

**Town of Shandaken  
County of Ulster  
State of New York  
Monday, October 7, 2013**

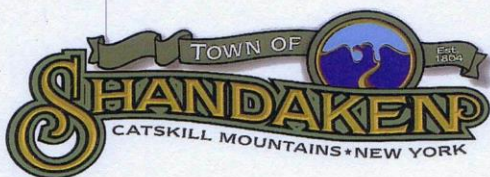
**The Town of Shandaken Town Board conducted their regular Monthly meeting as per Resolutions #2. Minutes of the Monthly Regular Town Board Meeting held in Shandaken on Monday Oct. 7, 2013 at 7pm at the Town Meeting Hall Rt. 28, Shandaken NY.**

**Call to Order  
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 Sect.     Joyce Grant, Town Clerk**

**On a Stanley/Jordan 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, October 7, 2013**

1. Pledge of Allegiance
2. Roll Call
3. Approval of previous T/B Meeting minutes
4. Supervisor's Financial Report
5. Communications
6. Committee Reports:
  - a. Ambulance
  - b. Police
  - c. Phoenicia Water
  - d. Pine Hill Water
  - e. Museum
  - f. Recreation
7. Public Comments on Resolutions
8. Motions:
9. Resolutions:
  126. Pay All Bills
  127. Town Board - Adopt Preliminary Budget
  128. Town Board - Set 2014 Budget Public Hearing
    - a. Wednesday, November 6, 2013 @ 6:30pm
  129. Town Board - Approve Highway Contract
  130. Town Board - Support Byway Business Administration
    - a. Central Catskills Chamber of Commerce
  131. Recycling - Authorize 1yr. Contract Extension with UCRRA
  132. Ambulance - Hiring new employee - Michael Janensch, EMT
  133. Recreation - Approve Public Assembly Permit for Turkey Trot '13
  134. Town Board - Halloween Curfew
  135. Town Board - Liquor License Notification Waiver
    - a. Centerplate/ Belleayre Mountain
10. Open Public Comment
11. Meeting Adjournment - **IN MEMORY OF:  
Richard Bedner**



Supervisor Report September 2013

Phoenicia Water Dist. Interest	\$ 7.40
Ambulance Fees	\$ 4,130.90
Ambulance Donations	\$150.00
Phoenicia Library Rent	\$300.00
Phoenicia Library Electric(reimbursement)	\$153.17
Justice Fees	\$ 15,437.00
Town Clerk Fees	\$ 112.24
Police Fees	\$ 30.00
Building Permit Fees	\$ 3,277.50
Zoning Fees	\$ 550.00
Dog Licenses	\$ 84.50
Mariner Tower	\$ 762.20
Highway Interest	\$ 160.87
Fuel Reimbursement	\$ 242.09
Pine Hill Water Rents	\$ 5,000.00
Marshall & Sterling	\$ 383.00
State Aid Per Capita	\$ 14,127.00
Time Warner	\$ 16,489.96
Total	\$ 61,397.83



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 October 2013

**Budget:** Tonight we have a Tentative Budget to be considered for approval as the Preliminary Budget for the Town. Again, this year we are providing a comparative budget showing the difference in revenues and expenditures from last year to this. Just to highlight a few things: There are 2% pay raises for all General employees, other than those contractually obligated to the Police and Highway Departments. I have also increased the Supervisor's Salary from \$30,000 to \$35,000, the Highway Superintendent's from \$44,346 to \$47,500 and the Ambulance Chief's from \$10,000 to \$12,500. Please remember that the Supervisor's line was reduced starting in 2010, when I took office and that no elected official has received a raise since then. These salaries are more in line with what our counterparts receive throughout the county. The Justice Contractual line is increasing to reflect the hiring of Special prosecutors that were needed in the Justice Court this past year. There is a reduction of \$18,572 out of the Supervisor's Contractual line this is due to the closure of a legal settlement with the State that has come to completion. The Independent Accounting line has been increased due to the Federal Mandate to hire Independent Auditors to review our books annually while we continue to receive federal funds in excess of \$500,000 annually, which will continue as we still have recovery work from Irene to pursue. Our Electric, Elections and Recycling costs are increasing slightly and the Town Clerk has requested and increase in the Records Management line for needed record storage equipment. Lastly, the Retirement benefits and Social Security costs increase a bit more than 2%, which is a welcome sight after the few years of double digit increases. We also are anticipating another decrease in the Safety Net (welfare) costs to the Town as County continues its take-over of those costs.

Overall, we have a budget that shows a spending plan increase of only 0.11% or \$2,560 over last year's figure of \$2,358,962 that relates to a tax increase of 0.3% or \$5,040 over last year's total General taxes of \$1,686,832. On the Highway we have an increase of 2.06% or \$42,344 over last year's figure of \$2,056,597 that relates to a tax increase of 0.67% or \$9,127 over last year's figure of \$1,360,338. Adding in all of the Fire,



Water and Lighting Districts the overall tax increase is due to be roughly 0.63%. So, as an example: a homeowner who paid \$2,000 in Town taxes last year, would pay \$2,012 this coming year.

Of course, as always, these figures can, and usually do, change before the official adoption of the budget in November. As I'm sure there may be some discussion by the Town Board on this prior to its adoption as the Preliminary Budget. We are scheduling our annual Public Hearing for next month prior to our regular Town Board meeting. Please note that next month's Town Board meeting, as traditionally held, will be the day after Election Day at 6:30pm on Wednesday, November 6.

**Highway:** We have a resolution tonight to adopt the Highway Contract. This contract was negotiated last year, and we know that the Highway Employees have voted to adopt it, but we have not heard from their CSEA rep concerning this. The contract, as negotiated is retroactive to January 2012. The contract will now be a four year contract with raises of 0%-1%-2%-2% from 2012 through December 2015. They have also agreed to increase their healthcare contributions and considerably raise contributions from employees hired after January of 2013. I'd like to thank Councilman Jordan in helping Eric and I with the negotiations and the Highway Department employees for recognizing the sacrifices of other departments and their willingness to be open during the negotiations.

**Byway:** We have a resolution to allow the Central Catskills Chamber of Commerce to act as Business Administrator for the Scenic Byway application before the NYS DOT. This incurs no cost to the Town and allows them to continue in their capacity handling any paperwork or information requests from the state regarding the application.

**Misc.:** We have resolutions hire a new part-time EMT for our Ambulance squad and to Permit the Phoenicia Turkey Trot to continue, which is scheduled for the Saturday after Thanksgiving. There are also resolutions for the Halloween Curfew and a Liquor License Notification Waiver for Belleayre Mountain. Lastly, we have two last minute resolutions to approve the Water Rents (Bills) to be sent out for the Phoenicia AND Pine Hill Water Districts, which will be standard procedure each time we bill.

**Our next regular meeting is scheduled for  
Wednesday, November 6, 2013 at 6:30pm.**

### **News & Upcoming Town Events:**

**Congratulations to the parents of Alessio Zanelli of Phoenicia. Alessio – born on Sept. 15, was our first Shandaken home birth of 2013. We have photos of Alessio on our website.**

**The Harp Family Fundraiser was a huge success! (They lost their home and all possessions 2 weeks ago in a house fire), Thanks to all who donated items, gift certificates, donated their time & money, helped in preparing the food, setting up, cleaning up & just being there! Tina, Vinnie, Gabby, Rachel & Josh were all there & were overwhelmed by the kindness & generosity of their neighbors here in Shandaken & other towns. We were all happy to do this for them - THIS is what "Small Town" life is all about!**

**Phoenicia Fish & Game Assn. Rt. 28, Mt. Tremper. Pig Roast All you can eat. Saturday Oct. 12 1-5pm**

**Wild West Weekend in Phoenicia October 12 & 13.**

**Shandaken Animal Volunteer Effort SAVE, will host a fundraiser .. here at the town hall on Saturday Oct. 19 11am to 5pm. Bake Sale, Tag Sale & have your photo taken with your dog! Bring your leashed dog in for this fun event.**

**Fall Festival @ Big Indian Park is Saturday Oct. 19<sup>th</sup> 11-4**

**Pine Hill Steampunk festival is Oct. 25, 26, 27.**

**Catskill Mtn. Classic Car Club will have a Custom Cruisin Car Show at Resort Ridge Pizza, Rt. 28 Phoenicia on Saturday October 26<sup>th</sup> 4-7pm. 50/50 drawing, Halloween Costume Contest.**

**Annual Autumn Dance at Parish Hall by St. Francis de Sales Church is Saturday Oct. 26 7-11pm**

**Rabies & Distemper Clinic SATURDAY November 2<sup>nd</sup> at Town Hall Meeting Room, 7209 Rt. 28 Shandaken. 10am – Noon. Rabies \$10 Distemper \$15. Dogs & Cats. Cash Only. Leash dogs & crate cats.**

More details of these events can be found on our website at [www.shandaken.us](http://www.shandaken.us) or the town's Facebook page as well as the town calendar.. which are both linked to our website. I cannot stress enough what an asset the town website can be. If you don't have a computer: remember the folks at Phoenicia library & Pine Hill Community center.. can help you look up items.. or let you use their public computers! Also, for your convenience.. these videos of town board meetings can be viewed on your computer or electronic device .. through our youtube channel.. just go to youtube.com and search for "townofshandaken" all one word.

## **Committee Reports**

Phoenicia Water – Al Peavy/Rick Ricciardella – Next Water Meeting – Wed. Nov. 6<sup>th</sup> @ 6:30 at Water Plant. Smith Reservoir work is completed. Looks great & works great. All pipes cleaned out, leaks repaired.

Rick stated that they need a 3<sup>rd</sup> water pump – because the other 2 are old, and if they break down there will be NO water. Cost approx. \$45,000.

Pine Hill Water – No report

Museum - Bob Kalb – Business is up at the Museum, and they have a great Director working – Kathleen Myers. Funds are ready to run out. Issues with lack of funding in budget for Museum.

Recreation – Martie Gailes – Pine Hill Park – Thanks to all Volunteers who helped repair the park, thanks to Pine Hill Fleischmanns Rotary for all their help.

Wed. Oct. 23 – Dedication Ceremony at the Park.

Martie Gailes also asked about the DEC Land Acquisition by Belleayre.. and wanted to know if the Town was making a resolution to support the Recreation Depts. thoughts on the subject of Land Use Classification. The Town Board made a motion on supporting INTENSIVE USE for all 1,200 acres. (Motion Carried 4 AYES, 1 NAY (Bartlett).

Board Member Bernstein – Commented on the Budget. He feels Town Board & Town Offices should adopt, "Zero Based Budgeting."

## **PUBLIC COMMENT:**

Teresa Grant had questions about the Tentative Budget, Specifically Supervisor Stanley's 5,000. Raise.

Rusty Mae Moore spoke about the upcoming SteamPunk Festival in Pine Hill. Oct. 25, 26, 27. More info on their website <http://www.pinehillsteampunkfestival.org/>



TOWN OF SHANDAKEN AMBULANCE SERVICE



PO BOX 91 PHOENICIA, NY 12464

September 2013 Report

Total calls received- 39

Mutual aid given- 1 (Town of Olive)

Mutual aid received- 1 (Multiple calls in District)

Although it is not our specific forte (at least while wearing this uniform)- Fire Prevention week runs from October 6<sup>th</sup> to Saturday October 12<sup>th</sup>. A little known fact is that Fire Prevention Week was established to commemorate the Great Chicago Fire, the tragic 1871 conflagration that killed more than 250 people, left 100,000 homeless, destroyed more than 17,400 structures and burned more than 2,000 acres. Fire Departments nationwide take this week in particular to convey important fire safety messages- particularly to school age children and high risk populations. This years' focus is on preventing kitchen fires and the webpage for the National Fire Protection Associations' website ([www.nfpa.org](http://www.nfpa.org)) provides a plethora of safety information for families, teachers, and the fire service alike. Be sure to visit the website, and check with our local Fire Departments for specific events that are scheduled.

The time of year is upon us when ghouls and goblins take to the streets as well- as scary as these creatures may be please take the necessary precautions on All Hallows Eve to assure that you do not mistakenly bump one with your vehicle. Be sure to look for the Ambulances' own goblin during the Annual Parade, or perusing the greater Shandaken area on Halloween!

UNIT NUMBER	MILEAGE	TOTAL
7850	66077	1280
7851	62399	48 (In for service)
625	29399	1147 (In for service)
626	88363	797

Stay safe out there!

Richard W. Muellerleile  
Chief, Town of Shandaken Ambulance Service

Committed To Care In The Heart Of The Catskills

CHIEF W.J.MCGRATH SHANDAKEN POLICE DEPARTMENT				CHIEF W.J.MCGRATH SHANDAKEN POLICE DEPARTMENT			
MONTHLY STATISTICAL REPORT				MONTHLY STATISTICAL REPORT			
005 abandoned vehicle	(-)	163 crim poss drug paraphernalia		325 lost property	(-)	435 stolen property	1 (=)
010 ABC violation	(-)	168 death investigation		330 mail tampering		440 suicide	
015 acc/aircraft		170 disabled vehicle	(-)	335 manslaughter		444 suspicious activity	(-)
020 acc/fatal		175 disorderly conduct	2 (+)	340 marihuana	(-)	445 suspicious fire	
025 acc/h&r		176 dive call		345 medical	19 (+)	448 suspicious noise	
027 acc/animal	1 (+)	177 DNA swab		350 menacing		450 suspicious person	(-)
030 acc/hunting		180 domestic	3 (+)	353 mental health	1 (=)	455 suspicious vehicle	4 (+)
035 acc/nav		185 drowning		355 missing person	2 (+)	460 theft of services	
040 acc/piaa	2 (-)	187 encon violation		360 mv theft		465 traffic hazard	5 (+)
045 acc/pdaa	6 (=)	190 escape		361 navigation crime		466 traffic post	
048 acc/unk piaa		195 explosion		362 navigation non crime		470 train derailment	
050 acc/atv	(-)	200 family court violation		363 narcotic investigation	2 (+)	475 trespass	
052 acc/snowmobile		204 fire brush		365 neighbor dispute	2 (-)	476 unwanted subject	1 (-)
054 address verification sex offndr	1 (-)	205 fire structure	2 (=)	370 noise complaint	2 (-)	480 unattended death	
055 agg harass misdemeanor		210 fire vehicle		372 personnel compl		485 unauthorized use mv	1 (+)
057 agg harass felony		212 fireworks	1 (+)	375 public offense		490 unknown disturbance	
060 animal complaint	8 (-)	215 forgery		378 open door	1 (=)	495 unlawful imprisonment	
061 animal lost		220 found property	1 (-)	380 panic alarm		497 unl poss noxious substance	
062 animal cruelty		225 fraud	1 (-)	383 promote prison contraband		500 unregistered mv	
065 armed robbery		230 gambling offense		385 prostitution		504 vehicle repossession	
070 arson		235 harassment	9 (+)	390 rape		505 VTL complaint	6 (-)
075 assault misd	1 (+)	240 hazmat		395 reckless endangerment		510 violate order of protection	
080 assault felony		243 heat emergency		399 recover property		515 warrant arrest	
090 attempt to locate		245 homicide		400 request patrol	13 (+)	517 water emergency	
100 aid founded	1 (-)	248 identity theft		401 request for assistance	4 (-)	518 warrant execution seizure	
105 aid unfounded	5 (+)	250 illegal dumping	(-)	405 robbery		519 warrant execution eviction	
107 atv complaint	(-)	255 illegal parking		410 runaway		520 warrant execution search	
110 background investigation		257 impact detail		411 serve op		523 weapon seizure ct order	
115 bad check		258 impersonation/ false personation		412 security check	21 (-)	525 wires down	(-)
116 bail jump/ fail to appear		260 indecent exposure		413 school violence		531 workplace viol domestic	
117 bias crime		265 acc/industrial		414 serve paper		532 workplace viol emp/emp	
120 bomb threat		268 Internet crime		415 sex offense		533 workplace viol client	
125 bribery		270 intoxicated driver		417 sex offender offense		534 workplace viol client/client	
130 burglary	3 (-)	275 intoxicated person	(-)	420 sexual abuse		535 school incident	
135 burglary in progress		278 juvenile incident noncriminal		421 sex harass spousal domestic		550 zero tolerance	
139 check welfare	7 (+)	280 kidnap		422 sex harass empl/employ		900 other	
140 child abuse		282 k9 assist		423 sex harass client/ employee		901 urgent	
141 civil process	(-)	285 landlord tenant dispute	2 (+)	424 sex harass client/client		911 911 call	5 (-)
145 civil dispute	1 (+)	290 larceny misd	5 (+)	425 shots fired	3 (+)	942 school bus detail	4 (+)
148 contribute to delinquency minor		295 larceny fel	1 (-)	430 special assignment		TOTAL CALLS HANDLED	168
150 controlled substance offense		300 larceny in progress					
151 Community Oriented Pol Prjct	1 (=)	301 local law viol		Violations	4 (+)	Uniform Traffic Tickets	18 (+)
155 counterfeiting		305 lockout	6 (-)	Misdemeanors	3 (-)	Parking Tickets	1 (-)
160 criminal mischief	1 (-)	310 lost check		Felonies	1 (+)		
161 crim poss weapon		315 lost plate		Total Arrests	8 (+)	Total nysdmv cleared at court	42 (+)
162 crim trespass		320 lost person		Total Charges	13 (+)	Total monies collected from fines	\$3,045.00 (+)



CHIEF W.J.MCGRATH		SHANDAKEN POLICE DEPARTMENT		3
Vehicle Report Odometer	Miles			
101624/83 Chevy Impala	1405	(+)	New Investigations	19 (-)
24147/84 Ford PPV	4170	(-)	Closed Investigations	6 (-)
65038/85 Chevy Trailblazer	395	(-)	Open Investigations	5 (-)
96681/86 Ford Exploder	1227	(+)	Closed Investigations w/arrests	8 (+)
152255/87 Ford Crown Victoria	854	(+)	Closed Investigation warrant adv	0 (=)
Total Miles Patroled	8051	(+)		

The (+), (-), (=) indicates :  
\* there was an increase (+),  
\* a decrease (-) or,  
\* stayed the same (=)  
This month v. the prior month. i.e., September v. August

RESOLUTION # 126-13 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	\$ 46,088.84
Highway	134,480.26
Phoenicia Water	15,608.16
Pine Hill Water	100.00
Phoenicia Lights	925.17
Chichester Lights	135.28
Pine Hill Lights	536.60

AND MOVES ITS ADOPTION

Seconded by: JORDAN  
ROLL CALL – 5 AYES

RESOLUTION # 127-13 OFFERED BY JORDAN

RESOLUTION ADOPTING TENTATIVE BUDGET AS PRELIMINARY BUDGET

WHEREAS, the Town of Shandaken has prepared a 2014 Tentative Budget for review;

THEREFORE, BE IT RESOLVED the Town Board of the Town of Shandaken hereby adopts the 2014 Tentative Budget as the 2014 Preliminary Budget for the Town of Shandaken

AND MOVES ITS ADOPTION

Seconded by: HIGLEY  
ROLL CALL – 5 AYES

RESOLUTION # 128-13 OFFERED BY STANLEY

RESOLUTION FOR PUBLIC HEARING ON 2014 TOWN BUDGET

WHEREAS, a Public Hearing is held every year for the purpose of hearing all those in favor or against the adoption of the Preliminary Budget for the Town of Shandaken as the Annual Budget

THEREFORE, BE IT RESOLVED the Town Board of the Town of Shandaken will meet and review the 2014 Preliminary Budget and hold a Public Hearing thereon, at the Shandaken Town Hall on

**Wednesday, November 6, 2013 at 6:30 pm**, and at such hearing any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any items or items therein contained.

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT  
**ROLL CALL – 5 AYES**

**RESOLUTION # 129-13**

**OFFERED BY HIGLEY**

**RESOLUTION APPROVING TOWN HIGHWAY EMPLOYEES CONTRACT**

**WHEREAS**, the Town of Shandaken Highway Department employees, through their CSEA representatives, have approved the contract negotiated with the Town;

**THEREFORE, BE IT RESOLVED** the Town Board of the Town of Shandaken approve the contract, as negotiated, and that all contents of said agreement, where applicable, shall be retroactive to January 2012 and through December 31, 2015. Pending official approval by CSEA Regional Representative.

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT  
**ROLL CALL – 5 AYES**

**RESOLUTION # 130-13**

**OFFERED BY BARTLETT**

**RESOLUTION ACCEPTING THE CENTRAL CATSKILL CHAMBER AS  
INTERIM ADMINISTRATOR FOR THE PROPOSED RTE 28 CORRIDOR SCENIC BY-WAY**

**WHEREAS**, the Town of Shandaken, Ulster County, in March of 2013 adopted the draft Corridor Management Plan for the Rte. 28 Catskill Mountain Scenic-By-Way; and

**WHEREAS**, the process toward the final approval of the Rte. 28 By-Way Plan by NYS can take anywhere from twenty-four to thirty-six months; and

**WHEREAS**, the Central Catskills Chamber of Commerce has been performing the administrative duties required for the coordination of the approval process as well as communicating with and connecting the various municipal leaders and communities, collecting and maintaining records and documentation and seeking grant funding and further developing the marketing strategy that is included in the Corridor Management Scenic By-way comprehensive draft plan, all on behalf of the Byway municipalities; and

**WHEREAS**, there are no financial or other obligations attached to this step and formalization of the responsibilities during the final NYSDOT review and approval process will facilitate the process;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Shandaken, Ulster County, New York, does hereby recognize the Central Catskills' Chamber of Commerce as the *interim administrator* of the By-Way Plan through its final review and approval process.

**AND MOVES ITS ADOPTION**

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

**RESOLUTION # 131-13**

**OFFERED BY BERNSTEIN**

**AUTHORIZING CONTRACT EXTENSION WITH  
ULSTER COUNTY RESOURCE RECOVERY AGENCY (UCRRA)**

**WHEREAS**, the Town of Shandaken has an existing 20 year contract between the Town and the Ulster County Resource Recovery Agency for recycling services available for all Town residents, and

**WHEREAS**, said contract expires in October 2013, and

**WHEREAS**, the UCRRA has requested a one year extension of said contract

**THEREFORE BE IT RESOLVED** that the Town Board of Shandaken authorize the Town Supervisor to enter into a one year contract extension, with no changes or amendments to the existing contract

**AND MOVES ITS ADOPTION**

Seconded by: STANLEY

**ROLL CALL – 5 AYES**

**RESOLUTION # 132 -13**

**OFFERED BY JORDAN**

**HIRING 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 be appointed to the Shandaken Town Ambulance:

**Part Time EMT:** \$67.52 per 12 hour shift plus \$30.39 per transport  
- Michael Janensch

**AND MOVES ITS ADOPTION**

Seconded by: BARTLETT

**ROLL CALL – 5 AYES**

**RESOLUTION #133 - 13**

**OFFERED BY STANLEY**

**RESOLUTION APPROVING PUBLIC ASSEMBLY PERMIT  
FOR THE PHOENICIA TURKEY TROT**

**WHEREAS**, the Town of Shandaken Town Board under §59 of the Town of Shandaken Code has the sole authority to approve applications for the purpose of a Public Assembly in excess of five hundred (500) persons, and

**WHEREAS**, the Town Board recognizes the benefits of public events to the economy of the Town and also recognizes the necessity to provide adequate protections and a safe environment for its residents and participants alike, and

**WHEREAS**, the Town is in receipt of documentation illustrating compliance under the law providing the necessary insurance, permits, security, parking, lighting, sanitation, emergency and evacuation requirements, and

**WHEREAS**, the Town Board is satisfied with the application from the **Phoenicia Turkey Trot** for their event to be held in **Phoenicia, NY on Saturday, November 30, 2013** from 7am until 4pm.

**THEREFORE BE IT RESOLVED**, that the Town of Shandaken Town Board hereby approves the permit for a Public Assembly to the Phoenicia Turkey Trot for their event and that a certified copy of this resolution shall suffice as the approval certificate.

**AND MOVES ITS ADOPTION**



Seconded by: JORDAN  
**ROLL CALL – 5 AYES**

**RESOLUTION #134 - 13**

**OFFERED BY HIGLEY**

**HALLOWEEN CURFEW**

**WHEREAS**, the Town of Shandaken Town Board in prior years adopted a resolution pertaining to a Halloween Curfew to alleviate the damage resulting from unsupervised Trick or Treating.

**THEREFORE BE IT RESOLVED**, that a curfew throughout the Town of Shandaken is declared for the evening of Thursday, October 31, 2013, commencing at 9:00 PM and continuing until daylight. Said curfew to bar all children under the age of 18 unless accompanied by a parent or guardian from being on the streets, bridges, roadways or properties other than their own and empowering the Police to enforce the same.

**AND MOVES ITS ADOPTION**

Seconded by: STANLEY  
**ROLL CALL – 5 AYES**

**RESOLUTION #135 - 13**

**OFFERED BY BARTLETT**

**RESOLUTION AUTHORIZING WAIVER OF 30 DAY NOTIFICATION REQUIRED  
BY THE NEW YORK STATE LIQUOR AUTHORITY**

**WHEREAS, BOSTON CULINARY GROUP, Sunset Lodge**, has applied for a liquor license, and

**WHEREAS, BOSTON CULINARY GROUP, Sunset Lodge** has requested that the Town waive the 30 day notification required by the New York State Liquor Authority in an effort to expedite the granting of a liquor license to **BOSTON CULINARY GROUP, Sunset Lodge**, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Shandaken does hereby grant the request of the **BOSTON CULINARY GROUP, Sunset Lodge**, and does hereby waive the thirty (30) day Liquor License notice requirement to **BOSTON CULINARY GROUP, Sunset Lodge – Route 28 Belleayre Mountain, Highmount NY 12441**.

**AND MOVES ITS ADOPTION**

Seconded by: JORDAN  
**ROLL CALL – 5 AYES**

**RESOLUTION # 136-13**

**OFFERED BY: BERNSTEIN**

**APPROVAL OF PHOENICIA WATER RENTS**

**WHEREAS**, the Town Board must approve Water Rents for the Phoenicia Water District;

**THEREFORE BE IT RESOLVED**, that upon the recommendation of the Phoenicia Water District Billing Clerk, that bills totaling **\$42,013.22** be billed to the users within the Phoenicia Water District for **May 2013 through and including September 2013**.

**AND MOVES ITS ADOPTION**

Seconded by: HIGLEY  
**ROLL CALL – 5 AYES**

**RESOLUTION # 137-13**

**OFFERED BY: JORDAN**

**APPROVAL OF PINE HILL WATER RENTS**

**WHEREAS**, the Town Board must approve Water Rents for the Pine Hill Water District;

**THEREFORE BE IT RESOLVED**, that upon the recommendation of the Pine Hill Water District Billing Clerk, that bills totaling **\$29,533.32** be billed to the users within the Pine Hill Water District for **July 2013 through and including September 2013**.

**AND MOVES ITS ADOPTION**

Seconded by: BERNSTEIN

**ROLL CALL – 5 AYES**

**At the October 7, 2013 Town Board Meeting a motion was made by Stanley/Jordan to support The Town of Shandaken Recreation Committee’s Resolution passed on Sept. 16, 2013, which requests that the DEC Reconsiders their Classification of Big Indian Land Acquisition & “in it’s final determination, significantly expand the lands to “INTENSIVE USE” particularly expanding the recreational potential for lands adjacent the Belleayre Ski Center, allowing the residents of the town and it’s visitors to maximize the recreational activities available in the Town of Shandaken . Motion was passed:**

**ROLL CALL – 4 AYES, 1 NAY (Bartlett)**

**All business pertinent having been discussed, the Town Board adjourned at 8:30 on a Jordan/Stanley motion.**

**Signed this 8<sup>th</sup> day of October, 2013**

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**Joyce Grant – Town Clerk**