliency and response to future flood events; and

WHEREAS, one of the projects was the retention of a Town-owned parcel (SBL # 25.1-1-2.1) (“Land”) along Rte 28 in Phoenicia, NY for future use as a site for a new Town Complex (defined below); and

WHEREAS, the Town, through the NY Rising Program, initiated a feasibility study and design for a new “Town Complex” (Town Hall, Highway Garage and Ambulance Department) to meet the goals outlined in the LFA; and

WHEREAS, the Town through Resolution 68-17 dated March 7, 2017, was authorized to enter into an agreement (“2017 Agreement”) for funding (as described in said Agreement) from the Catskill Watershed Corporation (CWC) to acquire unencumbered property for relocation of the Town Complex; and

WHEREAS, the 2017 Agreement was executed by the Town and CWC on March 16, 2017 and CWC provided payment on behalf of the Town for acquisition of real property in the amount of \$114,000.00; and

WHEREAS, pursuant to the 2017 Agreement, title to the Land was agreed to be vested to CWC within five (5) years if the relocation of the Town Complex to the Land is not then accomplished; and

WHEREAS, the Town has determined that a new Town Complex to the Land is not feasible; and

WHEREAS, the Town has determined that it is in the best interest of its residents to accelerate the five (5) year delivery of the Land to the CWC:

THEREFORE, BE IT RESOLVED, that the Town of Shandaken Town Board hereby authorizes the Town Supervisor to execute a deed and all related documents to transfer title of the Land to CWC, or its successors or assigns in lieu of reimbursing to CWC the sum of \$114,000.00; and

AND MOVE ITS ADOPTION

Seconded by: STANLEY

ROLL CALL

AYES NAYS

BOARD MEMBER DISCLAFANI X _____

BOARD MEMBER STEEN X _____

BOARD MEMBER STORMS X _____

BOARD MEMBER VANBLARCUM X _____

SUPERVISOR STANLEY X _____

AUTHORIZE PURCHASE OF PARCELS OF REAL PROPERTY TO SHANDAKEN SEPTIC MAINTENANCE DISTRICT

WHEREAS, on December 3, 2018 (Resolution 138-18) & finalized following a public permissive referendum on May 6, 2019 (Resolution 76-19), the Town Board of Shandaken created the Shandaken Septic Maintenance District in accordance with the Memorandum of Agreement with NYC DEP; and

WHEREAS, in order for the project to proceed it was noted that certain real properties would need to be acquired in order to remedy engineering restraints within the boundaries of other parcels within the District; and

WHEREAS, those parcels were identified and efforts were made to procure said properties in order to proceed; and

WHEREAS, the Town, through negotiations with the landowners have come to an agreement on price; and

WHEREAS, the TOWN OF SHANDAKEN, acting by and through its Town Board (“Purchaser” or the “Town”), wishes to enter into contract (“Contract”) by and between SANDRA MOORES and RUDOLPH MOORES (collectively referred to as the “Seller”) referred to in this Contract collectively, as the “parties.”; and

WHEREAS, Seller owns that certain real property referred to on the Tax Map of the County of Ulster and Town of Shandaken, as Tax Parcel Nos. 5.13-3-20 and 5.13-3-21 (collectively the “Property”) being more particularly bounded and described in a deed recorded at the Ulster County Clerk’s Office in Liber 6510 of Deeds at page 99, said Property being more particularly described in Schedule “A” attached to the Contract; and

WHEREAS, Seller desires to grant, and Purchaser desires to purchase the Property (“hereinafter the “Parcel”), while reserving an Easement for Seller (“Easement Area”), as shown in Schedule “B” of the Contract attached hereto and made a part hereof this Resolution.

THEREFORE, BE IT RESOLVED, in consideration of the mutual promises hereinafter set forth and of other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to all Recitals within the Contract to Buy Real Estate between the parties for a price not to exceed Forty-Three Thousand Dollars and No Cents (\$43,000.00 US) minus an initial non-refundable deposit of Five Thousand Dollars and No Cents (\$5,000.00 US).

BE IT FURTHER RESOLVED, the effective date of this Contract shall be the later of the date of the execution of this Contract by the Town and the date of the execution of this Contract by Seller.

AND MOVE ITS ADOPTION

Seconded by: DISCLAFANI

ROLL CALL

AYES NAYS

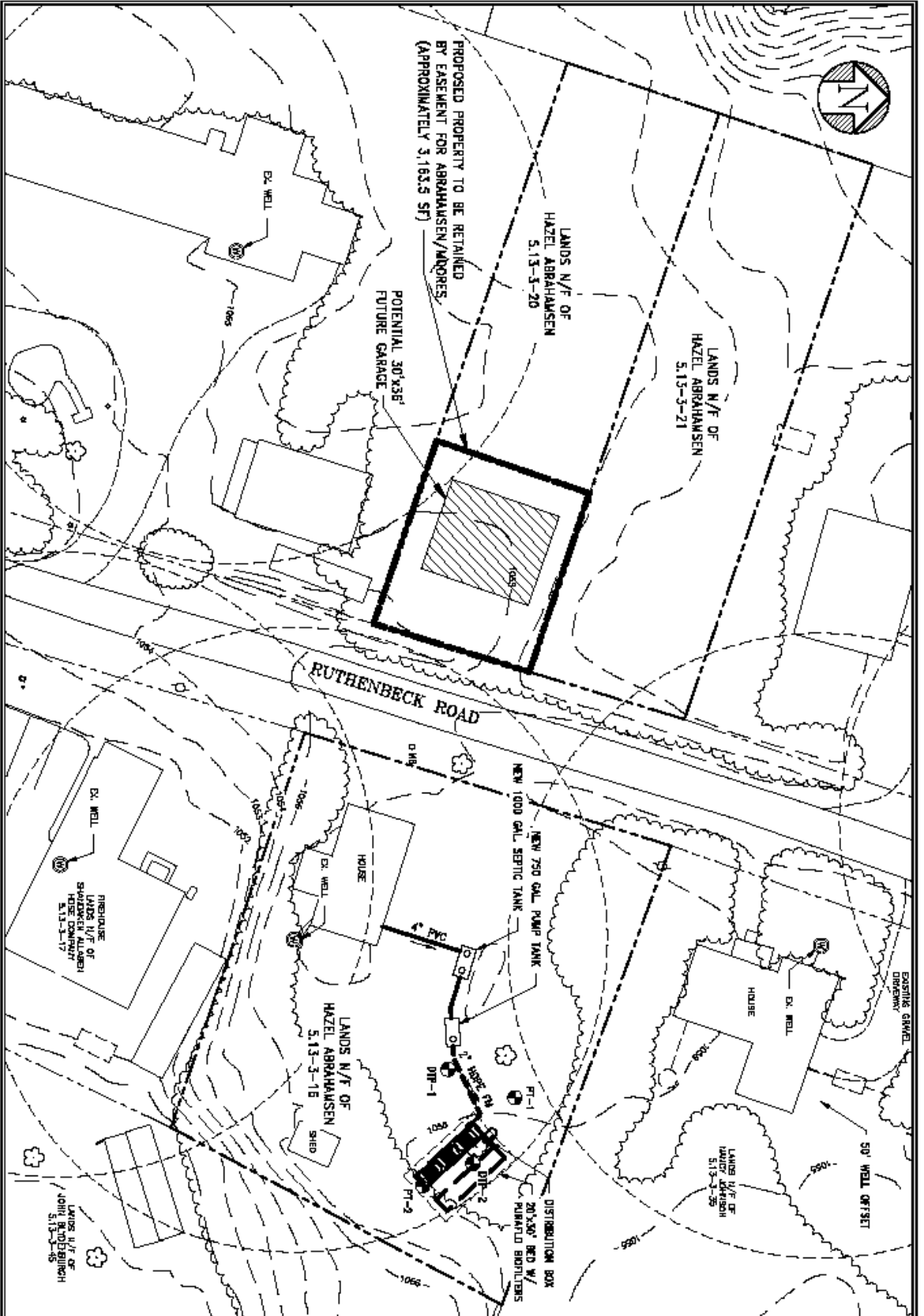
BOARD MEMBER DISCLAFANI X _____

BOARD MEMBER STEEN X _____

BOARD MEMBER STORMS X _____

BOARD MEMBER VANBLARCUM X _____

SUPERVISOR STANLEY X _____



PROPOSED PROPERTY TO BE RETAINED
BY EASEMENT FOR ABRAHAMSON/MOORES
(APPROXIMATELY 3,163.5 SF)

RUTHENBECK ROAD

LANDS N/F OF
HAZEL ABRAHAMSON
5.13-3-20

LANDS N/F OF
HAZEL ABRAHAMSON
5.13-3-21

POTENTIAL 30'x35'
FUTURE GARAGE

NEW 1000 GAL. SEPTIC TANK
NEW 750 GAL. PUMP TANK

LANDS N/F OF
HAZEL ABRAHAMSON
5.13-3-15

LANDS N/F OF
HAZEL ABRAHAMSON
5.13-3-25

PREHOUSE
LANDS N/F OF
SUZANNE ABRAHAMSON
5.13-3-17

LANDS N/F OF
JOHN R. DEBENEDECTIS
5.13-3-18

DISTRIBUTION BOX
20'x30' AND W/
PUMPTED BUILDINGS

TOWN OF SHANDAKEN
SEPTIC MAINTENANCE DISTRICT
ABRAHAMSON/MOORES PROPERTY



CONSULT. NO. 10
(20) 234-4218

QUALIFIED ARCHITECT/ENGINEER TO THE TOWN OF SHANDAKEN FOR THE DESIGN OF THIS PROJECT ON A PROJECT FOR THE TOWN OF SHANDAKEN AND THE SHANDAKEN PROFESSIONAL SERVICES BOARD FOR THE PROJECT.	Project Number	201
Drawn by	JL	
Designed by	JL	
Checked by	JL	
DATE	2/12	
Scale	1"=	
Site Title	PROPERTY ACQUISITION REMOTE SITE PLAN	
Sheet No.		

RESOLUTION SUPPORTING 8TH ANNUAL WOMEN’S WOODSTOCK CYCLING GRAND PRIX

WHEREAS, the Town of Shandaken fully supports recreational tourism ventures throughout the Town and the region as beneficial economic activities,

WHEREAS, the Town has in the past supported an annual bicycle race to be held on **Friday, May 1 thru Sunday, May 3, 2020**; and

WHEREAS, said race will consist of a course originating from Woodstock, NY, through and along Rte. 212, Rte. 28, Plank Rd. and Wittenburg Rd., in Mt. Tremper, NY through and including Rte. 28, Bridge Street and Plank Road in Phoenicia and concluding in Woodstock, NY,

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 MOVE ITS ADOPTION

Seconded by: STORMS

ROLL CALL

AYES NAYS

BOARD MEMBER DISCLAFANI	<u> X </u>	<u> </u>
BOARD MEMBER STEEN	<u> X </u>	<u> </u>
BOARD MEMBER STORMS	<u> X </u>	<u> </u>
BOARD MEMBER VANBLARCUM	<u> X </u>	<u> </u>
SUPERVISOR STANLEY	<u> X </u>	<u> </u>

**RESOLUTION SUPPORTING NYS FY 2021 EXECUTIVE BUDGET TRANSPORTATION, ECONOMIC DEVELOPMENT AND ENVIRONMENTAL CONSERVATION
ARTICLE VII LEGISLATION PROPOSAL FOR CELLULAR SERVICE EXPANSION**

WHEREAS, the Town of Shandaken and other communities have in the past noted the need for increased cellular service within our community and along the NYS Route 28 a NYS “Critical Corridor”; and

WHEREAS, it is our understanding that a Task Force was created by Governor Cuomo in order to investigate options to expand cellular service within the Catskills and Adirondacks which recommended a mix of large and small towers in order to optimize cellular service within rural mountainous terrain such as Shandaken; and

WHEREAS, the Town of Shandaken appreciates that Governor Cuomo has built some incentives into his Executive Budget currently under consideration under Bill 12673-01-0 § BB, Article 13-E, Small Wireless Facilities Legislation; and

WHEREAS, the Town of Shandaken hopes that large cell towers can be included in this legislation in order to receive full cellular service throughout all our communities; and

WHEREAS, we implore our State Legislative leaders to fully support this initiative; and

WHEREAS, the Town of Shandaken also understands that the Public Service Commission currently claims it has no authority over Cellular carriers; and

WHEREAS, at one time electric and telephone companies were eventually deemed a necessity and we feel that cellular communication has reached the point that it should be considered a necessary Public Service.

THEREFORE, BE IT RESOLVED, that the Town Board of Shandaken Town Board hereby sends notification to all of our local elected representatives, including the Honorable Governor Andrew Cuomo, that the NYS Legislative bodies support this bill for Small Wireless Facilities but ask that large towers be included in the bill; and

BE IT FURTHER RESOLVED, that the Town Board of Shandaken requests that the NYS Legislature consider qualifying cellular and internet communications be considered a public necessity, similar to telephone and power, and allow the Public Service Commission authority to assist in its expansion and coverage.

AND MOVE ITS ADOPTION

Seconded by: STEEN

ROLL CALL
AYES NAYS

BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER STEEN	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____