

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

**The Town of Shandaken Town Board conducted a Regular Monthly Meeting on Monday
July 11th, 7pm at Shandaken Town Hall. 7209 Rt. 28 Shandaken, NY**

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

Members Present	Robert Stanley – Supervisor Gael Alba - Board Member Peter DiSclafani – Board Member Tim Malloy – Board Member Faye Storms – Board Member
Recording Secretary	Joyce Grant - Town Clerk



**Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday, July 11, 2016**

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. Police
 - c. Phoenicia Water
 - d. Pine Hill Water
 - e. Museum
 - f. Recreation
8. Public Comments on Resolutions
9. Motions:
10. Resolutions:
 111. Pay All Bills
 112. Phoenicia Water – Apply to CWC for LFA Feasibility Study
 113. Police – Accept funds due Town from URGENT
 114. Ambulance – Accept Chief Muellerleile resignation (Eff. 7/15/16)
 - a. Appoint B. Whalen Interim Chief @ \$10,000 Annum
 115. Assessor – Accept F. Tanzillo resignation (Effective 7/31/16)
 - a. Appoint F. Tanzillo as Interim Assessor until 12/31/16
 116. Recreation – Appoint Summer Recreation Staff
 117. Recreation – Award Summer Rec. Field Trip Transports
 - a. Wed., Aug. 3 – United Nations, NYC
 - b. Wed., Aug 17 – Zoom Flume, Durham, NY
 118. Highway – Approve Form 284 – Annual Road Improvements
 119. Town Board – Advertise Bids for repairs to Medical Arts Building
 - a. Roof Repair
 - b. Bilco Door, Basement stairs
11. Open Public Comment
12. Meeting Adjournment - *IN MEMORY OF: Laura “Mugs” Groom Fox*

Town Events July 2016

Shandaken Theatrical Society will be performing the musical OKLAHOMA Fridays, Sat.& Sundays July 8th through July 23rd. Call 688-2279 to reserve tickets

Flying Cat Music Concert at Empire Railway Museum on Wed. July 13th. 7-pm call 688-9453

Hearty Lunch at Shandaken Memorial Church on Friday July 15th from 11-2pm. \$7.

**Shandaken Art Studio Tour is July 15 – 17. Visit their website for info.
www.shandakenart.com**

Chicken BBQ @ American Legion Post #950 Phoenicia – Saturday July 16th 2pm

Thunder in the Valley POW WOW at Big Indian Park is Sat & Sun. July 16th & 17th 10am to 5pm

Annual Firehouse BBQ @ MF Whitney Phoenicia – Sunday July 17th 1-6pm

27th Annual Duck Race by Phoenicia Rotary – Sunday July 17th – Phoenicia starting at 1:30

Annual Shandaken Animal Volunteer Effort TAG SALE is Saturday July 23rd @ Migliorelli's Farm in Mt. Tremper 10-4pm. To donate items. Call Nancy Hudler at 845-663-3047

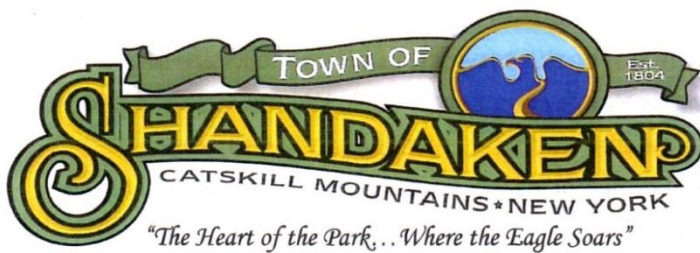
Library Street Fair by Morton Memorial Library in Pine Hill is Saturday July 23rd 10-4pm. Pine Hill.

Belleayre Mtn's Mud Run is Saturday July 30th. Sign up online at www.yourfirstmudrun.com

Coin Shoot & Relic Hunt – July 29, 30, 31st. Metal Detecting. Big Indian & surrounding area. email michelott@aol.com or call 845-254-4020.

Motions

On a Malloy/Disclafani Motion, the Town Board voted to hold a public hearing prior to next Town Board Meeting August 8, 2016 @ 6:45. To hear all for or against a logging permit . This Public Hearing is regarding a logging permit submitted by Balsam Gleann, LLC at a property located at 132 Cruickshank Rd. Big Indian, N.Y. 12410. Section 12. Block 1 Lot 29.100 The Public Hearing is scheduled for Monday, August 1, 2016 in the Town Hall Building, 7209 Route 28, Shandaken, New York at 6:45pm.



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 JULY 2016

FLOOD MITIGATION: Tonight we have a resolution to begin the process to

investigate the feasibility of relocating two buildings on Main Street adjacent to the Stony Clove Creek. The owner, Alfred Peavy, has agreed to pursue this action and we look forward seeing the outcome. The CWC has funding for this activity which we hope will only take a few months to complete. Once completed we will report the findings back to the Town Board where we will further discuss how to proceed from that point. If all goes well, this will be the first step in moving forward the larger plan for helping to mitigate flooding levels along Main Street and for a majority of Phoenicia.

Additionally, the Highway Superintendent, myself and a few others from the SAFARI group met with NYS DOT personnel concerning the Mt. Tremper Bridge. The State has recently added that bridge to a list for replacement. We wanted to enlighten them to some of the modeling we've already performed concerning flood elevations and mitigating options that were highlighted in the recent Local Flood Analysis, which we have. The DOT representatives seemed very receptive to our input and there may be further discussions with them concerning any modifications to the bridge to assist our community's efforts.

Lastly, CWC is working toward securing language which would pay for anchoring of above ground fuel storage tanks. This is something SAFARI has discussed in regard to our new flood ordinances, which we will be adopting sometime this fall. Anchoring of these tanks would again help make our community more resilient to the threat of flood. Securing fuel tanks will help our homes can run post-flood, and protect your lawn, neighborhood and the streams from the threat of hazardous pollution. This funding will be available to anyone located within the floodplain within any Town which has a completed and accepted an LFA. If you have any questions regarding this funding or activity, feel free to contact our Code Officer, Warren Tutt at (845) 688-5008 or via email at wptutt@shandaken.us.

MEDICAL ARTS BUILDING: The Town has owned the buildings opposite the Post

Office in Phoenicia for a number of years now. It has previously housed Benedictine Medical Services, Maverick West Healthcare and most recently the Phoenicia Library. We had a few inquiries into use of

the building but none have come to fruition due to a multitude of reasons. We have had contact with another party concerning providing medical and mental health services, but these talks are in the extremely early stages. In the interim, the building itself has seen better days. We recently had a local contractor inspect both the main building and the smaller building which currently houses our ambulance personnel. Following inspection several deficiencies were noted. All the repairs necessary could cost over \$60,000. Several projects were highlighted including roofing, siding, basement entry, exterior and interior painting along with some minor cosmetic work on the interior of both buildings. Recognizing the desire to rent this structure and the way things can deteriorate quickly within a structure the Town Board is looking to go out for bids for the most pressing issues; those being the roof and basement entry for the main building. This work would help seal the building better from moisture and mold intrusion. We are looking for bids on each of these jobs independent of the other, but that is not to say the same firm or contractor, could be awarded both jobs. The Town Board will review these bids next month and decide how to proceed on this work and future work.

RECREATION: We have several annual resolutions concerning Summer Recreation. First is appointing our staff for the Summer Recreation Program. Rayla and Manny feel confident in this year's group of young men and women and are looking forward to another enjoyable year with the kids. New this year we will be offering to pay the Junior Counselors in the instances where a regular counselor is unavailable, out sick or off for the day. This will give Rayla and Manny the opportunity to see how they handle the responsibility, will provide the Junior Counselor a bit more job experience and a little bit of compensation for their work.

We are also awaiting the bid for transportation to and from our annual field trips. This year we are looking forward to affording the kids a trip to the United Nations in NYC. We feel this will be a unique experience for the kids and many of the chaperones, as some have expressed that they themselves have never had the opportunity to visit this international destination. Of course, the trip the kids adore is the annual trip to Zoom Flume Water Park in Durham, NY generally during the last week of camp. We wish the campers and the staff a warm, sunny summer.

MISCELLANEOUS: We have a few other issues on the agenda for tonight. Ulster County has informed us that they have \$2,000 in forfeiture monies due to the Town from work our Police Department assisted in with the Ulster Regional Gang Enforcement Task (URGENT) Force. These monies will be accepted and held in the forfeiture account to assist the Police Department in offsetting costs for future equipment or materials. At the same time Ulster County has informed each of the Towns that they are holding us all to a requirement whereby the Town Highway Superintendent must submit a form (FORM 284) outlining scheduled road and bridge repairs for each fiscal year. The Town Board must review and approve the FORM 284 illustrating the costs of the repairs as outlined in the fiscal year budget. The Town Highway Superintendent will have to perform this duty and submit annually to the Town Board from here on out.

RESIGNATIONS:

We are sad to report that Fionna Tanzillo, who was elected as one of our three assessors during the most recent election, has rendered her resignation. Ms. Tanzillo has expressed her desire to continue on with her work as an assessor, but that recently her personal work has grown dramatically and she does not feel that she could provide the kind of commitment that the Assessor's job entails. She is willing to stay on until the end of this year, though. As a technicality, she has submitted her resignation to the elected position effective July 31st. This allows time for the Board of Elections to recognize the opening and for our local political parties to hold caucuses and nominating petitions in order to place names on the ballot for the election to be held this November. Ms. Tanzillo has agreed to stay on as the appointed interim assessor until December 31, 2016 where on January 1, 2017 whomever is elected will take over those responsibilities and fill those duties for the remainder of Ms. Tanzillo's unexpired term (December 31, 2019).

Lastly, but certainly not least, is the resignation of our Ambulance Chief whose name no one on this board can properly pronounce. He will remain with us as a paramedic, but is resigning his duties as Chief of the Department effective July 15th. In his stead he has suggested that another Paramedic with the service be appointed as Chief. Brendan Whalen has been a paramedic and Training Officer for the Town Ambulance Department for a number of years and the Town Board has a resolution to hire him as the Interim Chief for the Department. We will continue to evaluate Mr. Whalen's effectiveness as he transitions into this new position and look forward to seeing him uphold the very high standards that have been set by previous administrators for this Award-Winning Department.

Upon his resignation Chief Muellerleile, or "La-La" as some of us refer to him, leaves some very big shoes to fill. Of course, he will still be working with our Department and is retaining some bawdy title with County EMS, so if a problem arises we will be sure to find a way to blame him. I say this jokingly, but at the same time hope some of you recognize the weight that the Chief of any Emergency Response Department carries at all times. This is not to take away the hard work and dedication all our responders, but as Chief it is exceptional. They are never "off-duty," as an emergency can arise at any time. They have to keep current with all the regulations, certifications, licenses, approvals, boards and all the organizations that impact the operation of their Department. Aside from the actual field work, they must perform as administrative coordinator, budget officer, field general, complaint department, moderator, psychologist, social worker and if you're lucky enough; friend. I have been a first-hand witness to the personal and professional growth of Chief Muellerleile especially during the maelstrom we commonly refer to as Irene. The Town cannot express its gratitude in your service to the Town and I cannot express the full satisfaction I have in finally being rid of you. In all honesty, you have done an exemplary job as Chief and a pretty commendable job as my friend. The Town and I wish you the very best in your coming endeavors and we'll leave a key under the mat for you. Mr. Whalen I only have one bit of advice for you in moving up to being Chief, DO NOT UNDER ANY CIRCUMSTANCE click on the shaded areas on the payroll spreadsheets.

**Our next regular meeting is scheduled for
Monday, August 1, 2016 at 7:00 pm.**

Supervisor Report JUNE 2016

New York State for Parcels	500.00
Police Fee	15.00
Ambulance Fees	1238.56
Ambulance Donation	100.00
Town Clerk Fees	220.77
Cell Tower	345.29
Franchise payment	15980.41
Justice Fees	12435.00
zoning permits	0.00
Building Permit Fees	3396.00
Dog Licenses	113.00
Fuel Reimbursement	8303.64
Town Clerk Interest & Penalties	9539.23
Shandaken Hwy	
May Interest	1.62
NRCS Reimbrse-Muller Rd.	28400.39
FEMA Reimbrse- Miller Rd.	19005.83
Phoenicia Water	
Phoenicia Water Rents	15000.00
May Interest	0.26
TOTAL:	114595.00

General	\$ 78,569.52
Highway	80,627.40
Phoenicia Water	3,038.41
Pine Hill Water	1,628.21
Phoenicia Lights	898.01
Chichester Lights	133.06

Pine Hill Lights471.63

\$165,366.24

AND MOVES ITS ADOPTION

Seconded by: MALLOY

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

RESOLUTION # 112-16OFFERED BY MALLOY

AUTHORIZE APPLICATION FOR PHOENICIA PHASE 1 FEASIBILITY STUDY

WHEREAS, the Town 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 flood elevations within the Hamlet of Phoenicia; and

WHEREAS, one of those projects is relocation of two mixed use buildings located adjacent to the Stony Clove Creek along Main Street in Phoenicia (SBL # 14.13-3-1); and

WHEREAS, the Town wishes, with the property owner’s consent, to conduct a feasibility study to investigate options to meet the goals outlined in the LFA; and

WHEREAS, the Catskill Watershed Corporation (CWC) has funding available to communities that have accepted an LFA;

THEREFORE, BE IT RESOLVED that the Town of Shandaken Town Board hereby authorizes the Town Supervisor to file an application to the CWC for funding of said feasibility study for this activity.

AND MOVES ITS ADOPTION

Seconded by: STORMS

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

RESOLUTION #113-16OFFERED BY: STANLEY

RESOLUTION FOR RELEASE OF URGENT FUNDS

WHEREAS, pursuant to the Ulster County Regional Enforcement Narcotics Team Cooperative Agreement (URGENT) for the year 2016 between the Town of Shandaken and the County of Ulster, the Town of Shandaken is eligible for a distribution of monies that were seized by URGENT in the amount of \$2,000; now, therefore

BE IT RESOLVED, that the Town Board of the Town of Shandaken has authorized the general release related to this distribution and has authorized the Town Supervisor of the Town of Shandaken to sign the general release required in order for the funds to be released by the County of Ulster on behalf of URGENT.

AND MOVES ITS ADOPTION

Seconded by: ALBA

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

RESOLUTION # 114-16 **OFFERED BY STORMS**

ACCEPT RESIGNATION & APPOINT AMBULANCE PERSONNEL

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 Town accept the resignation of Chief Richard Muellerleile (Effective 7/15/16), and that the following person be appointed as Interim Chief of Shandaken Town Ambulance – **BRENDON WHALEN** – at a pay rate not to exceed \$10,000 annum.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

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

RESOLUTION # 115-16 **OFFERED BY ALBA**

ACCEPT RESIGNATION & APPOINT ASSESSOR

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 Town accept the resignation of **FIONA TANZILLO – Assessor** (Effective 7/31/16), and that she be appointed as Interim Assessor until 12/31/16 at the same salary of \$203.96 bi-weekly.

AND MOVES ITS ADOPTION

Seconded by: MALLOY

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

BOARD MEMBER DISCLAFANI __X__ _____

BOARD MEMBER MALLOY __X__ _____

BOARD MEMBER STORMS __X__ _____

SUPERVISOR STANLEY __X__ _____

RESOLUTION # 116-16 **OFFERED BY: DISCLAFANI**

RESOLUTION APPOINTING SUMMER RECREATION STAFF

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: For the purpose of coordinating and managing the Town of Shandaken Summer Recreation Program to run from Tuesday, July 12, 2016 through and including Thursday, August 18, 2016.

Rayla-Suzan Hart – Recreational Director (\$600 weekly)

Manuela Jean-Pierre – Assistant Recreation Specialist (\$400 weekly)

BE IT FURTHER 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:

Senior Counselors @ \$250. Weekly: Daniel Rice, Rafael Santiago

Returning Counselors @ \$225 weekly: Makaila Morton, Julia Fatum, Sydney Heidenberg, Joseph Relyea, Patrick Pfeiffer, & Christian Blydenburgh.

New Counselors @ \$200 weekly: Justin Blydenburgh, Brooke Harrison, Marie Taylor, Christel Buckholz,

Junior Counselor Brianna Berryann – Only to be paid when covering duties of a paid counselor @ \$66.00 per day.

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: MALLOY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	__X__	_____
BOARD MEMBER DISCLAFANI	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	__X__	_____

RESOLUTION #117-16 **OFFERED BY MALLOY**

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 United Nations NYC on Wednesday, August 3, 2016.

- 2 School busses for round-trip to and from Zoom Flume Water Park, Durham NY on Wednesday, August 17, 2016.

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board award the Transportation **Contract to** - Tonche Transit 5181 Rt. 28 Mt. Tremper, NY 12457

Total Price – \$3,480.00

AND MOVES ITS ADOPTION

Seconded by: ALBA

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

RESOLUTION # 118-16

OFFERED BY STANLEY

APPROVE HIGHWAY DEPARTMENT FORM 284

WHEREAS, the Town of Shandaken Highway Department is responsible for the maintenance and repairs to all Town Roads and Bridges; and

WHEREAS, the Town Highway Department is required to submit Form 284 to Ulster County Department of Public Works (DPW) outlining proposed road and bridge repairs for the 2016 Fiscal Year; and

THEREFORE, BE IT RESOLVED that the Town of Shandaken Town Board hereby approves of the activities listed on Form 284 as submitted by the Highway Superintendent and the expenses budgeted and accounted for on Form 284.

AND MOVES ITS ADOPTION

Seconded by: STORMS

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

RESOLUTION # 119-16

OFFERED BY STORMS

ADVERTISE FOR BIDS FOR REPAIRS TO TOWN OWNED BUILDING

WHEREAS, the Town of Shandaken owns a parcel of land with two structures located on it at 9 Ava Maria Drive, Phoenicia, NY 12464 (SBL# 14.13–1-24) and

WHEREAS, following an inspection of the structures, the Town is aware of major deficiencies that need to be addressed in order to maintain and preserve the structure; and

WHEREAS, the most necessary repairs needed are the roof and basement entrance;

THEREFORE, BE IT RESOLVED that the Town of Shandaken Town Board wishes to advertise for the following repairs to the main building located at the location above:

- 1) **Roof Repair** including but not limited to: removal and proper disposal of existing shingles, repair to any rotten sheathing, replacement with 30 year shingles, replacement of drip edge, replacement of flashings and minimum 3 feet of Ice & Water guard.
- 2) **Basement Entrance** including but not limited to: removal of existing entry components, install new Steel (Bilco) Exterior Entry, Construct of Stairwell, installation of codified fire door in basement, weatherproofing where necessary.

BE IT FURTHER RESOLVED any parties interested in bidding on either or both jobs may secure an appointment to inspect with the Town Supervisor’s Office (845) 688-7165. Any prospective bidder must be able to prove Liability and Workman’s Compensation Insurance coverage for themselves or any employees. All **sealed** bid envelopes must be clearly marked in large block letters reading: **ROOF BID** or **BASEMENT BID** and should be received no later than 3pm on Monday, August 1, 2016 at the Town Clerk’s Office, PO Box 67, 7209 Route 28, Shandaken, NY 12480. All bids will be opened and read aloud at the Town Board meeting scheduled for 7pm that same evening. The Town of Shandaken retains the right to reject any and all bids.

AND MOVES ITS ADOPTION

Seconded by: STANLEY

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER ALBA	__X__	_____
BOARD MEMBER DISCLAFANI	__X__	_____
BOARD MEMBER MALLOY	__X__	_____
BOARD MEMBER STORMS	__X__	_____
SUPERVISOR STANLEY	__X__	_____