

**Town of Shandaken
County of Ulster
State of New York**

The Town of Shandaken Town Board conducted a Regular Monthly Meeting on Monday May 2nd, 2022 at 7pm. Shandaken Town Hall. 7209 Rt. 28 Shandaken, NY

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

Members Present **Peter DiSclafani – Supervisor
Kevin VanBlarcum - Board Member
Kyle Steen – Board Member
Elizabeth Kneissl – Board Member
Robert Drake – Board Member**

Recording Secretary **Joyce Grant - Town Clerk**

On a Disclafani/Vanblarcum motion the Town Board unanimously approved the minutes of the previous meeting as submitted by the Town Clerk.



**Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, May 2, 2022 – 7pm**

- 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. Onteora Central School Budget Presentation**
- 8. Committee Reports**
 - a. **Ambulance**
 - b. **Building/Zoning**
 - c. **Police**
 - d. **Phoenicia Water**
 - e. **Pine Hill Water**
 - f. **Museum**
- 9. Public Comments on Resolutions**
- 10. Motions:**
- 11. Resolutions:**
 - 68. Pay All Bills**
 - 69. Local Law #2-2022 STR – No Environmental Adverse Effects**
 - 70. Local Law #2-2022 STR – Short Term Rental Law**
 - 71. Local Law #2-2022 STR – Fee Schedule**
 - 72. Appoint Marriage Officer – Ricarda O’Connor**
 - 73. Hire Zoning Enforcement Officer – Grace Grant**
 - 74. Pine Hill Stormwater Engineering**
 - 75. Shandaken Cemetery Board Members**

Open Public Comment

Meeting Adjournment -IN MEMORY OF - Robert G. Cross – Cheryl Bender - Chandra Lencina – Frank Rauchut

Onteora Central School District - presentation on the upcoming School Budget.

Museum Board Members Chandra Valianti & Izaak Schwaiger offered a donation to pay for power washing & painting of the Shandaken Historical Museum. On a Disclafani/Vanblarcum motion the Town Board voted to allow Joe Ryan of Pine Hill, to do the project, at no cost to the Town.

Discussions were held on resolutions pertaining to the STR Law. The Town Bd. decided to Table resolutions 69, 70 & 71. The board unanimously voted to have another STR Workshop Meeting next Tuesday May 10th at 6:30 pm. The Town Board has also called for a Public Hearing, to be held prior to their next regular meeting on Monday June 6th at 6:30 pm.

Open Public Comment – Howard McGowan spoke to the Board about his resignation as Building Inspector in September of 2021.



SUPERVISOR'S NOTES - MAY 2022

This month we are looking to pass our STR law, plus an attendant fee structure. We also will be adding a part time Zoning Officer, Grace Grant. With the passage of the STR law we will need to expand the Building/ Zoning office even more. An additional building inspector and additional secretaries are needed to support the added burden to our staff. We are also adding a new computer system and secure software to integrate all the offices to cohesively work together.

We are diligently working on getting a stormwater retrofit system in Pine Hill but that needs another engineer study for the grant application to be complete. Speaking of Pine Hill, we were awarded a grant to do a Local Flood Analysis. We have scheduled a public meeting on May 23 at 7pm. This will be the first of 3 public meetings with the engineering firm hired to conduct the LFA. They will give us a break down on how they will conduct their study and this will give us greater availability and leverage for future grants to repair and upgrade our infrastructure.

We also have a presentation by the Onteora School Board president about their upcoming budget and vote.

After 31 years of dedicated service, we wish a very Happy Retirement to Patty Heinz. Patti has worked for 7 Supervisors and a town Clerk. And long deserves a welcome break.

Supervisor Peter DiSclafani

Supervisor Report April 2022 Revenues

Vital Statistic	\$270.00
Planning Board	\$275.00
Ambulance Fees	\$9,137.97
Town Clerk Fees/EZ Pass	\$102.50
Cell Tower	\$1,379.95
Zoning Fees	\$100.00
Building Permit Fees	\$4,867.00
Dog Licenses	\$33.50
Police Fees	\$15.00
Central Printing/Mail	\$7.33
Hach-Phoenicia Water-Reimbursement	\$3,314.28
Totals	\$19,502.53



Town of Shandaken Ambulance Service

"Committed to Care in the Heart of the Catskills"

April 2022 Report

TOTAL CALLS RECEIVED - 35

MUTUAL AID GIVEN – 3 (2- Olive, 1- Woodstock)

MUTUAL AID RECEIVED – 0

Our responders were not only busy this past month running an atypical number of calls for a usually sleepy April, but also busy outfitting and driver training on the new ambulance. We're happy to announce that the new ambulance is in service and as anticipated, is a hit amongst employees and patients alike. Again, thanks to the Town Board, as well as the taxpayers of the Town for allowing this much needed purchase to happen.

As nicer weather approaches, outdoor activities abound- as well as those that enjoy a ride. As we habitually see an uptick in auto accidents, auto- pedestrian accidents, bicycle accidents, hiker rescues, and other traumatic injuries starting in May, please exercise caution while on the roads, on the trail, or on your bike. Recent events over the past week in and around our Town certainly support this statistic.

COVID UPDATE-. As of 5/2 there are 2 active cases of COVID in the Town of Shandaken. Total cumulative cases in the Town since the beginning of the pandemic have reached 306, with 303 recovered. There is still only one fatality accounted for in the Town, and hopefully that number doesn't change. There are 356 active cases of COVID in Ulster County, with cumulative cases in the County reaching 39,806. There are a total of 376 cumulative fatalities since the beginning of the Pandemic in the County, with 39,074 individuals recovered.

Stay safe out there!

Richard Muellerleile

Chief of Department, Shandaken Ambulance



SHANDAKEN POLICE DEPARTMENT

Post Office Box 134
Shandaken, New York 12480
845-688-9902 . 845-688-9748(b) . 845-688-5332(f)
CHIEF OF POLICE CHAD STOREY chief@shandakenpolice.org

April 2022 Monthly Report

INCIDENT TYPE	NUMBER	INCIDENT TYPE	NUMBER
911 Misdia/No Voice/Abandoned	6	Harassment	
Accident PIAA/PDAA	7	Local Law	
Abandoned Vehicle		Lock Out	6
Alarm Burglary/Panic/Robbery	4	Lost/Missing Person	1
Animal Complaint/Investigation	1	Noise	1
Assist EMS/Fire	11	Property Retrieval/Lost/Found	1
Criminal Mischief	1	Public Service	3
Disorderly Conduct	2	Open Door	
Encon Violation		Property Check	433
Larceny		Road Hazard	3
Community Oriented Policing Project		School Check	12
Custody Dispute		Shots Fired	1
Civil	2	Suspicious Activity	8
Disabled Vehicle	3	Traffic Stop	95
Dispute	7	Trespass	
Domestic Dispute		Vehicle and Traffic Complaint	1
Erratic Vehicle		Welfare Check	15
Foot Patrol	4	Warrant	
Fraud/Larceny	1		
Mental Health Law	4	Total	200

Property Checks 433
Total w/property checks 633

SUMMONS ISSUED	27
ARRESTS	6

SHANDAKEN HISTORICAL MUSEUM’S REPORT FOR APRIL 2022

Visitor numbers are slowly picking up, I have more requests through emails and Facebook than ever before.

I am happy to announce our newest board member is Chandra Valianti. She and Izaak Schwaiger are Pine Hill residents, a couple of years ago they acquired the former home of Arthur Brisbane. Izaak Schwaiger has become an immediate advocate for Pine Hill and among the improvements to this hamlet he has generously offered a donation to the Shandaken Historical Museum which is to paint the exterior of the museum building. This is also a donation to our town as it belongs to the town. I and my board are extremely grateful to them both.

We are working closely with John Michellotti comprising a list of properties for the metal detection group known as the “ Noreasters “ to come to Shandaken and hold their history hunting event. We’re still looking for a few more locations. Please if anyone would like to support their local museum this is an easy way to help us out. For more information call 845-254-4460 or email us at shandakenmuseum@gmail.com.

Vinnie Sorbellini will be here this week to continue the list of repairs that was approved by the town supervisor. We at the museum would like to thank town supervisor Peter DiSclafani, and the town council for continuing the much-needed repairs and improvements to the building.

Thank you for your support,
Kathleen Myers\Director\Historian

RESOLUTION #68-22

OFFERED BY: VANBLARCUM

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	\$ 202,262.20
Highway	142,274.22
Phoenicia Water	8,090.99
Pine Hill Water	2,744.54
Phoenicia Lights	Pd. Bi-Monthly
Chichester Lights	Pd. Bi-Monthly
Pine Hill Lights	Pd. Bi-Monthly

	\$ 377,466.95

AND MOVES ITS ADOPTION

Seconded by: DRAKE

ROLL CALL

	AYES	NAYS
BOARD MEMBER DRAKE	__X__	_____
BOARD MEMBER KNEISSL	__X__	_____
BOARD MEMBER STEEN	__X__	_____
BOARD MEMBER VAN BLARCUM	__X__	_____
SUPERVISOR DISCLAFANI	__X__	_____

RESOLUTION #69-2022

OFFERED BY:

TABLED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF SHANDAKEN
DETERMINING THAT THERE ARE NO ADVERSE IMPACTS ON THE
ENVIRONMENT FOR LOCAL LAW #2-2022 SHORT TERM RENTAL LAW**

WHEREAS, the Town Board is looking to adopt Local Law #2-2022 – Short Term Rental Law

WHEREAS, the possible environmental impacts of the approval of the Short Term Rental Law, have been considered by the Town Board;

NOW, THEREFORE BE IT RESOLVED, that the Town Board has determined that the approval of Local Law #2 of 2022, Short Term Rental Law, will not have significant adverse impacts on the environment; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to take such further steps as might be necessary to discharge the Board’s responsibility as lead agency for this action including, but not limited to, the issuance of a negative declaration consistent with this resolution.

RESOLUTION #70-2022

OFFERED BY:

TABLED

Resolution Local Law 2-2022 Short Term Rental Law

WHEREAS, an introductory Local Law #2 of 2022, entitled “Short-Term Rentals,” was introduced before the Town Board of the Town of Shandaken on March 21, 2022, and upon notice duly published and posted, a public hearing was held on April 4, 2022, before the Town Board, and

WHEREAS, public discussion was heard at such hearing concerning the merits and environmental significance of said introductory local law,

BE IT RESOLVED, that the adoption of the introductory Local Law entitled “Short-Term Rentals” is a SEQR Unlisted action and is determined not to have a significant effect on the environment.

BE IT FURTHER RESOLVED, that the introductory Local Law entitled “Short-Term Rentals” of the Town of Shandaken be and hereby is adopted as Local Law # 2 of 2022 of the Town of Shandaken on May 2nd, 2022.

RESOLUTION #71-2022

OFFERED BY:

TABLED

**RESOLUTION
TOWN OF SHANDAKEN TOWN BOARD
ESTABLISHMENT OF FEES REGARDING SHORT-TERM RENTALS**

WHEREAS, the Town’s Short-Term Rentals Local Law authorizes the Town Board, by resolution, to establish related fees and to amend those fees from time to time.

THEREFORE, IT IS RESOLVED that the following application and license fees are established:

Short-Term Rentals Fees

One-time Application

\$150 non-refundable

Annual License

Primary Owner - 1 bedroom \$300.00

Each additional bedroom: \$150.00

Secondary Owner -1 bedroom: \$400.00

Each additional bedroom: \$200.00

Non-Resident Owner - 1 bedroom: \$500.00

Each additional bedroom: \$250.00

RESOLUTION #72-2022

OFFERED BY: KNEISSL

MARRIAGE OFFICER – RICARDA O’CONNOR

WHEREAS, Pursuant to New York State Domestic Relations Law, the Governing Body of a municipality has the right to appoint Marriage Officer who shall have the authority to solemnize a marriage within the territorial jurisdiction of such municipality, and which marriage shall be valid if performed in accordance with other provisions of law, and

WHEREAS, According to said Law, the Marriage Officer appointment is valid for a period of four (4) years, and Officer shall receive no salary or wage, and is authorized to accept and keep up to seventy-five (\$75.00) dollars for each marriage that he or she officiates, to be paid by or on behalf of the persons married.

WHEREAS, RICARDA O’CONNOR, a resident of the Town of Shandaken, has requested the Town Board to re-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’CONNOR** be appointed Town of Shandaken Marriage Officer – This resolution shall take effect immediately. Appointment Expires May1, 2026.

AND MOVES ITS ADOPTION

Seconded by: DISCLAFANI

ROLL CALL

AYES NAYS

BOARD MEMBER DRAKE X _____

BOARD MEMBER KNEISSL X _____

BOARD MEMBER STEEN X _____

BOARD MEMBER VAN BLARCUM X _____

SUPERVISOR DISCLAFANI X _____

RESOLUTION #73-2022

OFFERED BY: DISCLAFANI

ZONING ENFORCEMENT OFFICER

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 personnel be appointed as Shandaken Zoning Enforcement Officer – GRACE GRANT - \$350 per week, not to exceed \$12,000.00 for the 2022 fiscal year.

AND MOVES ITS ADOPTION

Seconded by: DRAKE

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER DRAKE	<u> X </u>	_____
BOARD MEMBER KNEISSL	<u> X </u>	_____
BOARD MEMBER STEEN	<u> X </u>	_____
BOARD MEMBER VAN BLARCUM	<u> X </u>	_____
SUPERVISOR DISCLAFANI	<u> X </u>	_____

RESOLUTION #74-2022

OFFERED BY: DRAKE

PINE HILL STORMWATER ENGINEERING

Whereas, the Town of Shandaken hamlet of Pine Hill experiences frequent, localized street flooding from stormwater runoff along Main Street.

Whereas, this flooding impacts the residential and commercial areas and causes erosion and transports eroded material into Birch Creek and its tributaries.

Whereas, in 2007 and 2017, The Town of Shandaken initiated a stormwater retrofit project to address these issues and retained SLR Engineering, (formerly known as Milone & MacBroom, Inc.) to develop design plans for stormwater improvement.

Therefore, Be It Resolved, The Town has determined, it would like to continue working with SLR to move this project forward, and the Town Board hereby approves of the Supervisor to enter into any contracts with SLR Engineering, to develop a Pine Hill Stormwater Feasibility Study.

Therefore, Be It Further Resolved, The Town Board authorize the Supervisor to spend no more than \$8,000.00 for engineering of parcel, SBL: 4.46-4-30 as a suitable treatment area for stormwater infrastructure pending agreement contract with parcel owner.

AND MOVES ITS ADOPTION

Seconded by: STEEN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER DRAKE	<u> X </u>	_____
BOARD MEMBER KNEISSL	<u> X </u>	_____
BOARD MEMBER STEEN	<u> X </u>	_____
BOARD MEMBER VAN BLARCUM	<u> X </u>	_____
SUPERVISOR DISCLAFANI	<u> X </u>	_____

Appoint Volunteer Cemetery Board Members

WHEREAS, The Town Board of the Town of Shandaken recognizes there are many (29) cemeteries within the Town of Shandaken that are considered abandoned and in need of maintenance and clean up on a regular basis.

WHEREAS, Pursuant to §165 of the NYS Cemetery Board Law, a municipality is authorized and empowered to establish volunteer cemetery maintenance and cleanup programs, to maintain abandoned cemeteries contained within their municipality.

WHEREAS, Pursuant to §20 of Town law, it is the duty of the Town Board to appoint all Boards and Commissions.

THEREFORE, Be It Resolved, that the Town Board of the Town of Shandaken hereby appoint as Volunteer Cemetery Board Members: Ken Herdman, Teresa Grant, Carl Peterson, Brian Grant & Barbara Lumbaca.

Be it Further Resolved that the Town of Shandaken re-appoints Joyce Grant as Sexton of the Shandaken Rural Cemetery and will continue to observe the Laws, Rules and Regulations as stated in section 1507 of the NYS Cemetery Board.

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

		ROLL CALL	
		AYES	NAYS
BOARD MEMBER DRAKE	__X__	_____	_____
BOARD MEMBER KNEISSL	__X__	_____	_____
BOARD MEMBER STEEN	__X__	_____	_____
BOARD MEMBER VAN BLARCUM	__X__	_____	_____
SUPERVISOR DISCLAFANI	__X__	_____	_____

ON A STEEN/DRAKE MOTION, THE TOWN BOARD ADJOURNED AT 8:35

Signed this 3rd day of May, 2022

Joyce Grant, Town Clerk