

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

**The Town of Shandaken Town Board conducted a Regular Monthly Meeting on Monday
February 1, 2016. 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
Members Absent	Tim Malloy – Board Member Faye Storms – Board Member
Recording Secretary	Joyce Grant - Town Clerk



**Town of Shandaken Town Board
Regular Monthly Meeting Agenda
Monday February 1, 2016 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. Police
 - c. Phoenicia Water
 - d. Pine Hill Water
 - e. Museum
 - f. Recreation
 8. Public Comments on Resolutions
 9. Motions:
 10. Resolutions:
 - 53- Amendment to Resolution 50-16 Pay All Bills
 - 54- Pay All Bills
 - 55- Amend Building/Zoning Fee Schedule
 - 56-Appoint Member Assessment Review Bd. Nick Alba
 - 57-Accept Bid Proposals Muddy Brook Slope Stabilization Project
 - 58-Advertise for RFP Engineering Panther Kill Bridge Project
 - 59-Advertise for Bid – Replace Peck Hollow Bridge
 - 60-Hire Ambulance Personnel
 11. Open Public Comment
- Meeting Adjournment - *IN MEMORY OF: Seth Jocelyn, Jr. & Lynda Dunn*

On a Storms/Malloy Motion the Town Board unanimously voted to allow the Supervisor to apply for Smart Growth Grant Funding – for Park Equipment, Signage, Solar Lights for Signs & Landscaping.



Town of Shandaken

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

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

Upcoming Town Board Topics & Activity

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

Month of February 2016

Zoning and Building: Tonight we have a Resolution to update some

of the fees for Zoning and Planning activities. Our Code Officer, Warren Tutt, reviewed these and compared them to many of our neighboring municipalities. Since these fees have not been updated in some time many are out of line with what our neighbors charge for the same services. It should also be noted that, as with much of municipal governance these days, the work and paperwork required on behalf of the Code Officer is becoming more extensive requiring more of his time to complete. These fees have been reviewed by the Planning Board and recommended for approval. These fees will take effect upon adoption of the resolution tonight.

Highway: We have a number of resolutions tonight pertaining to necessary

work to maintain our infrastructure. The first is to accept bids pertaining to a Slope Failure in Muddy Brook that went out to bid last year. The next two are to go out for bid for two bridges that failed during Irene. The Peck Hollow Bridge is to be funded by FEMA and the Pantherkill Bridge is to be paid through NY Rising funds. We hope to have solid bids for both by next month and possibly move this work to construction over the coming spring and summer.

Furthermore, Eric, Town Board member DiSclafani and I met with the CSEA representative and members of the Highway Department last week. It appears we have reached an accord agreeable to the members present. I cannot divulge any details at this time as the agreement needs to be ratified by the entire Department, but if all goes well we hope to have a resolution to adopt the new contract next month.

Ambulance: I have continued working on the calculations on the Back

Wages for the Ambulance Personnel. It appears our initial estimate of costs was lower than anticipated at first glance as numbers have escalated over \$100,000. I have one employee left to calculate, then we have to await full review by the Department of Labor

Supervisor Report - JANUARY 2016

Portion of General Tax Warrant	\$ 800,000.00
In Full (Lighting Districts)	\$ 18,425.00
Police Fees	\$ 15.00
Ambulance Donation	
Ambulance Fees	\$ 4,042.99
Time Warner Franchise	
Town Clerk Fees	\$ 208.63
Cell Tower	\$ 1,543.38
Justice Fees	
Permits/Code Officers/Zoning	\$ 50.00
Building Permit Fees	\$ 935.00
Dog Licenses	\$ 83.50
Phoenicia Water District Nov. Interest -	
Phoenicia Water Rents	
Gas / Fuel Reimbursement	\$ 60.00
Highway - November Interest	
	\$ 825,363.50
Total:	\$ 832,287.00

to ensure that my calculations are correct. If approved by the US DOL we will most likely have a resolution next month to dispense the wages owed.

Additionally, Chief Muellerleile and I have further reviewed our billing rates as we were notified at the end of last year that we were severely below local and regional averages for the charges billed. I'd like the Board to review these figures over the coming month and we will probably entertain a resolution at next month's meeting to upgrade these rates.

Sales Tax: Lastly, there has been a rather recent and abrupt discussion from the County Legislature pertaining to Sales Tax revenues and the agreement the County has to share this revenue with the Towns and the City of Kingston. The County Legislators are trying to justify reducing the shares given respectively to the Towns from 3% to 2%. The Towns and the City of Kingston are uniform in resisting this change. The small portion of Sales Tax revenue afforded each of us contributes greatly to helping us keep the taxes as low as possible in the face of the Tax Cap regulation and escalating costs for Healthcare, general services and infrastructure provided from the local municipalities. This measure is misguided and short-sighted. Here in Shandaken, as in all the Towns, this move would reduce our revenue from sales tax 33% equivalent to \$40,000. To recoup those costs the revenue would have to come directly from your property tax. That would've equated to a 2.25% increase in your property tax which, of course, excludes any increases due to healthcare cost increases, salaries, office materials and infrastructure. Know that the County derives its revenues from a large variety of sources, but not principally your property tax, as stated above they receive 97% of the Sales Tax revenues generated by the local towns. Conversely, the local municipalities' revenues are primarily laden directly from your property tax which is why many at the local level work diligently to try and keep them to the minimum.

We are your neighbors and appear before you, if not throughout your daily routines, but publically at meetings held close to your homes. The Legislators, at times, seem to govern on high and come up with what they feel are grandiose schemes that appear to benefit you and try selling it to you like a "Sham Wow!" infomercial. I ask each of you to call your legislator and voice your opposition to this plan. Further, I ask each of you to request your respective legislator to attend a local governing board meeting and explain their position on this matter. The Supervisors and Mayors of Ulster County are united in this effort and need your support.

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

Upcoming Town Events

Home Cooked Dinner at Phoenicia Fish & Game Wed. Feb 3rd 5-7pm

Pancake Supper @ Phoenicia Methodist Church Tues. Feb. 9th 5-7pm

Free Fly Tying Class Sat Feb. 13 @ Phoenicia Library. Call Hank Rope 254-5904

Community Indoor Yard Sale - Pho. Fish & Game. Sat. Feb. 13 10-3pm. Vendors call Sonja 657-8291 or contact Tami at Phoenicia Market.

Please check the Phoenicia Library & Morton Memorial Library, & Pine Hill Community Center Websites for their upcoming events.

Our Shandaken Quarterly Newsletters will be available in another week or so. You can pick one up at these places: Pine Hill Gas Station, Phoenicia Gas Station, Morton Memorial Library, Phoenicia Library

February Food Drive by Phoenicia Business Assoc.

Please help fill boxes of Non-Perishable food at these participating businesses:

Peekamoose Restaurant, Catskill Rose, Nest Egg, Tender Land Home, Phoenicia Pharmacy, Phoenicia Library, Melange, Amy's Take-Away

Phoenicia Water – Al Peavy – Water system is fine but the Water District truck is in bad shape.

Recreation – Martie Gailles – we are working on an improvement plan for Smith Park to restore Tennis and expand for soccer practice field

Rick Ricciardella wanted to know when we will get a doctor back in town. The Town board is working on it.



January 2016 Report

TOTAL CALLS RECEIVED- 50

MUTUAL AID GIVEN- 4 (2- Olive First Aid Unit, 1- Town of Lexington, 3- Village of Fleischmanns)

MUTUAL AID RECEIVED- 0

The bitter cold months of winter are upon us and despite the somewhat mild respite from the norm that we have had for the past few months- it seems everyone is trying to warm up no matter where you go. With this we habitually see a surge in the number of carbon monoxide alarm calls, chimney fires, and structure fire calls- particularly in the months of January and February.

At the sake of sounding like a broken record PLEASE do the following to safeguard yourself and your families during the peak heating season as these are just a few of the issues we encounter the most;

- Ensure that you have multiple **WORKING** smoke and carbon monoxide detectors, and test them regularly.
- Have heating appliances and chimneys properly serviced and cleaned at prescribed intervals.
- When disposing of woodburning stove debris **PLEASE** dispose of it away from the house/ combustibles.
- Give space heaters **SPACE**. Do not utilize space heaters near combustibles.
- Keep children and pets away from heating appliances.

As household fires, carbon monoxide poisoning, and burns are rare events, they pose a huge risk this time of year and have longlasting effects on everyone involved. Please be safe and enjoy the rest of the few cold months remaining!

Vehicle	Beginning	Ending	Total
7850	90225	91035	810
7851	73587	73807	220
625	57658	58520	862
626	3825	4590	765

RESOLUTION # 53-16

OFFERED BY: DISCLAFANI

This Resolution was tabled at 1/4/16 Meeting due to missing info.

AMENDMENT TO RESOLUTION 50-16 - 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	\$ 28,946.24
Highway	251,116.76
Phoenicia Water	6,818.31
Pine Hill Water	259.74
Phoenicia Lights	1,091.05
Chichester Lights	149.34
Pine Hill Lights	609.43

TOTAL	\$ 288,990.87

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 # 54-16

OFFERED BY: MALLOY

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	\$ 29,370.90
Highway	32,090.42
Phoenicia Water	4,629.22
Pine Hill Water	368.96
Phoenicia Lights	1,047.34
Chichester Lights	145.67
Pine Hill Lights	590.69

	\$ 68,243.20

AND MOVES ITS ADOPTION

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

RESOLUTION#55-16

OFFERED BY: STANLEY

RESOLUTION TO AMEND BUILDING/ZONING FEE SCHEDULE

WHEREAS, Pursuant to Town Code §74-16, the Town Board may amend by Resolution, the Building, Planning & Zoning Fees.

WHEREAS, The Planning Board of the Town of Shandaken has reviewed and unanimously approved the following changes.

THEREFORE, BE IT RESOLVED, The Town Board set forth the following fee schedule as submitted by the Building/Zoning Department:

Application/Permit	Old	New
Building Permit	No Change	Same, Cost valuation plus CO fee
Fine for Working w/o Permit	Non-Existant	\$250.
Fence Permit	\$30.00	\$45. Includes CC (Certificate of Compliance)
Alternative Heating Appliance Permit	\$50.00	\$65. Includes CC
Demolition Permit	\$55 (\$50 Refund)	\$70 Includes CC, no refund
Sign Permit	\$55.	\$70. Includes CC
Logging Permit	\$100.	No Change
Floodplain	\$100.	No Change
Special Permit	\$100.	Same plus Certified Mailing Fee
Subdivision	\$110.00	No Change
Lot Line Adjustment	\$50. Per lot	No Change
Area Variance	\$50 1 st , \$25 Each Add.	Same plus Certified Mailing Fee
Use Variance	\$100.	Same plus Certified Mailing Fee
Manufactured/Mobile Home	\$150.	\$175. Plus foundation cost (Engineer –Contractor must be certified).
Certificate of Occupancy	\$25.	No Change
Certificate of Compliance	\$15.	No Change
Municipal Search Request	\$25.	No Change
Fire Inspections	Free	\$25.
Appliance Permits(Heating, Hot H2O)	Non-Existent	\$15.
Roofing Permits	Non-Existent 50%	\$25.
Operating Permit (assembly hazardous)	Non-Existent	\$50. Yearly
Alarm* Permit	Non-Existent	\$20. One time
False Alarm Fines	Non-Existent	No Charge 1 st offense per year. 2 nd Offense \$50

3rd & all after - \$200

*Any Alarms that directly contact a responding agency

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#56-16 **OFFERED BY: STORMS**

APPOINT MEMBER ASSESSMENT BOARD OF REVIEW

WHEREAS, under §22b of the Town Law, the Town Board should designate the appointed officers and employees of the Town;

THEREFORE, BE IT RESOLVED, that **Nick Alba** be re-appointed To Assessment Board of Review for the Town of Shandaken and at no compensation. Term to expire 9/30/2020.

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 #57-16 **OFFERED BY: ALBA**

Accept Bids – Muddy Brook Slope Stabilization Project

WHEREAS, Pursuant to Resolution 137-15, the Town of Shandaken Town Board Advertised for bids for Muddy Brook Stream Slope Stabilization Project.

WHEREAS, bids were received at the Town Clerk’s Office, Shandaken Town Hall, 7209 Rt. 28 PO Box 67, Shandaken, NY 12480 no later than 3pm on Monday February 1, 2016, Bids are with bids to be opened at the Town Board Meeting on the same date at 7pm. Awarding of bid is scheduled for our next monthly meeting on Monday March 7, 2016.

THEREFORE, BE IT RESOLVED, that the following bids were received and accepted as qualified bidders-

Badger Machinery 3170 Bordentown Ave. Old Bridge, NJ 08857	\$ 674,000.
Baker Bros. Kingston Equip. 78 Stone Rd. West Hurley, NY 12491	476,500.
CFI Construction. 286 Sacandaga Rd. Johnstown, NY 12095	510,000.
Evergreen Mtn. Contracting 25 Evergreen Mtn. Rd. West Kill NY 12455	491,108.
Wm. J. Keller & Sons 1435 Rte. 9 Castleton NY 12033	350,800.

Roehrs Construction PO Box 406 Clintondale NY 12515	438,450.
Tweedie Construction 90 Crystal Creek Rd. Walton NY 13856	394,778.

AND MOVE 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 #58-16

OFFERED BY: DISCLAFANI

**Advertise for Bids - ENGINEERING PANTHERKILL BRIDGE PROJECT
& Set Special Meeting Date**

WHEREAS, The Town of Shandaken Highway Department is seeking bids for Engineering Pantherkill Bridge Project, as a result of Hurricane Irene damage.

Specifications are available at the Highway Superintendant’s Office, 7209 Route 28, Shandaken, NY or by calling (845) 688-5031

THEREFORE BE IT RESOLVED, that bids – clearly marked on envelope PANTHERKILL BRIDGE PROJECT – ENGINEERING will be received at the Town Clerk’s Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later than 1pm on February 24, 2015, to be opened at the Special Town Board meeting scheduled for 1PM that afternoon. The Town Board reserves the right to reject any or all bids.

BE IT FURTHER RESOLVED, The Town Board hereby sets a Special Meeting Date for **Wednesday February 24th at 1pm to receive aforementioned bids & appoint an Evaluation Committee**

AND MOVE 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 #59-16

OFFERED BY: MALLOY

Advertise for Bids - REPLACE PECK HOLLOW BRIDGE

WHEREAS. THE Town of Shandaken Highway Department is seeking bids for REPLACEMENT OF PECK HOLLOW BRIDGE, Contract No. TS-162, as a result of Hurricane Irene damage.

Detailed Specifications are available at the Highway Superintendant’s Office, 7209 Route 28, Shandaken, NY or by calling (845) 688-5031 & our website: www.shandaken.us.

There will be a MANDATORY Pre- Bid Site Visit at Shandaken Town Hall, 7209 Rt. 28, Shandaken NY on **Thursday February 11th at 1pm** to review the work with prospective bidders. Attendance at the pre-bid meeting is **mandatory** for Contractors submitting bids on this project. Bid Packages will be available to purchase at the site visit for \$60.

THEREFORE BE IT RESOLVED, that bids – clearly marked on envelope **PECK HOLLOW BRIDGE PROJECT** - will be received at the Town Clerk’s Office, Shandaken Town Hall, 7209 Route 28, PO Box 67, Shandaken, NY 12480 no later 3 pm on March 7th 2016, to be opened at the Town Board meeting scheduled for 7PM that evening. The Town Board reserves the right to reject any or all bids.

AND MOVE 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 #60-16

OFFERED BY: STANLEY

HIRE 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 following personnel be appointed to the Shandaken Town Ambulance at the following rates:

Part Time EMT – Peter Soule @ \$10. hour
Part Time Paramedic – Richard Willey @ \$16.47 hour

AND MOVES ITS ADOPTION

Seconded by: DISCLAFANI

	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>

All business pertinent having been discussed, the Town Board adjourned on a Malloy/Storms motion at 7:37pm.

Signed this 2nd day of February, 2016

Joyce Grant – Town Clerk