

**Town of Shandaken
County of Ulster
State of New York
Monday, July 1, 2013**

The Town of Shandaken Town Board conducted a Public Hearing related to the Flood Mitigation Plan at 6:30 pm on the above date, which was followed by the Regular Monthly Meeting at 7pm, at the Town Meeting Hall Rt. 28, Shandaken, NY.

**Pledge of Allegiance
Roll Call**

Members Present
Doris Bartlett, Board Member
Vincent Bernstein, Board Member
Alfred Higley, Jr., Board Member
Jack Jordan, Board Member
Robert Stanley, Supervisor

Recording Secretary **Joyce Grant, Town Clerk**

On a Stanley/Bartlett motion the Town Board unanimously approved the minutes of the March meeting as submitted by the Town Clerk.

Public Hearing on Flood Mitigation Plan

John Horn asked a question about CRS Points for Flood Insurance reductions. (15%)

Gary Gailes had a correction on one of the Charts pertaining to Oliverrea.

Tetra Tec representative, Cynthia Bianco, gave a short presentation on the benefits of adopting the Flood Mitigation Plan: Reduce your flood insurance fees, will reduce flooding events, grant money, etc.



**Town of Shandaken Town Board
Regular Monthly Meeting Agenda**

- 1. Pledge of Allegiance**
- 2. Roll Call**
- 3. Approval of previous T/B Meeting minutes**
- 4. Supervisor's Financial Report**
- 5. Communications**
 - a. Phoenicia International Festival of the Voice
- 6. Committee Reports:**
 - a. Ambulance
 - b. Police
 - c. Phoenicia Water
 - d. Pine Hill Water
 - e. Museum
 - f. Recreation
 - g. Shandaken Day
- 7. Executive Session – Personnel**
- 8. Public Comments on Resolutions**
- 9. Motions:**
- 10. Resolutions:**
 95. Pay All Bills

96. Town Board – Set Special Meeting (Flood Plan and Mapping Info)
- a. Tentative – Tues., July 23, 2013 @ 1pm
97. Insurance – Annual Renewal of Municipal Policy
98. Planning – Approve Public Assembly Permit
- a. 2013 International Festival of the Voice
99. Planning/Zoning/ Building – Hiring Secretary for Department
- 100.Recreation – Hiring Summer Recreation Counselors
- 101.Recreation – Award Bid for Field Trip Transportation
- 102.General – Scrapping of old vehicles
- 103.Highway – Advertise for Bids for Paving of Various Town Roads
- 104.Ambulance – Hiring Ambulance personnel

11. Open Public Comment
12. Meeting Adjournment - *IN MEMORY OF: William DePasqua*

Supervisor Report June 2013	
U.C. Sales Tax	\$ 27,849.49
Phoenicia Water Dist. Interest	\$ 7.45
Ambulance Fees	\$ 5,853.13
Phoenicia Library Rent	\$300.00
Justice Fees	\$ 11,850.00
Town Clerk Fees	\$ 736.84
Building Permit Fees	\$ 1,384.00
Zoning Fees	\$ 110.00
Dog Licenses	\$ 92.50
Time Warner	\$ 15,202.90
Mariner Tower	\$ 762.20
Phoenicia Water Rents	\$ 10,000.00
Highway Interest	\$ 179.18
Supervisor's Interest	\$ 11,944.39
FEMA (Sandy reimb. Highway)	\$ 26,474.80
Fuel Reimbursement	\$ 13,932.16
NYS Assessor reimb.	\$ 104.19
Total	\$ 126,783.23

Chief W. J. McGrath	Shandaken Police Dept	1	
MONTHLY STATISTICAL REPORT			
005 abandoned veh		163 crim poss drug paraphernalia	
010 ABC violation		168 death invest	
015 acc/aircraft		170 disabled vehicle	2
020 acc/fatal		175 discon	2
025 acc/h&r	1	176 dive call	
027 acc/animal		177 DNA swab	
030 acc/hunting		180 domestic	9
035 acc/nav	1	185 drowning	
040 acc/piaa	2	187 encon viol	
045 acc/pdaa	8	190 escape	
048 acc/ukpiaa	1	195 explosion	
050 acc/atv		200 fam ct violation	
052 acc/snowmobile		204 fire brush	
054 address verification sex off	3	205 fire structure	2
055 agg harass misdemeanor		210 fire veh	
057 agg harass felony		212 fireworks	3
060 animal complaint	12	215 forgery	
061 animal lost		220 found property	2
062 animal cruelty	1	225 fraud	1
065 armed robbery		230 gambling offense	
070 arson		235 harassment	3
075 assault misd		240 hazmat	
080 assault felony		243 heat emergency	
090 attempt to locate		245 homicide	
100 aid founded	4	248 identity theft	
105 aid unfounded	7	250 ill dump	1
107 atv complaint		255 ill parking	
110 background invest		257 impact detail	
115 bad check		258 impersonation/ false personation	
116 bail jump/ fail to appear		260 indecent exposure	
117 bias crime		265 acc/indust	
120 bomb threat		268 Internet crime	
125 bribery		270 intox driver	
130 burglary	1	275 intox person	1
135 burglary in progress		278 juvenile incident noncriminal	2
139 check welfare	4	280 kidnap	
140 child abuse		282 k9 assist	
141 civil process	3	285 landlord tenant dispute	
145 civil dispute		290 larceny misd	4
148 contribute to delinquency minor		295 larceny fel	1
150 controlled substance offense		300 larceny in progress	
151 Community Oriented Pol Prjct		301 local law viol	
155 counterfeiting		305 lockout	6
160 criminal mischief	5	310 lost check	
161 crim poss weapon		315 lost plate	
162 crim trespass	1	320 lost person	

June 2013

Chief W. J. McGrath		Shandaken Police Dept		2
325 lost property		435 stolen property		
330 mail tampering		440 suicide		
335 manslaughter		444 susp activity	2	
340 marihuana		445 susp fire		
345 medical	10	448 susp noise		
350 menacing		450 susp person		
353 mental health	3	455 susp vehicle	1	
355 missing person	1	460 theft of services		
360 mv theft		465 traffic hazard	5	
361 nav crime		466 traffic post	3	
362 nav non crime		470 train derailment		
363 narc invest		475 trespass	1	
365 neighbor dispute	2	476 unwanted subject		
370 noise complaint	6	480 unattended death		
372 personnel compl		485 unauthorized use mv		
375 pubic offense		490 unk disturbance		
378 open door	1	495 unlawful imprisonment		
380 panic alarm		497 unl poss noxious substance		
383 promote prison contraband		500 unreg mv		
385 prostitution		504 veh repossession	1	
390 rape		505 VTL compl	8	
395 reckless endangerment		510 violate op		
399 recover property		515 warrant arrest	1	
400 request patrol	15	517 water emerg	1	
401 request for assistance	7	518 warrant exec seizure		
405 robbery		519 warrant exec eviction		
410 runaway		520 warrant exec search		
411 serve op	2	523 weapon seizure ct order		
412 security check	40	525 wires down	1	
413 school violence		531 workplace viol dom		
414 serve paper		532 workplace viol emp/emp		
415 sex offense		533 workplace viol client		
417 sex offender offense		534 workplace viol client/client		
420 sexual abuse		535 school incident		
421 sex harass spousal domestic		550 zero tolerance		
422 sex harass empl/employ		900 other	4	
423 sex harass client/ employee		901 urgent		
424 sex harass client/client		911 e911 call	6	
425 shots fired	2	7dlig call to police dept	1	
430 s/a		TOTAL CALLS HANDLED	217	
Violations	0	Uniform Traffic Tickets	32	
Misdemeanors	10	Parking Tickets	3	
Felonies	1			
Total Arrests	11	Total nysdmv cleared at court	35	
Total Charges	19	Total monies collected from fines	\$3,565.00	
June 2013				

Chief W. J. McGrath		Shandaken Police Dept		3
Vehicle Report Odometer	Miles	New Investigations	39	
96579/83	2644	Closed Investigations	20	
12147/84	3574	Open Investigations	8	
63670/85	186	Closed Investigations w/arrests	10	
94965/86	558	Closed Investigation warrant adv	1	
150384/87	754			
Total Miles Patroled	7716			
There have been reports of citizens receiving calls from a person(s) reporting that they have won 2.5 million dollars, and that the winner must spend \$1400 dollars to collect the 2.5 million dollar windfall. This confidence call is a scam, and we urge people to remember, if it seems too good to be true it probably is. If you think someone is scamming you give us a call for more information and to start an investigation at 845-688-9748				

TOWN OF SHANDAKEN AMBULANCE SERVICE



PO BOX 91 PHOENICIA, NY 12464

June 2013 Report

Total calls received- 29

Mutual aid given- 0

Mutual aid received- 1

As the terms advisory, watch, and warning are not foreign to us we must understand the terms to adequately protect ourselves and our loved ones during threatening meteorological events. As these terms pertain to many different weather scenarios here is a general idea of how they apply per the National Weather Service;

Watch- Indicates that conditions are favorable for the particular weather event in and near the Watch area, and which may pose a risk to life and property. Watches are issued up to 48 hours in advance with forecaster confidence around 50%.

Advisory- Indicates that the weather event will lead to nuisance conditions and the particular weather event is imminent or occurring.

Warning- Indicates that significant weather events which will pose a risk to life and property may occur. Warnings and Advisories are issued up to 48 hours in advance with forecaster confidence of at least 80%.

The National Weather Service also notes that Watches and Warnings issued for Severe Thunderstorms, Tornadoes, and Flash Flooding have much shorter lead times, on the order of hours for Watches or even minutes for Warnings. When in doubt refer to normal means of notification such as radio or television for hazard specific instruction. We will follow up with a series of weather related definitions over the next few months as we receive plenty of questions regarding this important topic.

In other news, we will be seeing some new faces in the next month as a resolution to hire four new Part Time employees is due to be voted upon tonight. These positions, a Paramedic, an EMT, and Two Drivers, shall provide a much needed shot in the arm to our schedule as a critical few have moved on to other places, and many current employees' full time jobs prohibit permanent daytime schedule coverage. Be sure to say hello to our new members and wish them luck in their rewarding new jobs.

UNIT NUMBER	MILEAGE	TOTAL
7850	61766	1003
7851	62039	105
625	25183	864
626	86121	448

Stay safe out there!

Richard W. Muellerleile
Chief, Town of Shandaken Ambulance Service

Committed To Care In The Heart Of The Catskills



Town of Shandaken

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

"The Heart of the Park...Where the Eagle Soars"

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 July 2013

SAFARI: Earlier this evening the Town held a Public Hearing concerning a freshly developed Flood Mitigation Plan. This document has been the highlight of the SAFARI Group's activity for the better part of the last two years. By all standards this may be the most comprehensive Flood Mitigation Plan developed specifically for a local municipality in the Catskill Region. Several other municipalities have requested copies, once approved to assist them in developing plans of their own. The Plan itself outlines several physical locations throughout the Town that are of concern. We have also highlighted several proposed projects throughout the Town. Due to forthcoming changes in the National Flood Insurance Program and flood mapping throughout the Town which will increase flood insurance costs Town-wide in the near future, the Plan also explores the Community Ratings System to assist the Town in reducing those rates. There are several ordinances and regulation changes that the Town will consider over the coming months, not only to help reduce flood rates, but help make the Town more resilient to flooding. The Town will hold a special meeting concerning the Plan and flood mapping later this month. These are highly complicated issues and require a lengthy meeting to inform every one of the details. That meeting is scheduled for Thursday, July 25th following an educational seminar on the subject for municipal representatives the day prior.

Recreation: We have resolutions tonight to hire the Counselors and Junior Counselors for this year's Summer Recreation Day Camp. I'd like to commend Rayla and Manny for interviewing the more than 15 applicants for the 7 available positions. There were some outstanding applicants and we'd like thank all the applicants for their patience in the process. We also have a resolution tonight to hire a transportation company for the two planned field trips to the Ulster County Fair and Zoom Flume Water Park. I'm sure Rayla will be more than happy to offer us some of the details of this year's Camp, slated to start next Tuesday, July 9th, during the Recreation report.

Phoenicia Water: The Town has received a Pre-Approval letter from NYSEG for replacement of the pumps at the Phoenicia Water Plant on Plank Road. NYSEG will reimburse the Town approximately \$14,000 dollars to replace the three pumps. There is a minimal Plumbing cost associated with this work, approximately \$3,000 that cannot be reimbursed through the grant guidelines. We'd like to thank NYSEG for providing these monies and helping us preserve funding to continue smooth operation of the Phoenicia Water District.

Additionally, the Water District has been in consideration of finishing the loop from High St. to the Woodland Valley Bridge. Estimates for this project exceed available funds in the current Water District Budget. The Water District's annual budget is just over \$145,000, the project is estimated at \$116,000. At this time FEMA and the State of New York have re-opened Hazard Mitigation Grant Funding for projects associated with Irene-Lee-Sandy. This funding could be used to combine the loop project with moving the High Street Pump House from alongside the stream where it currently resides to a higher location. This project is one that is highlighted in the Flood Mitigation Plan currently being considered for adoption. This activity requires a LOI (Letter of Intent) being sent to FEMA by this Friday, July 5th. We may discuss this further during the Phoenicia Water Committee report.

Town Board: The Town has resolutions to renew the municipal Insurance Policy. The cost of the insurance has increased slightly over last year, mostly due to the claims filed due to the Highway Vehicles that burned earlier this year. The cost is \$72,004.00 still within the budgeted amount for the insurance.

We also have a number of Town owned unusable vehicles located throughout the Town. We will scrap these vehicles and the proceeds will be sent to the appropriate department to help offset their budget.

Highway: Eric has several roads that are due for repaving and the Town is seeking bids for these roads. Any inquiries should be posed to his department. Specification Documents will be posted on the Town website and available directly from the Highway Department.

Miscellaneous: The Town has interviewed a dozen applicants for the current opening as the Planning/Zoning/Building Secretary. The Town Board will be convening an Executive Session prior to the Resolutions to discuss the available candidates. We hope to have whomever we select start as soon as possible. The Town apologizes for any inconvenience this may have created for residents and contractors over the past week.

We have a resolution to hire some new ambulance personnel to help us fill out the schedule due to a few personnel losses over the past few months. This does not increase the budget as all these employees are paid only for the shifts they work.

We also have the annual application for the Phoenicia International Festival of the Voice, which continues to garner more and more International attention for our Town every year. There are representatives here from the Festival to update us on this year's planned activities. We certainly wish them continuing success in this endeavor.

**Our next regular meeting is scheduled for
Monday August 5, 2013 @ 7pm**

Committee Reports – Public Comment

Jack Jordan – Bruce Story Fund Raiser was very successful \$2,200.

Justin Kolb – Festival of the Voice spoke about the upcoming event on August 1-4th. 21 events over 4 days.

Phoenicia Water – Al Peavy Closing the High St. Loop project is a priority. We need a storage area for chemicals.

Next meeting July 17th at the Water Plant 6pm.

Pine Hill Water Maintenance – Brief shutdown at end of week. We are looking to add 6 families on Birch Creek Rd. to the water system.

Museum – Bob Kalb Re-Opening was very successful. Hoping to install plaques around town in near future.

Recreation – Martie Gailes – Made improvements to Smith Park in Pine Hill. Thanks to the Phoenicia & Kingston Rotary – donated flowers and benches. Next meeting in Monday July 8th at Town Hall. Summer Recreation program will be very exciting this year with a Beading Class on Tues. July 16 with Francesca Warnes, Fishing Day on July 24th, Field Trip to Ulster County Fair on July 31st and Zoom Flume on Aug. 14th. There will be a Last Day BBQ on Aug. 15th featuring “Shandaken’s Got Talent” program.

RESOLUTION # 95-13

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:

General	\$ 54,182.51
Highway	71,107.58
Phoenicia Water	4,212.89
Pine Hill Water	25.44
Phoenicia Lights	853.80
Chichester Lights	129.29
Pine Hill Lights	504.80

AND MOVES ITS ADOPTION

Seconded by: Jordan

Roll Call – 5 Ayes

RESOLUTION #96 - 13

OFFERED BY Jordan

RESOLUTION ESTABLISHING TOWN BOARD SPECIAL MEETING

WHEREAS, the Town of Shandaken needs to conduct certain Town business in a timely fashion concerning Flood Plan & Mapping Info

THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board will conduct a Special Meeting at **1 pm on Thursday July 25, 2013** for the purpose of conducting business related to Flood Plan & Mapping Info

AND MOVES ITS ADOPTION

Seconded by: Stanley

Roll Call – 5 Ayes

RESOLUTION #97-13

OFFERED BY Stanley

RESOLUTION FOR RENEWAL OF TOWN INSURANCE

WHEREAS, the Town of Shandaken has Marshall & Sterling Insurance, 103 Executive Drive, New Windsor, New York, for the Town Insurance, and

WHEREAS, our current policy terminates on July 15, 2013,

THEREFORE BE IT RESOLVED that the Town Board contract with Marshall & Sterling Insurance for the coming year (July 2013 –July 2014),

AND MOVES ITS ADOPTION

Seconded by: Bartlett

Roll Call – 5 Ayes

RESOLUTION #98-13

OFFERED BY Higley

**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 Thursday, August 1, through Sunday August 4, 2013.**

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board hereby approves the permit for a Public Assembly to the Phoenicia International Festival of the Voice for their event and that a certified copy of this resolution shall suffice as the approval certificate, **Upon receipt of all pending documentation.**

AND MOVES ITS ADOPTION

Seconded by: Bartlett

Roll Call – 5 Ayes

RESOLUTION #99-13

OFFERED BY: Bartlett

Planning/Zoning/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 **Gina Komuves-Barta** , be appointed as Building Department Secretary with an hourly rate of \$10.30, not to exceed \$19,110 and serve at the pleasure of the Planning Board, Zoning Board of Appeals, Municipal Code Officer and be accountable to the Town Board.

AND MOVES ITS ADOPTION

Seconded by: Higley

Roll Call – 5 Ayes

RESOLUTION # 100-13

OFFERED BY: Bernstein

RESOLUTION APPOINTING SUMMER RECREATION COUNSELORS

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 Director and Assistant Director of the Town of Shandaken Summer Recreation Program that the following individuals be hired as follows:

Returning Counselors @ \$200 weekly: Katie Cortina, Josh Harp, Gabby Harp, Danny Rice, Kayla Ford

First Year Counselors @ \$175 weekly: Nicholas Grant (Big Indian), Zoe Patschke (Shokan), Sharod Jean-Pierre (Pine Hill), Michael Cortina (Mt. Tremper), Tyler Frano (Shandaken), Michael Holland (Big Indian), Jessica Boyer – Bi-lingual in Spanish (Shandaken).

Junior Counselors @ No Compensation: Paitin DuBois, Sean Blydenburgh.

Please be advised that: All paid counselors shall receive 4 hours compensatory pay for mandatory orientation as required under state law.

AND MOVES ITS ADOPTION

Seconded by: Jordan

Roll Call – 5 Ayes

RESOLUTION #101 -13

OFFERED BY Jordan

**RESOLUTION AWARDING TRANSPORTATION BID
FOR SUMMER RECREATION PROGRAM FIELD TRIPS**

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

WHEREAS, The Town advertised to receive bids for the following field trips:

- 2 School busses for round-trip to and from the Ulster County Fair on Wednesday, July 31, 2013
- 2 School busses for round-trip to and from Zoom Flume Water Park on Wednesday, August 14, 2013

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board award the

Transportation contract to - **Tonche Transit, Inc.**

located at – **PO Box 298 - 5181 Route 28, Mt. Tremper, NY 12457, for the bid amount of \$ \$2080.00.**

AND MOVES ITS ADOPTION

Seconded by: Stanley

Roll Call – 4 Ayes, 1 Recuse (Higley) – related to Tonche Transit owner.

RESOLUTION # 102 - 13

OFFERED BY Stanley

RESOLUTION TO SCRAP OLD TOWN OWNED VEHICLES

WHEREAS, the Town of Shandaken is currently in possession of several defunct vehicles including the following:

2001 Dodge	VIN # 3B7KF26ZX1M283868
1999 Ford Crown Victoria	VIN # 2FAFP71W9XX207666
1998 Ford Explorer	VIN # 1FMZU34E5WUB81841
1998 Chevy 3500	VIN # 1GBJK34R9WF028687
1979 GMC Brigadier	VIN # T49C19V576550

THEREFORE BE IT RESOLVED, the Town of Shandaken send these cars to be sold for scrap.

AND MOVES ITS ADOPTION

Seconded by: Jordan

Roll Call – 5 Ayes

RESOLUTION # 103 - 13

OFFERED BY Higley

ADVERTISING FOR TOWN ROAD PAVING

WHEREAS, the Town of Shandaken Highway Department is seeking bids for paving of certain Town roads, where specifications are available at the Highway Superintendant's Office, 7209 Route 28, Shandaken, NY or by calling (845) 688-9901.

THEREFORE BE IT RESOLVED, that bids will be clearly marked on the outside of the envelope in large block letters "PAVING BID ENCLOSED" and received at the Town Clerk's Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later than 12 pm on Thursday, July 25, 2013, to be opened at the Town Board meeting scheduled for 1 pm that afternoon.

AND MOVES ITS ADOPTION

Seconded by: Stanley

Roll Call – 5 Ayes

RESOLUTION # 104 - 13

OFFERED BY Bartlett

AMBULANCE TECHNICIANS

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

RESOLVED, that the following be appointed to the Shandaken Town Ambulance:

Part Time Paramedics: \$189.11 per 12 hour shift, including trips

- William Black

Part Time EMT's: \$67.52 per 12 hour shift, & 30.39 per trip

- Matthew Kay

Ambulance Drivers and Certified First Responders \$50.64 per shift, \$25.89 per trip

- Concha Cowan

- Heather Witte

AND MOVES ITS ADOPTION

Seconded by: Higley

Roll Call – 5 Ayes

Signed this 2nd day of July, 2013

Joyce Grant, Town Clerk