

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

**The Town of Shandaken Town Board conducted a Regular Monthly Meeting on Monday  
July 7, 2017 – 7pm at Shandaken Town Hall. 7209 Rt. 28 Shandaken, NY**

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

**Members Present**  
**Robert Stanley – Supervisor**  
**Gael Alba - Board Member**  
**Peter DiSclafani – Board Member**  
**Tim Malloy – Board Member**  
**Faye Storms – Board Member**

**Recording Secretary**      **Joyce Grant - Town Clerk**

**On a Stanley/Malloy 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, August 7, 2017**

- 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**
  - a. **US Postal Service Representative**
- 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:**
  - 103. Pay All Bills**
  - 104. Assessor – Authorize Supervisor Agreement with Attorney**
    - a. Van De Water & Van De Water, LLP
    - b. Assessment Challenge – Kaatskill Development Holdings, LLC & Fort Shandaken Associates
  - 105. Ambulance – Hire Full-Time - EMT**
    - a. Terese Surak @ \$10.70 per hour
  - 106. Town Board – Award Bilco Door Repair – 9 Ava Maria Dr.**
- 11. Open Public Comment**
- 12. Meeting Adjournment -    *IN MEMORY OF:***

*Ronald Segnini, Sr. - Laszlo Varga - Albert Kirk*

**Supervisor Report July 2017**

<b>Time Warner</b>	<b>16,436.89</b>
<b>Police Fees</b>	<b>30.00</b>
<b>Ambulance Fees</b>	<b>20,255.18</b>
<b>Town Clerk</b>	<b>271.38</b>
<b>Cell Tower</b>	<b>945.28</b>
<b>Justice Fees</b>	<b>8,383.00</b>
<b>Planning Fees</b>	<b>400.00</b>
<b>Building Permit Fees</b>	<b>3,137.00</b>
<b>Dog Licenses</b>	<b>89.00</b>
<b>Pine Hill Water Rents</b>	<b>3,000.00</b>
<b>Phoenicia Water Rents</b>	<b>10,369.00</b>
<b>Insurance Refund</b>	<b>607.20</b>
<b>Summer Rec Funds Received</b>	<b>1,210.00</b>
<b>Healthcare reimbursement</b>	<b>137.52</b>
<b>Recreation (Baseball Uniforms)</b>	<b>1,300.00</b>
<b>Recreation (Shandaken Day)</b>	<b>240.00</b>
<b>Highway</b>	<b>11,085.21</b>
<b>Insurance Payment for repair of Taurus</b>	<b>3,570.00</b>
<b>Total</b>	<b>\$ 81,466.66</b>

**Committee Reports**

**Phoenicia Water – Al Peavy – Next meeting is Wed. Aug 16 at Phoenicia Library 6:30 pm**

**Museum – Marylou Stapleton**

**Recreation – Martie Gales – Park Rentals are going well. Metal detecting group coming to Big Indian. Next meeting is August 16 at Town Hall 3pm**

**COMMENTS**

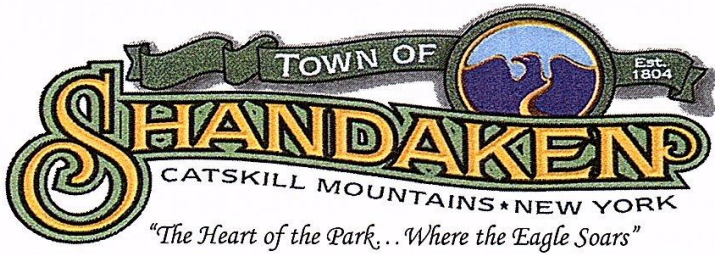
**US Postal Service – Curtis Bullard spoke – Assured us that Chichester Post Office will remain open since the new owner does want to renew the lease.**

**John Micholotti asked where to bring garbage that people had left at Big Indian park. Folks are supposed to take their garbage with them.**

**Kathy Nolan suggested that maybe the Metal Detecting group could detect down at the Interpretive Center, she will check with the board.**

**Rick Ricciardella – Said the streams need to be dredged.**

**At 7:40 the Town Board went into Executive Session on a personnel matter. At 8:05 they unanimously voted to close the Executive Session and open the regular meeting. The Meeting closed on a Stanley/Malloy motion at 8:10pm.**



[www.shandaken.us](http://www.shandaken.us)

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

Supervisor: (845) 688-7165  
Police: (845) 688-9902  
Town Clerk: (845) 688-5004  
Justice Court: (845) 688-5005  
Assessor: (845) 688-5003  
ZBA/ZEO/Planning: (845) 688-5008  
Highway: (845) 688-9901  
Fax: (845) 688-2041

## Upcoming Town Board Topics & Activity

### MONTH OF AUGUST 2017

**LAWSUIT:** Last month the Town received papers regarding a claim against our assessment of the value of the Emerson Complex from Kaatskill Development Holdings, LLC and Fort Shandaken Associates. They have in the past been involved in a PILOT (Payment in Lieu Of Taxes) Program through the County. Last year was their last under the program and this year would have been their first operating under full assessment. They feel that they are being over-assessed. This is not unfamiliar territory for us as we have faced these challenges before and have either settled with the Plaintiff on a valuation or received a judgement in our favor. Due to the nature of the assessment challenge regarding a large commercial structure the Town, as it has in the past, is hiring an attorney, Van DeWater & Van DeWater, LLP, specializing in these cases to assist us in negotiating with the Plaintiff or helping us defend ourselves in the case the complaint goes to court. Either way, the Chair of the Assessment Board, Peter DiModica, feels confident in his department's assessment and is readily prepared to enter into discussions with the complainants to defend their decisions. We have a resolution tonight to enter into an agreement with the law firm.

**OTHER RESOLUTIONS:** We have a resolution to promote one of our Ambulance Drivers to EMT following passing their certification exams through NYS. Terese Surak has been a driver for our Ambulance Department for some time and, according to Chief Whalen, will be an asset to us in the EMT ranks. She will be Full-time receiving a wage of \$10.70 per hour which is just \$1 over the NYS Minimum Wage.

We are also hoping to have some bids for the Basement Door Replacement for the building on Ava Maria Drive. If no bids are received then I will directly contact a number of contractors to get this job accomplished.

**SHANDAKEN SEWER:** We had a meeting two weeks ago regarding the progress on a possible Septic Maintenance District to be established in the Hamlet of Shandaken. The District will be under consideration by the Town Board, which is united in stating that any final decision will be made by the property owners in the proposed district. In the presentation it was disclosed that a few parcels would have to be purchased by the District from a \$6.7 million fund established by CWC for the District. The same funds would be utilized to replace a failing Septic in the District at no charge to the landowner as long as the fund continues to exist. It was also explained that if constructed, there would be enough funds to replace each parcels septic as many as three times without adding funding. Although in talking with a few landowners last week the parcels indicated for purchase may not be available for use, so I've asked the engineers to investigate other options.

**VOICE FEST:** I'd like to again congratulate the organizers of the Phoenicia International Festival of the Voice. This year's event, from all involved, was an absolute success. From reports the Saturday evening performance filled the Parish Field like never before and Phoenicia, as well as a number of other businesses in

Town reported business from the event attendees. Congratulations to Maria Todaro, Louis Otey , Barbara Kolb, Pat Ruane and the countless volunteers and interns who helped organize this year’s event. As always we look forward to next year’s event.

**PINE HILL:** Pine Hill resident Barbara Hagstrom has helped to establish the Pine Hill-Highmount Beautification Committee. She has been working for years in the gardens around Pine Hill but has now reached to other sin an effort to coordinate some of the efforts. Recently, she employed the help of Rich and Bob Savacool, also from Pine Hill, to do some much needed repairs to the main entrance sign. The Savacools donated their time and the material for the posts and roof on the sign and we owe them a Thank You. If you are interested in assisting with the Beautification efforts in Pine Hill and Highmount you can contact Barbara at [barbarahagstrom@aol.com](mailto:barbarahagstrom@aol.com) or if you wish to donate, please contact the Pine Hill Community Center. We also have a meeting of the Pine Hill 2020 group upcoming at the Pine Hill Arms on Main Street on Tuesday the 22<sup>nd</sup> at 6:30pm. All Pine Hill residents and business owners are welcome to attend. We’d also like to welcome Daniel and Voula Hellmayer to Pine Hill as the new owner/operators of the Pine Hill Arms whose Restaurant recently reopened. We wish them the best of luck.

**Our next regular meeting is scheduled for**  
**Monday, September 11, 2017 at 7 pm.**

**RESOLUTION #103-17** **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:

<b>General</b>	<b>\$ 56,648.92</b>
<b>Highway</b>	<b>14,482.01</b>
<b>Phoenicia Water</b>	<b>2,592.16</b>
<b>Pine Hill Water</b>	<b>0.00</b>
<b>Phoenicia Lights</b>	<b>939.73</b>
<b>Chichester Lights</b>	<b>144.52</b>
<b>Pine Hill Lights</b>	<b>566.47</b>
	<b>-----</b>
	<b>\$ 75,363.81</b>

**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 104-17** **OFFERED BY MALLOY**

**AUTHORIZING AGREEMENT WITH ATTORNEY TO DEFEND ASSESSMENT CHALLENGE**



**WHEREAS**, the Town of Shandaken has received an Article 7 Petition filed by Kaatskill Development Holdings, LLC and Fort Shandaken Associates pertaining to assessments on parcels in ownership including SBL # 25.1-1-5, 25.1-1-17 & 25.1-2-16, and

**WHEREAS**, the Town of Shandaken has in the past hired legal firms to assist the Town in discussions and defense of said assessment challenges; and

**WHEREAS**, the Town wishes to engage the firm of Van DeWater & Van DeWater, LLP. With offices located at 85 Civic Center Plaza, Suite 101, PO Box 112, Poughkeepsie, NY 12601.

**NOW, THEREFORE BE IT RESOLVED** the Town of Shandaken Town Board authorizes the Town Supervisor to enter into agreement with Van DeWater & Van DeWater, LLP, to aid in the defense of this claim against the Town.

**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>

**RESOLUTION #105-17**

**OFFERED BY: STANLEY**

**AMBULANCE TECHNICIANS**

**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 hired Full Time to the Shandaken Town Ambulance at the following rates: **TERESA SURAK @ \$10.70 per hour.**

**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 106-17**

**OFFERED BY**

**NO BIDS RECEIVED – RESOLUTION TABLED**

**AWARD BID – BILCO DOOR REPAIR**

**WHEREAS**, Pursuant to Resolution 100-17, the Town of Shandaken Town Board Advertised for & Received bids for firms to Repair a town owned building, located on it at 9 Ava Maria Drive, Phoenicia, NY 12464 (SBL# 14.13–1-24) and

**WHEREAS**, On August 7<sup>th</sup>, 2017 the following bids were received and accepted as qualified bidders-

**THEREFORE, BE IT RESOLVED**, the Town of Shandaken Town Board award the bid for repairs to 9 Ava Maria Drive, Phoenicia NY to

**AND MOVES ITS ADOPTION**

Seconded by:

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

\_\_\_\_\_  
**Joyce Grant – Town Clerk**