

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

**The Town of Shandaken Town Board conducted a Regular Monthly Meeting on Monday  
September 13, 2021 at 7pm. Shandaken Town Hall. 7209 Rt. 28 Shandaken, NY**

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

<b>Members Present</b>	<b>Robert A. Stanley – Supervisor</b>
	<b>Kyle R. Steen - Board Member</b>
	<b>Peter DiSclafani – Board Member</b>
	<b>Kevin VanBlarcum – Board Member</b>
	<b>Faye Storms – Board Member</b>

<b>Recording Secretary</b>	<b>Joyce Grant - Town Clerk</b>
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**On a Vanblarcum/Disclafani 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, September 13, 2021 – 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. Committee Reports:**
  - a. Ambulance*
  - b. Building/Zoning*
  - c. Police*
  - d. Phoenicia Water*
  - e. Pine Hill Water*
  - f. Museum*
  - g. Recreation*
- 8. Public Comments on Resolutions**
- 9. Motions:**
- 10. Resolutions:**
  - 102. Pay all Bills**
  - 103 NYF Buy-Out 609, Oliverea Rd. Big Indian**
  - 104. Police Unionization**
  - 105. Police - Accepting the resignation of P/T Police Officer Daniel Odendahl & Hire Shadow Williams as P/T Police Officer**
  - 106. Approval of Building Department Assessment: 25 Academy St, Pine Hill**
  - 107. Set Date for Public Hearing: Logging Permit SBL 4.-1-6 Branch 7 Bergen CO.**
  - 108. No Campaign Signage until after Columbus Day – Oct. 11th**
- 11. Open Public Comment**
- 12. Meeting Adjournment -**

*IN MEMORY OF: Joan (Herdman) Finch, Robert Jones, Sr.*

***MOTION: On a Vanblarcum/Disclafani motion, the Town Board voted to add a Highway position title of "Machine Equipment Operator" as per CSEA & Ulster County Personnel qualifications.***

***At 7:55 on a Vanblarcum/Disclafani motion the Town Board voted to close the regular meeting and go into Executive Session on a Personnel Matter. At 8:40 the Board reconvened the regular meeting. Decision was made to resolve the personnel matter with the employee, the next day. Meeting Adjourned at 8:43 on a Storms/Disclafani motion.***

**Shandaken Museum – Bill Andrews presented to the town board issues with repairs needed at the Museum. Contractor stopped coming, never showed up. No hot water, issues with leaks, etc. Museum liaison Board Member Kyle Steen, has seen the problems and will help mediate with finding a contractor that can address these issues and help repair these areas.**

**Recreation – Dog Park repairs are slowed down due to needing to order more gate posts. Repairs will resume once these parts arrive.**

**Big Indian Park – Disc Golf Course is almost completed at the park.**

**Park Managers are needed for Parish Fiels & the upcoming park in Mt. Tremper. Please contact the Town if you are interested.**

### **Upcoming Events**

**Next Visit from our Mobile Vet Van will be this coming Saturday Sept. 18. 9am. Rabies & Distemper shots are first thing, no appt. needed. Cash Only. We have a \$25 Cat Spay program for Shandaken residents. They have Surgeries throughout the day. Call them for other surgeries, 845-901-4637. For a cat spay certificate stop by my office or call 688-5004.**

**FREE Concert at Big Indian Park this coming Sunday Sept. 19<sup>th</sup> 3-5 pm Thunder Ridge will be performing. Bring a chair and a friend.**

**FREE Individual Medicare Counseling at Phoenicia Library o Tuesday Sept. 21. 10-3 call for appt. at Office for the Aging at 845-340-3456**

**Phoenicia Supermarket will have a Classic Car Cruise event on Saturday Sept. 25<sup>th</sup> 2-6. Bring your classic car, truck bike and join them. Food Drinks and more, trophies. More info call Frank Stapleton 845-254-4238 or Tammy at Supermarket 688-2448**

**Saturday Sept. 25<sup>th</sup> there will be a FREE Balkan Mountains Mini Festival at Glenbrook Park on Saturday Sept. 25, 4-7pm. Sponsored by Ulster Savings & Phoe. Library. Give them a call for more info. 688-7811**

**Food Bank of the Hudson Valley is offering Free weekly bags of groceries for Shandaken Kids 18 and under and their families. They can be delivered by Phoenicia Library, or picked up at Pine Hill Library. Call Pho. Lib 688-7811 or Pine Hill Lib. At 254-4222.**

**The next visit of the Mobile Van from DMV will be Friday October 1<sup>st</sup> 10-1, 2-3. You can do all there except CDL & Enhanced Licenses. It is here First Friday's of the month.**

**Supervisor Report August 2021**  
**Revenues**

Police Fees	\$15.00
Vital Statistics	\$60.00
Ambulance Fees	\$6,845.93
Town Clerk Fees/EZ Pass	\$25.00
Cell Tower/Doctor's Office Rental	\$1,200.00
Phoenicia Water/Reimbursement	\$192.37
Building Permit Fees/Zoning	\$4,233.42
Dog Licenses	\$61.50
Planning Board	\$625.00
Peekamoose/NYSEG	\$580.91
Higley Settlement/Unclassified Rev	\$681.13
Cell Tower/SBA Towers	\$1,339.76
Highway Revenue	\$39,800.80
Summer Rec/Unclassified Rev	\$150.00
UC Mortgage/State Aid	\$99,254.84
UC Sales Tax	\$48,122.92
Sales of Equipment	\$2,825.00
Totals	<u>\$206,013.58</u>



# Town of Shandaken Ambulance Service

**"Committed to Care in the Heart of the Catskills"**

## August 2021 Report

**TOTAL CALLS RECEIVED - 37**

**MUTUAL AID GIVEN- 0**

**MUTUAL AID RECEIVED – 1**

This past month was an incredibly busy one for the Ambulance Service, and call volume was unbelievable during the weekends. As it is great to see new faces visiting the Town, the continuing issues that stem from our adventurous transient population is incredibly taxing upon our existing services. One weekend for example, we found ourselves with a hiker rescue call that dedicated our resources for six hours, and we had three life threatening calls for service in our District during that timeframe. One call required multiple ambulances from as far as the Town of Hurley for transport of five unstable patients. Thankfully, off duty Ambulance employees were able to staff our second ambulance, and handle all of the other calls with the exception of the multiple patient incident. Many thanks to those Ambulance employees who came in off duty, and our neighboring emergency responders who came to assist as well.

Believe it or not, once the hiker was extricated from the woods by State Police helicopter, the patient refused medical attention and walked away. At the sake of sounding like a broken record- if you come to hike, know what you're doing. If something happens when you are in the wilderness you're not only putting rescuers at risk at an incredible expense both figuratively and literally, but are tying up resources that could be used to help others in need. Please, exercise some common sense.

COVID UPDATE- As of 9/13, there are 698 active cases of COVID in Ulster County. There are 8 active cases in the Town of Shandaken at this time. Total cumulative cases in the Town since the beginning of the pandemic have reached 127, with 119 recovered. Thankfully to date we have had no fatalities. Total cumulative cases in the County have reached 17,501, with 698 active cases, and 274 fatalities. 16,529 cases have successfully recovered.

**Stay safe out there,**

*Richard Muellerleile*

**Chief of Department, Shandaken Ambulance**

### **Supervisor Report August 2021**

#### **Revenues**

Police Fees	\$15.00
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UC Sales Tax	\$48,122.92
Sales of Equipment	\$2,825.00
<b>Totals</b>	<b><u>\$206,013.58</u></b>



# 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

## August 2021 Monthly Report

INCIDENT TYPE	NUMBER
911 Misdeal/No Voice/Abandoned	3
Accident PIAA/PDAA	6
Abandoned Vehicle	
Alarm Burglary/Panic/Robbery	4
Animal Complaint/Investigation	2
Assist EMS/Fire	15
Criminal Mischief	1
Disorderly Conduct	1
Encon Violation	
Larceny	3
Community Oriented Policing Project	1
Custody Dispute	
Civil	
Disabled Vehicle	5
Dispute	6
Domestic Dispute	6
Erratic Vehicle	3
Foot Patrol	2
Fraud/Larceny	
Mental Health Law	

INCIDENT TYPE	NUMBER
Harassment	4
Local Law	1
Lock Out	5
Lost/Missing Person	2
Noise	7
Property Retrieval/Lost/Found	1
Public Service	11
Open Door	
Property Check	462
Road Hazard	3
School Check	12
Shots Fired	2
Suspicious Activity	7
Traffic Stop	27
Trespass	8
Vehicle and Traffic Complaint	5
Welfare Check	7
Warrant	
Total	160

SUMMONS ISSUED	17
ARRESTS	6

Property Checks 462  
Total w/property checks 622

RESOLUTION # 102-21

OFFERED BY: DISCLAFANI

### RESOLUTION TO PAY ALL BILLS

**WHEREAS**, The Department of Audit and Control require Town Boards to sign and inspect all vouchers coming into the town for payment, to number and total amounts from each fund.

**THEREFORE BE IT RESOLVED**, that the Town Board authorize the following vouchers paid:

General	\$ 127,959.79
Highway	183,263.38
Phoenicia Water	17,905.94
Pine Hill Water	30.00
Phoenicia Lights	989.99
Chichester Lights	156.42
Pine Hill Lights	625.24
Shandaken Septic (SMD)	3,895.53
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	\$ 334,825.29

AND MOVES ITS ADOPTION

Seconded by: VANBLARCUM

ROLL CALL

	AYES	NAYS
BOARD MEMBER DISCLAFANI	<u>  X  </u>	<u>      </u>
BOARD MEMBER STEEN	<u>  X  </u>	<u>      </u>



BOARD MEMBER STORMS	<u>  X  </u>	<u>          </u>
BOARD MEMBER VANBLARCUM	<u>  X  </u>	<u>          </u>
SUPERVISOR STANLEY	<u>  X  </u>	<u>          </u>

## RESOLUTION # 103-21

**OFFERED BY: VANBLARCUM**

**SUPPORTING PARTICIPATION IN THE NEW YORK CITY FUNDED FLOOD BUY OUT  
PROGRAM FOR  
609 OLIVEREA RD., OLIVEREA, NY 12410**

**WHEREAS**, the Town of Shandaken is subject to flooding that can damage property, close roads, disrupt traffic, and present a public health and safety hazard; and

**WHEREAS**, at the request of local communities, funding from the NYC Department of Environmental Protection (DEP) is being made available to help property owners who qualify for the NYC Funded Flood Buyout Program (NYCFFBO) based on eligibility criteria in five categories – 1) Hydraulic study properties (recommended by engineering analysis), 2) CWC Flood Hazard Mitigation Implementation Program, 3) Community-approved Stream Management Project, 4) Erosion Hazard, and 5) Inundation Hazard, and,

**WHEREAS**, the Town of Shandaken has conducted a Local Flood Analysis (LFA) including a hydraulic analysis of flooding in the Town and the LFA recommends certain properties that are subject to repetitive flood damages should be considered for flood buyout, and,

**WHEREAS**, the property at 609 Olivera Rd., Olivera, NY 12410 (SBL #12.18-1-8) has been recommended for consideration for buyout in the LFA and the Town has been approached by **Herbert E and Kathleen A Vanbaren**, the owners of the property, requesting to participate in the NYCFBO program under the Hydraulic study category, and,

**WHEREAS**, the Town of Shandaken has the option to decline ownership of the property choosing instead that the City of New York own the property but has the desire to own this property for future flood mitigation activities, and,

**WHEREAS**, The Town of Shandaken understands that this Town-owned property will be managed by the Town in conjunction with a Re-Use Plan prepared by the Town that identifies the community's long term plan for the management, use, and development of this parcel. All activities are to be subject to and consistent with the restrictions in Flood-Prone Areas identified in the Second Supplemental Agreement Among West of Hudson Watershed Stakeholders Concerning the New York City-Funded Flood Buyout Program, Page 5 (1) a., i., ii., iii., iv., and v.

**Now, THEREFORE BE IT RESOLVED,** The Town of Shandaken Town Board approves **County of Ulster**, homeowners of **609 Olivera Rd., Olivera, NY 12410** to apply for the NYCFO program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process.

**BE IT FURTHER RESOLVED,** The Town of Shandaken Town Board opts to retain ownership of the parcel for future flood mitigation activities

## AND MOVES ITS ADOPTION

Seconded by: STORMS

## ROLL CALL

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

RESOLUTION TO RECOGNIZE REPRESENTATION AND TO NEGOTIATE

**WHEREAS**, The town board of the town of Shandaken hereby voluntarily recognizes that council 82 New York State Law Enforcement Officers Union, AFSCME, AFL-CIO has been designated and selected by a majority of the employees of the town of Shandaken Police Department in the unit agreed upon by the parties and described below, as their exclusive representative for the purpose of collective negotiations and the settlement of grievances.

- Included: All paid and part-time Police Officers
- Excluded: Chief of Police, part-time employees opting out, and all other employees of the Town of Shandaken

**Whereas**, the Town board of the Town of Shandaken shall negotiate collectively with council 82. The duty to negotiate collectively includes the mutual obligation to meet at reasonable times and confer in good faith with respect to wages, hours, and other terms and conditions of employment, or the negotiation of an agreement, or any question arising thereunder, and the execution of a written agreement incorporating any agreement reached if requested by either party.

**THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Shandaken recognize Council 82, New York State Law Enforcement Officer’s Union, AFSCME, AFL-CIO to be exclusive representative for the purpose of collective negotiations and the settlement of grievances of the included members of the town of Shandaken Police Department.

AND MOVES ITS ADOPTION

Seconded by: STEEN

	ROLL CALL	
	AYES	NAYS
BOARD MEMBER DISCLAFANI	__X__	_____
BOARD MEMBER STEEN	__X__	_____
BOARD MEMBER STORMS	__X__	_____
BOARD MEMBER VANBLARCUM	__X__	_____
SUPERVISOR STANLEY	__X__	_____

Town Police Department

**WHEREAS**, The Town of Shandaken, is a Town of the second class; and

**WHEREAS**, there is a Town Police Department; and

**WHEREAS**, the town board is accepting the resignation of part-time officer Daniel Odendahl, and

**Whereas**, an Officer has been recommended by the Police Commissioners to be hired Part-Time;

**THEREFORE BE IT RESOLVED**, that pursuant to the Town Law of the State of New York § 20 (1) (b), the Town Board hereby appoints the following individuals as Part –Time Police Officers to receive compensation as indicated (for officers completing training/academy (**T**), individual remains responsible for associated costs of said training and education):

NAME	COMPENSATION
Shadow Williams	@\$21.10 per hour

And that said police officers shall have all powers conferred upon police officers by the general laws of the State of New York including but not limited to and such powers, not inconsistent with law, as are hereinafter set forth; and that said police officers shall have all powers designated in § 2.20 of the Criminal Procedure Law of the State of New York and shall have the following special duties:

- 1. To enforce all local laws, ordinances and regulations of the Town of Shandaken.
- 2. To enforce the Vehicle and Traffic Law of the State of New York to the extent that police officers may be so permitted by the general laws of the State of New York.
- 3. To enforce such Penal Statutes as police officers are permitted to enforce pursuant to the general laws of the State of New York, and in furtherance of said special duties police officers are hereby authorized the use, of a Town Vehicle to be known as a police officer's vehicle which may be equipped with emergency lights in accordance with applicable sections of the Vehicle and Traffic Law, and may use the State and County radio to the extent permitted by the general laws of the State of New York, and may carry fire arms while on duty in compliance with the general laws of the State of New York pertaining to Police Officers generally.

**AND MOVES ITS ADOPTION**

Seconded by: VANBLARCUM

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

**RESOLUTION # 106-21** **OFFERED BY: DISCLAFANI**

**Approve Assessment of Feehan Building - 25 Academy St, Pine Hill**

**Whereas,** The town Building department has deemed the dwelling at 25 Academy St, Pine hill (SBL: 4.46-1-24. 100) as a “unsafe structure”, and

**Whereas,** There has been sufficient evidence provided to the Town board to support such a designation, and

**Whereas,** It is the responsibility of the Town building department to make such an assessment with the Town boards approval,

**Therefore be it resolved, the Town board of the Town of Shandaken Approves the Building Department’s assessment of 25 Academy St., Pine Hill.**

**AND MOVES ITS ADOPTION**

Seconded by:

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



RESOLUTION SETTING PUBLIC HEARING FOR LOGGING PERMIT

WHEREAS, the Town of Shandaken requires that any logging permit in excess of 100,000 Board Feet be approved through motion of the Town Board of Shandaken and

WHEREAS, the BRANCH 7 BERGEN CO. – 312 Rose Mtn. Road, Big Indian NY, SBL 4.-1-6 & 4.-1-7 is requesting such a permit for removal of lumber on their property

THEREFORE BE IT RESOLVED that the Town Board of Shandaken will hold a Public Hearing on said Logging Permit prior to its regularly scheduled meeting on Monday October 4<sup>th</sup>, 2021 @ 6:45pm @ Town Hall – 7209 Rt. 28 Shandaken to hear all comments for or against.

AND MOVES ITS ADOPTION

Seconded by: STORMS

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

RESOLUTION REQUESTING NO CAMPAIGN SIGNAGE  
UNTIL AFTER COLUMBUS DAY (October 11, 2021)

WHEREAS, the Town of Shandaken recognizes the importance of preserving its natural beauty and viewscapes throughout the Town and

WHEREAS, Columbus Day weekend is recognized as a highly desirable time for visitors to travel to our area and enjoy the pristine beauty of Shandaken.

THEREFORE, the Town Board of Shandaken requests that campaign signs for the General Election regardless of party affiliation or contest, not be displayed until after Columbus Day, Monday October 11, 2021.

AND MOVES ITS ADOPTION

Seconded by: STEEN

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

Signed this 15<sup>th</sup> day of September, 2021

Joyce Grant – Town Clerk