



Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, June 4, 2018

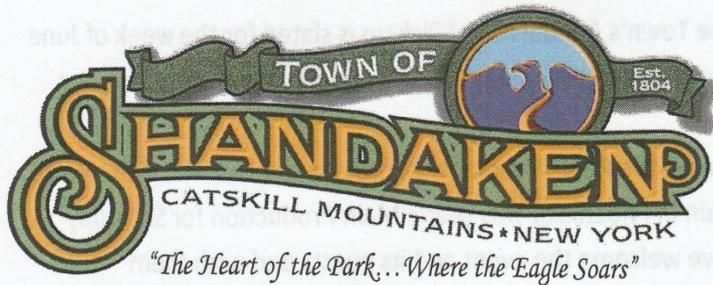
1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Approval of previous T/B Meeting minutes
5. Supervisor's Financial Report
6. Communications
7. Committee Reports:
 - a. Ambulance
 - b. Building/Zoning
 - c. Police
 - d. Phoenicia Water
 - e. Pine Hill Water
 - f. Museum
 - g. Recreation
8. Public Comments on Resolutions
9. Motions:
10. Resolutions:
 78. Pay All Bills
 79. Recreation – Approve Authorizing Scope for Freestyle Park
 80. Building/ Zoning – Hire Provisional Code Enforcement Officer
 - a. **Howard McGowan** – F/T @ \$16.50/hr
 81. Planning – Appoint **Sam Spata** to Town Planning Board Vacancy/ **Vivian Welton** as Primary as Ulster County Planning Representative
 - a. Spata – Term to end 12/31/21
 82. Highway – Accept Bids for Dump Body and Trailer
 - a. Awarded after Review by Highway Superintendent
 83. Town Board – Approve Public Assembly Permit
 - a. Phoenicia International Festival of the Voice - Aug. 3 -5, 2018
 84. Recreation – Re-Appoint Summer Recreation Director and Assistant Director
 85. Recreation – Authorize Belleayre Lake Use Agreement
 86. Recreation – Authorize Summer Rec. Contract with UCAT
 87. Recreation – Advertise for Summer Rec. Field Trips Transports
 - a. Wed., August 1 – Battery Park (Statue of Liberty), NYC
 - b. Wed., August 15 – Zoom Flume, Durham, NY
 88. Town Board – Appoint Flood Plain Administrator
 - a. **Robert A. Stanley** at no compensation
 89. Town Board – Re-Appoint Marriage Officiant – **Ricarda O'Connor**
 90. Town Board – Support NYS Route 28 Big Indian Bridge Dedication
 - a. In Memoriam – Chief John “Jody” Rossitz Bridge
11. Open Public Comment
12. Meeting Adjournment -*IN MEMORY OF: Paul Davis, Pat Ford, Maria Brooks, Roger Berryann, John Martinez, Michael Colangelo*

Town Bd. Motions.

Amb. Bldg Repair, not to exceed \$5,000 to Spearance Co. on a Disclafani/Storms motion
Museum Front Step Repair, not to exceed \$2,000. to Otto Bernstein on a Vanblarcum/Storms motion.

Phoenicia Water – Next meeting is June 20th at the Library. 6:30pm

Harris Cohen – Shandaken addressed the Town Bd. On a zoning issue/Air B & B. Transient guests, etc. A discussion was held on this matter. Supervisor Stanley stated that it is an issue that the zoning board is working on and that he should also speak at their next meeting.



www.shandaken.us

P.O. Box 134, 7209 Rte. 28, Shandaken, NY 12480

Supervisor: (845) 688-7165
Police: (845) 688-9902
Town Clerk: (845) 688-5004
Justice Court: (845) 688-5005
Assessor: (845) 688-5003
ZBA/ZEO/Planning: (845) 688-5008
Highway: (845) 688-9901
Fax: (845) 688-2041

Upcoming Town Board Topics & Activity MONTH OF JUNE 2018

FREESTYLE PARK: There has been talk for many years of the Town incorporating either a skate park or a BMX park somewhere in the Town for the kids to enjoy. The idea has resurfaced again with a new enthusiasm and the idea has gained a lot of support in Pine Hill where the idea has been floated to turn the old Tennis Court into a Freestyle Park. Councilman VanBlarcum had reached out to several design companies for help in funding and design of such a park. Pillar Design has submitted a proposal to come up with two design plans and assistance in applying for a Tony Hawk Grant and other funding opportunities. A few fundraisers and the upcoming Bruce Storey Memorial Golf Tournament have raised funds available to perform this task. We have a resolution to move forward with the Scope of Work they are proposing.

APPOINTMENTS: We have several appointments due to vacancies and some returning employees. First we'd like to welcome Howie McGowan as the new Municipal Code Officer filling the vacancy following Warren Tutt's departure. Howie comes to us with more than 30 years of construction experience and familiarity of the area. He will be working as a Full Time employee and we look forward to working with him in his role for the Town. Howie is well-versed in Construction he has not been trained in Flood Plain regulation. Until we can get him the proper training in this I will be performing the duties of Flood Plain Administrator, at no cost, and help Howie understand the rules as we move forward.

Following Kathy Jordan's resignation from the Planning Board the Town will be moving Sam Spata, who was our Primary Representative to the Ulster County Planning Board, to fill the term vacated which will expire in December of 2021. Replacing Mr. Spata at the County Planning Board will be Vivian Welton who was recently appointed as the Alternate. We wish them both well in their new capacities.

We are re-appointing Ricarda O'Connor as Marriage Officiant and Rayla Suzan-Hart and Mauela Jean-Pierre as Summer Recreation Director and Assistant Director respectively.

SUMMER REC: It's that time of year again as we gear up for another summer at the Belleayre Lake. Camp will start on Tuesday, July 10th and run through Thursday, August 16th. There are two field trips planned the first on Wednesday, August 1st the kids will be taken to New York City to the Circle Line for Tours of the Statue of Liberty and Ellis Island. The second trip will be the annual summer end trip to Zoom Flume Water Park in Durham. We have resolutions tonight to advertise for bids for the trips, approve the contract with UCAT and approve the contract to use the Belleayre Beach. Of course we are looking for Counselors and Jr. Counselors to help with the camp. If you are interested please contact us or Rayla or Manny directly.

MISC.: We have a few other resolutions. One is to accept bids we placed last month for a Dump Body and a trailer for the Highway Department. We will not be awarding these tonight as Eric is at Highway Superintendent's Annual Conference and will need to review the bids for completeness. He will approve upon

his return. Eric asked me to inform you all that the Town's Annual Metal Pick up is slated for the week of June 17th. Residents are asked to have all METAL out by the road by Sunday the 17th. Once the crew passes your house they will not return.

There is also the annual resolution to approve the Public Assembly Permit for the Festival of the Voice. This year's event is slated for August 3RD – 5TH again in Phoenicia. This year's Main Production for Saturday night being the classic opera Carmen. As always we welcome the event and its guests and wish them continuing success for this year's event.

Also, it was brought to my attention earlier today by Councilwoman Storms that I had inadvertently left off two resolutions. We had reached out to several contractors and received singular bids for two necessary projects. One is regarding a \$4,000 estimate we received for necessary repairs for the Ambulance Personnel Housing in Phoenicia which will need some structural work by the front door. The second was for a \$1,700 repair for the front step of the Town Museum. We will have to do these as motions, so long as the rest of the Board is in agreement.

MEMORIAM: First, our condolences and prayers go out the families who lost their loved ones in a tragic accident on Oliverea Road. There is really nothing we can say or do to help you through this difficult time. I would like to again take the opportunity to thank all the local emergency responders who assisted on this call. At any given moment many of you are prepared and ready to walk upon any number of tragedies, and this by far was no exception. By all reports you were all professional and respectful to the families which does not go unnoticed. Special Thanks to Greg and Suzie Zaff for making the immediate call and allowing the responders use of their phone in order to maintain constant communications. The agencies that responded were numerous and out of fear of not recognizing someone, I will just add that all of you are and will continue with our sincerest gratitude.

With this in mind I wanted you all to recognize the commitment made by these men and women of our community, many of whom are merely volunteers. They made a commitment to provide these services for us and stand steadfast and ready to assist whenever possible. Such commitments should be a reminder of the effort that even the humblest of us can give that touches many lives. Our last resolution tonight respects that commitment and we hope will give residents and visitors time to reflect on the commitments made by volunteers and professionals alike. We are requesting the newly constructed bridge on NYS Rte 28 in Big Indian be dedicated in the name of recently deceased Big Indian - Oliverea Fire Chief Jody Rossitz. We along with several members of the immediate community feel this a small but fitting tribute to a gentleman who was, by all who knew him, a "Fireman's Fireman." A man who knew what his duty was and was prepared to do his best to assist anyone when called upon. We are making this request for support of this action to State Senator Seward and Assemblyman Cahill who have already graciously agreed to help bring this forward.

**Our next regular meeting is scheduled for
Monday, July 9, 2018 at 7:00 pm.**

**Supervisor Report May 2018
Revenues**

Registra	\$60.00
UC Sales Tax	\$31,945.15
Disability Insurance Reimbursement	\$349.86
Medical Insurance Reimbursement	\$150.66
Police Fees	\$75.00
Ambulance Fees	\$21,540.81
Town Clerk Fees/EZ Pass/Conservation	\$30.76
Cell Tower	\$973.64
Justice Fees	\$16,999.00
Building Permit Fees	\$1,860.00
Dog Licenses	\$50.50
Central Mail Contractual	\$98.70
Ambulance Donation	\$200.00
Planning Fees	\$200.00
Phoenicia WD Payment Arrangement	\$166.82
Higley Settlement	\$277.14
Misc. Rev./Unclassified Revenue	\$15.00
HWY WC Reimbursement	\$8,754.46
HWY Interest Earned	\$22.94

Totals \$83,770.44

RESOLUTION #78-18

OFFERED BY: DISCLAFANI

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	\$ 97,288.59
Highway	33,539.05
Phoenicia Water	4,755.82
Pine Hill Water	660.38
Phoenicia Lights	1,162.83
Chichester Lights	163.44
Pine Hill Lights	656.72

	\$ 138,226.83

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION # 79-18

OFFERED BY: VANBLARCUM

AUTHORIZE SCOPE OF WORK FOR FREESTYLE PARK

WHEREAS, the Town of Shandaken owns and operates Smith Park in Pine Hill, NY; and

WHEREAS, the Town and immediate community has requested the Town create a Freestyle Park in Smith Park; and

WHEREAS, the Town Parks and Recreation Board has received and recommended approval of a Scope of Work to be completed in order move forward with a grant application and eventual construct of said Freestyle Park; and

WHEREAS, the Town is in receipt of funds from several fundraisers to cover the costs of said Scope of Work

THEREFORE, BE IT RESOLVED that the Town Board of Shandaken authorizes the Town Supervisor to enter into contract with Pillar Design Studios, LLC., 1628 E Southern Ave, Tempe, AZ 85282 for a Scope of Work to be completed regarding the Freestyle Park for Smith Park with costs not to exceed \$10,000.

AND MOVES ITS ADOPTION

Seconded by: ALBA

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____

RESOLUTION #82-18

OFFERED BY: ALBA

Accept Bids – Highway Dept. Trailer/Dump Body

WHEREAS, Pursuant to Resolution 74-18, the Town of Shandaken Highway Dept. Advertised for bids for a Trailer & Dump Body.

WHEREAS, bids – clearly marked on envelope TRAILER BID OR DUMP BODY were received at the Town Clerk’s Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later than 1pm on June 4, 2018, to be opened at the regular Monthly Town Board meeting, that evening at 7pm.

THEREFORE, BE IT RESOLVED, that the following bids were received and accepted as qualified bidders- to be awarded after review by Highway Superintendent.

AND MOVES ITS ADOPTION

Seconded by: STORMS

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #83-18

OFFERED BY DISCLAFANI

RESOLUTION APPROVING PUBLIC ASSEMBLY PERMIT

FOR THE PHOENICIA INTERNATIONAL FESTIVAL OF THE VOICE

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 International Festival of the Voice** for their event to be held in **Phoenicia, NY on** August 3-5, 2018.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	<u> X </u>	_____

RESOLUTION #84-18

OFFERED BY: VANBLARCUM

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 10, 2018 through and including Thursday, August 16, 2018.

AND MOVES ITS ADOPTION

Seconded by: DISCLAFANI

ROLL CALL

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

RESOLUTION #85-18

OFFERED BY: STANLEY

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 10th through Aug. 16th, 2018, 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 2018 summer season.

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL

	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____

SUPERVISOR STANLEY X _____

RESOLUTION #86-18

OFFERED BY: STORMS

RESOLUTION AUTHORIZING CONTRACT WITH UCAT

WHEREAS, the Town of Shandaken Summer Recreation Program runs from Tuesday July 10, and Thursday August 16th, 2018

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, August 1st and August 15, 2018.

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: ALBA

ROLL CALL

AYES NAYS

BOARD MEMBER ALBA X _____

BOARD MEMBER DISCLAFANI X _____

BOARD MEMBER VANBLARCUM X _____

BOARD MEMBER STORMS X _____

SUPERVISOR STANLEY X _____

RESOLUTION #87-18

OFFERED BY: ALBA

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 busses for round-trip to and from **Battery Park (Statue of Liberty), NYC Wed. Aug. 1, 2018**
- 2 School busses for round-trip to and from the **Zoom Flume, Durham NY Wed. Aug. 15, 2018**

All bids must be received by July 9th, 2018 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: STORMS

ROLL CALL

AYES NAYS

BOARD MEMBER ALBA X _____

BOARD MEMBER DISCLAFANI X _____

BOARD MEMBER VANBLARCUM X _____

BOARD MEMBER STORMS X _____

SUPERVISOR STANLEY X _____

RESOLUTION # 88-18

OFFERED BY: DISCLAFANI

APPOINTING FLOOD PLAIN ADMINISTRATOR

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 Shandaken appoints **Robert A. Stanley** to serve as Flood Plain Administrator with no compensation for the Fiscal Year 2018.

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL

	AYES	NAYS
BOARD MEMBER ALBA	<u> X </u>	_____
BOARD MEMBER DISCLAFANI	<u> X </u>	_____
BOARD MEMBER VANBLARCUM	<u> X </u>	_____
BOARD MEMBER STORMS	<u> X </u>	_____
SUPERVISOR STANLEY	RECUSE	_____

RESOLUTION # 89-18

OFFERED BY: VANBLARCUM

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 4, 2022.

AND MOVES ITS ADOPTION

Seconded by: STORMS

ROLL CALL

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

RESOLUTION # 90-18

OFFERED BY: STANLEY

SUPPORT DEDICATION OF NYS ROUTE 28 BRIDGE IN BIG INDIAN

TO HONOR FALLEN FIRE CHIEF JOHN “JODY” ROSSITZ

WHEREAS, in March of 2018 the Town of Shandaken was saddened to hear of the unexpected loss of long-standing Fire Chief John “Jody” Rossitz; and

WHEREAS, the Town and immediate community have noted Chief Rossitz’s commitment to his community through volunteerism and his life-long devotion to volunteer firefighting; and

WHEREAS, being that such dedication to community and volunteerism is becoming more rare with each passing day and the Town and community do not wish that dedication to be forgotten or lost to future generations; and

WHEREAS, New York State is currently replacing the NYS Route 28 bridge over the Esopus in the vicinity of the Big Indian-Oliverea Fire House; and

WHEREAS, the Town wishes to have the bridge dedicated in Chief Rossitz’s name.

THEREFORE, BE IT RESOLVED that the Town Board of Shandaken makes this a formal request to the New York State government and its representatives including Honorable Governor Andrew Cuomo, NYS Senator James Seward, NYS Assemblyman Kevin Cahill and the NYS Department of Transportation to dedicate the NYS Route 28 bridge over the Esopus Creek in Big Indian, NY 12410 in honor of decades of tireless devotion to his community and volunteer firefighting in the name of **Fire Chief John “Jody” Rossitz**.

AND MOVES ITS ADOPTION

Seconded by: DISCLAFANI

ROLL CALL

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

All pertinent business, having been discussed: the Town Board adjoured at 7:50 pm on a Vanblarcum/Storms motion.

Joyce Grant – Town Clerk