

Town of Olive
County of Ulster
State of New York
Saturday, September 17, 2011

Minutes of an emergency meeting of the Town Board of the Town of Olive held Saturday, September 17, 2011, 10:00 a.m. at the Town Office Building in West Shokan, NY.

Members Present: Berndt Leifeld, Supervisor
 Henry Rank, Board Member
 Linda Burkhardt, Board Member
 Bruce La Monda, Board Member
 Peter Friedel, Board Member (on conference call)

Recording Secretary: Sylvia Rozzelle, Town Clerk

Others Present: Gene Sorbellini, Recreation Director; David Sorbellini, Planning Board Member; Tom Planz, Olive Fire Department Treasurer; and Steve Fuller, Olive Fire Department Assistant Chief

Supervisor Leifeld stated NYS has placed a 2% cap on municipal budgets and the town is taking precautionary measures in case this cap can't be met. He stated the board will be doing everything possible to stay under it; but, have to make sure we have everything in order if we don't.

Board Member Friedel asked why we have to raise the budget above the 2%.

Board Member La Monda stated it was a possibility the town might make the 2% cap but we have to make provisions in case we need to borrow money. He stated we are under a time constraint and we can't get contractors in the streams to clean them out if we don't have the money to pay them. He stated the 2% cap was implemented by the State to make them look good and, now, we look like the bad guys. He further noted that NYS has still not requested or released INF (Immediate Needs Fund) funds, so, that money will not be coming through.

When questioned about the Capital Reserves Supervisor Leifeld noted they are set up for specific purposes and if we need them we will use them. He stated if NYS Audit and Control comes down and slaps his wrist he can live with that.

In response to questions, Supervisor Leifeld stated the town has no idea what we will be receiving from FEMA, don't know when we can get into the streams, the Corps of Engineers walked the stream and told us they'd get back to us, and FEMA is so big they don't even know the correct answers.

Supervisor Leifeld stated that he and Ed Kahil were at Pat Conway's home a couple of weeks ago and met with Daniel Craig who previously worked for FEMA. Mr. Craig now has a company who handles FEMA related issues for municipalities and provided them with valuable information. He stated he did everything Mr. Craig suggested plus hired an engineer, Henry Lamont of Lamont Engineering, who did an assessment of the Bushkill, Maltby Hollow, and Traver Hollow streams. He noted that on the Bushkill alone there are 44 separate projects to be done and over 1,000 trees removed. The assessment of Maltby Hollow noted that two homes are in eminent danger with a moderate rain. Traver Hollow assessment is do be completed.

TOWN OF OLIVE
RESOLUTION #10 OF 2011
NIMS as Standard for Incident Management

WHEREAS, in Homeland Security Presidential Directive (HSPD)-5, the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal government to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local, and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, local, and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedure for managing personnel, communications, facilities and resources will improve the state's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS. The Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, the National Commission of Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System;

NOW THEREFORE BE IT RESOLVED, that the Town of Olive does hereby establish the National Incident Management System (NIMS) as the standard for incident management for the Town of Olive.

	Aye	Nay
Berndt Leifeld, Supervisor	_____	_____
Henry Rank, Board Member	_____	_____
Linda Burkhardt, Board Member	_____	_____
Bruce La Monda, Board Member	_____	_____
Peter Friedel, Board Member	_____	_____

Dated this 17th day of September, 2011

Sylvia B. Rozzelle, Town Clerk

Supervisor Leifeld stated it was hard to do anything until they could get a decision from the NYSDEC on the trout spawning process and now that is done as of Wednesday, September 14th. The DEC has given the town until October 1, 2012 to complete the stream projects. It was noted that the trees need to be out of these streams before winter to prevent another disaster in the spring thaw. Board Member Friedel stated he has plenty of room on his property for the skidded trees from the streams.

Supervisor Leifeld stated the DEP, in connection with Cornell Cooperative, wants to know what equipment is needed to work in the stream. It was noted the DEP has lots of engineers and equipment and, hopefully, will be coming in next week. Art Snyder of Ulster County Emergency Management stated the DEP needs to know if they can get the equipment they need under the Town of Olive name. He stated he told them to proceed so we can get on with this, but, along with this comes a rental bill.

In response to questions, Board Member La Monda stated that SEQR is not required. Supervisor Leifeld stated that it takes 8 months, but, usually a year and a half to receive the money from FEMA and the contractors need to be paid much sooner than that. He stated the critical path is to start the process for getting the funding, get the money, hire the contractors, and talk to the consultant we hire to see that all the FEMA paperwork is in order and correct. He noted the consultant hired would establish time tables and work schedules. He noted it is important to hire the right people to get things done.

On a Leifeld/La Monda motion and unanimous roll vote the Town Board approved Resolution #10 of 2011 NIMS as Standard for Incident Management. Roll vote being: Rank, yes; Burkhardt, yes; La Monda, yes; Friedel, yes; and Leifeld, yes.

Proposed Local Law #1 of 2011 A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C was presented to Town Board members.

On a La Monda/Burkhardt motion the Town Board empowered the Supervisor to advertise for Request for Proposals for FEMA public assistance consultation firms.

On a Leifeld/La Monda motion the Town Board scheduled a Public Hearing on Proposed Local Law #1 of 2011 A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C for Thursday, October 13, 2011, 7:30 pm at the Town Meeting Hall in Shokan, NY.

Supervisor Leifeld stated the CWC is giving grants up to \$30,000.00 to businesses who sustained losses from the hurricane and flood. He noted he has given the information and applications to the businesses in Boiceville. Carol Robin of West Shokan requested an application as she has an in-home chiropractic business that was affected.

All business pertinent having been discussed the Town Board adjourned at 11:00 a.m. on a Leifeld/La Monda motion.

Sylvia B. Rozzelle, Town Clerk