

**Town of Shandaken
County of Ulster
State of New York
Monday, March 4, 2013**

The Town of Shandaken Town Board conducted their Regular Monthly meeting as per Resolution #2. Minutes of the Monthly Regular Town Board Meeting held in Shandaken on Monday March 4, 2013 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/Jordan motion the Town Board unanimously approved the minutes of the February meeting as submitted by the Town Clerk.

Committee Reports:

David Gilmour of Gilmour Planning gave a presentation on Parks & Recreation 10 Year Comprehensive Master Plan Overview. The report is available for viewing on the Town's website: www.shandaken.us

Next Recreation meeting is 3/11/13 6:30 at Town Hall

Ulster County Undersheriff Frank Faluotica presented the Town of Shandaken with a first disbursement check of \$5,000. These monies are from the URGENT Task Force, to be used for the Shandaken Police Dept. only.

Emerson Resort & Spa offered to do a 100 person dinner fund raiser, to benefit the Shandaken Recreation Dept.

Upcoming Events:

Phoenicia Fish & Game will be hosting a "Raise The Roof" fundraiser for Phoenicia Library. Craft & Book Fair. Friday, Saturday & Sunday 3/15-17. More Info: 688-7811.

Caregiver Support Group Meetings will be starting March 14 at Phoenicia Fire House. Every 2nd & 4th Thursday 6:30-7:45. Free – All Welcome. Sponsored by UC Office for the Aging & JFS.

Public Comment on Resolutions:

Rick Ricciardella (Res. 70-13), Feels we should save money & remove stones from streams.

Open Public Comment:

Karen Charman - presented an Online Petition to the Town Board protesting the Boards recent passing of Resolution 58-13 (Supporting the 2nd Amendment). There were 283 signatures, with about 80% signed by town residents.

Vincent Bernstein stated he felt he represented a majority of the Town when he presented Resolution 58-13. Others in audience who spoke in favor of the Town's resolution 58-13:

Hank Williams, Glen Howard, Herman Rivera, Len Bernardo, Dan Lefever, Carol Shalaew, Ethan Bernstein, Mike Leone, Fawn Tantillo, Phil Palizato, Tom Sebald, Tony Alamia, Tom Crucet.



Town of Shandaken Town Board Meeting Agenda
Regular Monthly Meeting
Monday, March 4, 2013

1. Pledge of Allegiance
2. Roll Call
3. Approval of previous T/B Meeting minutes
4. Supervisor's Financial Report
5. Communications
 - a. Shandaken Recreation Master Plan - Gilmour Planning - David Gilmour
6. Committee Reports:
 - a. Ambulance
 - b. Police
 - c. Phoenicia Water
 - d. Pine Hill Water
 - e. Museum
 - f. Recreation
 - g. Shandaken Day
7. Public Comments on Resolutions
8. Motions:
9. Resolutions:
 - 59) *Pay all Bills*
 - 60) *Catskill Collaborative* – Supporting Scenic Byway Draft Plan
 - 61) *Police* – URGENT Agreement with Ulster County
 - 62) *Court* – Hiring Special Prosecutors for Town Court
 - a. *Dana Blackmon & Kevin Bryant*
 - 63) *Legal* – Hiring Kellar as Counsel for Gooding Road Suit
 - 64) *Recycling* – Hiring Attendant - *Joseph Rotella, Jr.*
 - 65) *Assessor*- Hiring Interim Clerk – *Grace Grant*
 - 66) *Clerk* – Authorizing Municipality Contract (Credit Cards)
 - 67) *Health* – APRIL is Parkinson's Awareness Month
 - 68) *Highway* – Approve Purchase of 2013 Ford F-250 P/U
 - 69) *Highway* – Approve Purchase of 2014 International Tri-Axle Dump
 - 70) *Highway* – Approve Bid for Stone Crushing
10. Open Public Comment
11. Meeting Adjournment - *IN MEMORY OF:*
Brian Bloodgood *Edith Sanchis*

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

Scenic Byway: The Town has been in discussion of this matter for a few years and the Town Board tonight will vote as to whether to agree or not with the other communities that have already signed on to this Management Plan. The crux of discussion on this pertained to loss of Home Rule issues and any infringements in property rights within each of the communities. Shandaken is the single largest geographic entity involved in this venture. We have held several public meetings and hearings on this subject and have done our best to have language included to clarify that there will be no impediment to our ability to govern ourselves as a community. Regardless of where our votes may lie tonight, know that each of us looks forward to continuing working on our inter-community relationships. We will continue to support our neighbors in their endeavors, whenever asked, understanding that we all live and work in the similarly unique and beautiful environment that makes up the Central Catskills High Peaks Region and we will better persevere through unity rather than division.

Court: Due to certain legal restrictions and obligations concerning the processing of tickets issued by NYS Troopers, our Town, like others throughout the County and State, needs to hire a Special Prosecutor to try these cases. The Town anticipates this to be a fiscal wash as fines generated should offset the cost of the prosecutors, but this must be done in order for the Town to meet all of its legal obligations. We are hiring two gentlemen who have the legal expertise and background in these types of cases, having performed these duties for other communities, the Ulster County District Attorney's Office and in their own private practices. They will be working an alternating schedule, which will provide the proper coverage for the court as well as provide an internal back-up if one is not available for a certain date.

Personnel: We have the need to fill two positions within the Town. First, the Town would like to graciously thank Joseph Rotella, Sr. for his 21 years of service to the Town. We wish he, and his wife Rose, who has also been a great asset for us recently and over many years, a happy and healthy retirement. Also, due to Sue Christiana's move to Interim Highway Secretary we have the need to fill her old position within the Assessor's Office. We were notified by Ulster County, who validates our job titles and applicants, the Assessor's Clerk position lists as a competitive class position and mandates a civil service exam be taken. Anyone interested in the position must take the exam given by Ulster County. The next exam for this position is coming on April 6th of this year. Applications are available online through the County and are due this Wednesday, March 6th. The Town will be hiring an Interim Assessor's Clerk, awaiting the outcome of the test and applicants. Pending the outcome of other issues pertaining to personnel decisions, we will be revisiting many of these appointments over the next few months.

Hwy: We have resolutions tonight to hire a company to crush gravel for the Town at the Gravel Bank. We have done this in the recent past but response to Irene diminished much of the stockpile. Due to the fire prior to last month's meeting, the Town will be replacing two of the vehicles (the Pickup and Ten Wheel Dump). The third vehicle was due to be retired and not in need of replacement. We did receive the insurance funds for the vehicles lost, but those monies are not enough for complete cost of replacement, so the Town will be looking into bonding the cost of the Dump truck over the next few years in order to avoid a major tax increase for this year's and coming years' budgets.

Other issues: We have other resolutions tonight dealing with the Gang Task force (URGENT) operated in partnership between the Ulster County municipalities and the Ulster Sheriff's Office. The resolution tonight is to allow the County to disperse \$5000 due to the Town Police. These funds will help us replace vests and other equipment due to be replaced in our Police Department.

The attorney previously representing us and the Town of Lexington in an ongoing litigation concerning Gooding Rd in Bushnellsville and Highmount has asked to step down and we are hiring our Town Attorney, Paul Kellar, to continue our defense in this action.

The Town Clerk's Office would like to start accepting Credit and Debit cards as a convenience to our citizens. This will not cost the Town anything. Any costs associated with the processing will be paid by the citizen, those fees by contract will be \$3 or ~~2.5%~~ 2.45% whichever is less.

The Town will once again be declaring **April as Parkinson’s Disease Awareness Month**. This small gesture is our way of broadening awareness of Parkinson’s and the continuing efforts to find a cure for this debilitating disease.

Gun Control: We know that many in attendance tonight are looking to continue the discussion of a resolution adopted by this board at our last monthly meeting. There is nothing on our agenda for the continuance of this discussion. We ask that interested parties allow us the courtesy of dealing with the issues before us tonight and we can address any further comment during our Open Public Comment period following action on our resolutions tonight.

Recreation: Tonight we have David Gilmour, from Gilmour Planning, who was hired under a grant from the Hudson River Valley Greenway to assist our Parks and Recreation Board in the creation of a Parks and Recreation Master Plan. Tonight’s presentation is a Draft and open for public comment. We are looking forward to the presentation and please understand that the document is rather large so we do not have hard copies immediately available for distribution tonight, but it has been posted on the Town Website (shandaken.us) and the Town of Shandaken Facebook page. If you would like a hard copy, please contact the Town Clerk’s Office to make arrangements. In order to preserve time, the Board would like to keep comments to a minimum at this meeting as we will be accepting comments over the coming month. I’m sure Mr. Gilmour and the Parks and Recreation Board will be able to better address any concerns that may arise through a Final draft following the presentation tonight. Comments will be received over the next month through regular mail to PO Box 134, Shandaken or through my email at shandakensupervisor@yahoo.com.

Our next regular meeting is scheduled for
Monday, April 1, 2013 at 7pm.

| Supervisor Report February 2013 | | Accounts Payable February, 2013 | |
|--|----------------|------------------------------------|--------------|
| Portion of General tax Warrant | \$ 500,000.00 | | |
| Balance of General Tax Warrant | \$ 736,832.00 | | |
| Ambulance Fees | \$ 11,444.41 | | |
| Phoenicia Library Electric (reimbursement) | \$103.28 | | |
| Police Fees | \$45.00 | | |
| Justice Fees | \$ 14,140.00 | GENERAL | \$ 51,114.16 |
| Town Clerk Fees | \$ 69.10 | | |
| Zoning Fees | \$ 250.00 | HIGHWAY | \$ 21,801.63 |
| Building Permit Fees | \$ 570.00 | | |
| Dog Fees | \$ 10.00 | PHOENICIA WATER | \$3,442.64 |
| Dog Licenses | \$ 167.50 | | |
| Registrar Fees | \$ 30.00 | PINE HILL WATER | \$1,272.85 |
| Health Reimbursement | \$ 156.50 | | |
| Fuel Reimbursement | \$ 1,085.76 | PHOENICIA LIGHTS | \$1,148.22 |
| Mariner Tower | \$ 762.20 | CHICHESTER LIGHTS | \$154.22 |
| Forest tax | \$ 475.80 | | |
| Pine Hill Water Rents | \$ 5,487.83 | PINE HILL LIGHTS | \$635.68 |
| | \$1,271,629.38 | | |

TOWN OF SHANDAKEN AMBULANCE SERVICE

SHANDAKEN

AMBULANCE

PO BOX 91

PHOENICIA, NY 12464

February 2013 Report

Total calls received- 47

Total calls Belleayre- 26

Mutual aid given- 2

Mutual aid received- 1

Albeit a short month February was certainly not devoid of its emergencies. Accounting for over one half of our call volume this month Belleayre Mountain most certainly made our crews' weekends particularly busy with 21 of those calls for service to the mountain occurring on a Saturday or a Sunday during the month. With risk of sounding like a broken record- PLEASE take a lesson if you are new to the slopes, tune your equipment, wear proper protective equipment, and ski responsibly with due regard for others.

In other news, the first of a series of training classes for the rollout of the Town Ambulance's electronic reporting system that coincides with the new billing company occurred in February and was very well received by staff. It is without a doubt that this switch from the antiquated paper system of reporting and billing will prove to be a more efficient and thorough system for daily operations and revenue recovery and will save a veritable forest – the overstocked filing cabinets in our office are rejoicing. These classes shall continue throughout the month of March with a projected rollout to the field in April.

| UNIT NUMBER | MILEAGE | TOTAL |
|-------------|---------|-------|
| 7850 | 57738 | 895 |
| 7851 | 61027 | 242 |
| 625 | 21627 | 895 |
| 626 | 83694 | 936 |

Stay Safe out there!

Richard W. Muellerleile

Chief, Town of Shandaken Ambulance Service

Committed To Care In The Heart Of The Catskills

| SHANDAKEN POLICE DEPARTMENT MONTHLY REPORT | | | |
|--|------|-----------------------------|--------|
| Month of February | | | |
| CHIEF W. JAMES MCGRATH | | | |
| Abandoned Vehicle | 1 | Mental Health Law | 0 |
| Abandoned 911's | 4 | Motorist Assists | 2 |
| Aggravated Harassments | 0 | Neighbor Disputes | 1 |
| Animal Complaints | 5 | Noise Complaints | 0 |
| Assaults | 0 | Parking Complaints | 0 |
| Assist Other Police Agency's | 1 | Property Disputes | 0 |
| Assist Town Ambulance | 9 | Property Damage Accidents | 7 |
| Assist Fire Department | 0 | Involving DEER | 2 |
| Automatic Alarms | 5 | Involving BEAR | 0 |
| Bad Checks | 2 | Personal Injury Accidents | 1 |
| Burglaries | 0 | Plates Lost M.V. | 0 |
| Criminal Mischief's | 0 | Public Lewdness | 0 |
| Criminal Possession Weapons | 0 | Reckless Endangerments | 0 |
| Check the Welfare | 4 | Robbery | 0 |
| Civil Matters | 2 | Suspicious Persons | 4 |
| Drug Possessions | 0 | Suspicious Vehicles | 3 |
| Drug Overdoses | 0 | Security Checks | 24 |
| Disorderly Subjects | 0 | Shots Fired Complaints | 1 |
| Domestic Disputes | 6 | Suicides Attempted | 0 |
| Driving While Intoxicated | 0 | Suicides | 0 |
| Larcenies | 3 | Traffic Details | 2 |
| Fights in Progress | 0 | Trespassing Complaints | 0 |
| General Town Complaints | 11 | Theft of Service Complaints | 0 |
| Grand Larcenies | 0 | Unattended Deaths | 1 |
| Harassment Complaints | 1 | V&T Complaints | 9 |
| Lock-out Assists | 3 | Water Rescues | 0 |
| Land-lord/Tennant disputes | 1 | Missing Persons | 2 |
| Littering/Dumping Complaints | 0 | Marijuana Possessions | 0 |
| Juvenile Complaints | 0 | Identity Theft | 1 |
| Endangering Welfare Complaints | 0 | TOTAL CALLS HANDLED | 118 |
| | | | |
| Violations | 2 | Uniform Traffic Tickets | 20 |
| Misdemeanors | 3 | Parking Tickets | 1 |
| Felonies | 1 | Warrants | 1 |
| Appearance Tickets | 3 | TOTAL ARRESTS | 6 |
| *****POLICE VEHICLE REPORT***** | | | |
| 83 Patrol Miles | 2283 | 83 Odometer Reading | 86701 |
| 84 Patrol Miles | 3501 | 84 Odometer Reading | 176104 |
| 85 Patrol Miles | 1357 | 85 Odometer Reading | 63730 |
| 86 Patrol Miles | 1195 | 86 Odometer Reading | 92179 |
| 87 Patrol Miles | 805 | 87 Odometer Reading | 147033 |
| TOTAL MILES PATROLLED | 9141 | | |

RESOLUTION # 59-13

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 | \$ | 51,114.16 |
| Highway | | 21,801.63 |
| Phoenicia Water | | 3,442.64 |
| Pine Hill Water | | 1,272.85 |
| Phoenicia Lights | | 1,148.22 |
| Chichester Lights | | 154.22 |
| Pine Hill Lights | | 635.68 |

AND MOVES ITS ADOPTION

Seconded by: Jordan
ROLL CALL 5 AYES

RESOLUTION # 60-13

OFFERED BY: Jordan

Resolution for Catskill Mountains Scenic Byway Nomination
and Corridor Management Plan Adoption

WHEREAS, the scenic qualities of New York State Routes 28, 28A, 214, and 42, as described in the plan, and the surrounding mountains, valleys, and hamlets have been appreciated and celebrated for over a century by the residents of the Central Catskills, as well as tourists, artists, authors, poets and other visitors to the region; and it is this unique combination of mountain scenery, pristine waterways, historic hamlets that create the special sense of place that is vital to the economic health of the Central Catskills;

WHEREAS, the Central Catskills Collaborative, comprised of representatives of the seven municipalities along the proposed scenic byway route, committed to work cooperatively to protect and promote the scenic, cultural, historic, and economic well being of the Route 28 Corridor and the Central Catskills and agreed to pursue the nomination of the Catskill Mountains Scenic Byway;

WHEREAS, under the leadership of the Central Catskills Collaborative, each of the seven communities contributed to the development of this corridor management plan by forming local byway groups, encouraging public participation and leading individual meetings of the Collaborative;

WHEREAS, the advisory committee of the Central Catskills Collaborative, consisting of representatives from state, county, and city agencies, tourism organizations, the regional chamber of commerce, and an outdoor recreation organization has strengthened partnership and the development of the corridor management plan;

WHEREAS, in the process of developing this corridor management plan, the Central Catskills Collaborative has strengthened the bonds of inter-municipal cooperation and the involved communities envision further benefit through scenic byway designation including sustained collaborative progress, increased funding opportunities for recommendations identified in the plan, enhanced partnerships with agencies responsible for the stewardship of resources along and adjacent to the byway route, and an improved transportation experience that preserves, interprets, and promotes the corridor’s intrinsic qualities and resources;

NOW, THEREFORE, BE IT RESOLVED, that the **Town of Shandaken** supports the designation of the Catskill Mountains Scenic Byway as defined above and in the Catskill Mountains Scenic Byway Corridor Management Plan and adopts said plan which includes programs for stewardship and enhancement of the scenic byway and guidance to manage future activities along its corridor;

BE IT FURTHER RESOLVED, that the **Town of Shandaken** confirms that they will not issue building permits or any other permits or other permission to construct new off-premise outdoor advertising signs along the designated Byway route; that off-premise tourism oriented directional signage on state highways will be in compliance with the NYS Department of Transportation’s Tourist Oriented Destination Sign (TODS) program, and that off-premise directional signage on any County and local roads along the designated Byway route will be consistent with the state TODS program; and

BE IT FURTHER RESOLVED, that the **Town of Shandaken** will work in partnership with the six other municipalities of the Central Catskills Collaborative and local and regional stakeholders in order to support future Byway program development and collaborate with these interested entities to explore opportunities for cooperation and methods to advance the Scenic Byway;

AND MOVES ITS ADOPTION

Seconded by: Bartlett
ROLL CALL **3 AYES (Bartlett, Jordan, Stanley) 2 NAYS (Bernstein, Higley)**

RESOLUTION # 61-13 **OFFERED BY: Stanley**

**RESOLUTION FOR AGREEMENT WITH
ULSTER REGIONAL ENFORCEMENT NARCOTICS TEAM (URGENT)**

WHEREAS, from January 1, 2006 through December 31, 2012, entirely or during a portion of that time, the Town of Shandaken and the Town of Shandaken Police Department participated in a task force commonly known as the Ulster Regional Enforcement Narcotics Team (**URGENT**); and

WHEREAS, the Urgent task force consisted of the County of Ulster through and by the offices of the Ulster County Sheriff and the Ulster County District Attorney, various municipal member agencies including, but not limited to, the Town of Shandaken and the Town of Shandaken Police Department and the various towns and villages by and through their respective police departments (**member agencies**); and

WHEREAS, Memorandums of Understanding (**MOU**) regarding participation in **URGENT** were entered into from time to time during the aforementioned period by member agencies; and

WHEREAS, the member agencies, pursuant to the **MOU**’s, participated in jointly in the seizure of assets as a direct result of criminal investigations and/or arrests and pursuant to forfeiture guidelines of the

United States Department of Justice, Criminal Division, Asset and Forfeiture Section and/or the office of the Ulster County District Attorney; and

WHEREAS, assets seized included personal property, goods, equipment and money; and

WHEREAS, pursuant to the MOU's, certain monies that were seized as a direct result of criminal investigations were deposited in forfeiture accounts kept and maintained by the County of Ulster known as "Ulster County URGENT Forfeiture Division Accounts;" and

WHEREAS, pursuant to the MOU's and guidelines set forth by United States Department of Justice, Criminal Division, Asset and Forfeiture Section, the Town of Shandaken has sought a distribution of monies that were seized and are in Ulster County URGENT Forfeiture Division Accounts;

NOW, THEREFORE BE IT RESOLVED, in consideration of the payment of Five Thousand Dollars (\$5,000) to the Town of Shandaken and the Town of Shandaken Police Department from the Ulster County URGENT Forfeiture Division Accounts does recognize and agree to all the terms set forth in the agreement with County of Ulster for the release of aforementioned funds

AND MOVES ITS ADOPTION

Seconded by: Bernstein
ROLL CALL **5 AYES**

RESOLUTION #62 - 13

OFFERED BY Higley

APPOINTING SPECIAL PROSECUTORS FOR TOWN COURT

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 **Dana Blackmon, Esq.** and **Kevin Bryant, Esq.** be appointed to serve as Special Prosecutors, and to serve at the pleasure of the Town Board, and to be paid \$150.00 per hour not to exceed \$15,000 for the remainder of the calendar year 2013 when performing the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: Stanley
ROLL CALL **5 AYES**

RESOLUTION #63 - 13

OFFERED BY Bartlett

APPOINTING KELLAR, KELLAR & JAIVEN, ESQ. AS DEFENSE FOR TOWN

WHEREAS, Carolee Petti as executrix of the Estate of Alphonse De Paolo commenced an action in State of New York, Supreme Court County of Ulster against the Town of Shandaken and against Eric Hofmeister in his capacity as Highway Superintendent of the Town of Shandaken as well as against the Town of Lexington and Larry Cross as Superintendent of Highways of the Town of Lexington with respect to the right of the public to use a portion of Pine Hill Road or upper Birch creek Road, and

WHEREAS, Attorney Tal G. Rappleyea of Valatie NY was retained in 2008 to defend the Town of Shandaken and Eric Hofmeister as Highway Superintendent in said lawsuit, and

WHEREAS, Mr. Rappleyea has asked to be relieved as counsel with respect to his representation of the Town of Shandaken and Eric Hofmeister in said litigation,

NOW, THEREFORE BE IT RESOLVED, that the Town of Shandaken consents that Tal G. Rappleyea be relieved as counsel for the Town of Shandaken and Eric Hofmeister as Highway Superintendent in said lawsuit, and

BE IT FURTHER RESOLVED, that the law firm of Kellar Kellar & Jaiven Esq., Kingston NY be retained to represent the Town of Shandaken and Eric Hofmeister as Highway Superintendent in said lawsuit, and

BE IT FURTHER RESOLVED, that the Town Supervisor of the Town of Shandaken and Eic Hofmeister as Highway Superintendent are hereby authorized to execute a Consent to change Attorneys form and such other instruments as are reasonably necessary to transfer the Town’s file in this litigation from Tal G Rappleyea Esq. to the law firm of Kellar Kellar & Jaiven.

AND MOVES ITS ADOPTION

Seconded by: Jordan
ROLL CALL **4 AYES, 1 Recuse – Higley (Ongoing litigation with that Attorney)**

RESOLUTION #64 - 13 **OFFERED BY Bernstein**

APPOINTING RECYCLING ATTENDANT

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 **Joseph R. Rotella, Jr.** be appointed to serve as Town Recycling Attendant, and to serve at the pleasure of the Town Board, and to be paid \$10.00 per hour not to exceed \$7,000 for the remainder of the calendar year 2013 when performing the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: Higley
ROLL CALL **5 AYES**

RESOLUTION #65 - 13 **OFFERED BY Jordan**

INTERIM ASSESSOR’S AIDE

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 **Grace Grant** be appointed to serve as Interim Assessor’s Aide, and to serve at the pleasure of the Town Board, and to be paid \$10.30 per hour not to exceed \$16,583 for the remainder of the calendar year 2013 when performing the duties of said office.

AND MOVES ITS ADOPTION

Seconded by: Bartlett
ROLL CALL **5 AYES**

RESOLUTION # 66-13 **OFFERED BY: Stanley**

**RESOLUTION FOR AGREEMENT WITH
MUNICIPAY-NATIONWIDE PAYMENT SOLUTIONS, LLC**

WHEREAS, the Town of Shandaken Town Clerk’s Office would like to start accepting payment by credit or debit card as a convenience for the citizens of the Town; and

WHEREAS, General Municipal Law allows local governments to accept credit and debit card payments for, among other things: Permits, Fees, Water Bills, Licenses, Taxes or other charges pertaining to the Town Clerk’s Office and the Building and Zoning Departments; and

WHEREAS, said payments by credit - debit card will be accepted at the Town Clerk’s window, through the mail, e-mail or by telephone; and

WHEREAS, there will no cost to the Town for setup of this service or the service itself and that only a small “convenience fee” (2.45% or \$3.00 minimum) will be charged to the customer for this convenience;

NOW, THEREFORE BE IT RESOLVED that the Town Board of the Town of Shandaken hereby authorizes the Town Supervisor to enter into contract with Municipay-Nationwide Payment Solutions, LLC of 400 Technology Way, Scarborough, ME 04074 to provide this service to our citizens

AND MOVES ITS ADOPTION

Seconded by: Higley
ROLL CALL **5 AYES**

RESOLUTION #67 - 13 **OFFERED BY Higley**

PARKINSON’S AWARENESS MONTH PROCLAMATION

WHEREAS, Parkinson’s Disease is a progressive neurological movement disorder of the central nervous system, which has a unique impact on each patient; and

WHEREAS, according to the Parkinson’s Action Network, the Parkinson’s Disease Foundation, the American Parkinson’s Disease Association and the National Institutes of Health, there are over one million American’s diagnosed with Parkinson’s disease; and

WHEREAS, symptoms include slowness, tremor, difficulty with balance and speaking, rigidity, cognitive and memory problems; and

WHEREAS, although new medicines and therapies may enhance life for some time for people with Parkinson’s, more work is needed for a cure; and

WHEREAS, increased education and research are needed to help find more effective treatments with fewer side effects and ultimately a cure for Parkinson’s disease; and

WHEREAS, a multidisciplinary approach to Parkinson’s disease care includes local wellness, support and caregiver groups; and

WHEREAS, April has been proclaimed as World Wide Parkinson’s Awareness Month for all to recognize the need for more research and help in dealing with the devastating effects of Parkinson’s disease.

NOW, THEREFORE BE IT RESOLVED that the Town of Shandaken Town Board does herby proclaim **April 2013 as Parkinson’s Awareness Month in the Town of Shandaken**

AND MOVES ITS ADOPTION

Seconded by: Stanley
ROLL CALL **5 AYES**

RESOLUTION #68 - 13 **OFFERED BY Bartlett**

RESOLUTION APPROVING PICK-UP TRUCK PURCHASE

WHEREAS, the Town of Shandaken Highway Department is in need of a new Pick-up truck; and

WHEREAS, the Town of Shandaken Highway Superintendent has located a 2013 Ford F250 Pick-Up through NYS OGS Bid;

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approve the purchase of a 2013 Ford F250 Pick-Up Truck for a price not to exceed \$27,000.00 (US).

AND MOVES ITS ADOPTION

Seconded by: Jordan
ROLL CALL **5 AYES**

RESOLUTION #69 - 13

OFFERED BY Bernstein

RESOLUTION APPROVING DUMP TRUCK PURCHASE

WHEREAS, the Town of Shandaken Highway Department is in need of a new Dump truck; and

WHEREAS, the Town of Shandaken Highway Superintendent has located a 2014 International 7600 Series Tri-Axle Dump Truck through County Bid;

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approve the purchase of a 2014 International 7600 Series Tri-Axle Dump Truck for a price not to exceed \$160,000.00 (US).

AND MOVES ITS ADOPTION

Seconded by: Jordan
ROLL CALL **5 AYES**

RESOLUTION #70 - 13

OFFERED BY Stanley

RESOLUTION APPROVING GRAVEL CRUSHING BID

WHEREAS, the Town of Shandaken Highway Department advertised for bids for crushing of item 4 at the Town owned gravel bank following the Town Board meeting on February 4, 2013; and

WHEREAS, bids were received at the Town Clerk’s Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later than 3pm on Monday, March 4, 2013 with bids to be opened at the Town Board meeting on the same date at 7pm;

THEREFORE BE IT RESOLVED, that the Town of Shandaken Town Board approve the bid from

Clark Stone Products located in 41155 State Hwy. 10 Delhi, NY 13753 for the bid amount of **\$ 3.60 per ton** and will furnish a closed circuit plant, fuel and manpower to run the plant and loader.

AND MOVES ITS ADOPTION

Seconded by: Jordan
ROLL CALL **5 AYES**

Signed this 5th day of March, 2013

Joyce Grant Town Clerk