

Town of Olive
County of Ulster
State of New York
Monday, April 7, 2014

Minutes of the monthly audit meeting of the Town Board of the Town of Olive held Monday, April 7, 2014, 7:00 p.m. at the Town Meeting Hall in Shokan, NY.

Members Present: Sylvia Rozzelle, Supervisor
Donald VanBuren, Board Member
Scott Kelder, Board Member
James Sofranko, Board Member
Peter Friedel, Board Member

Recording Secretary: Dawn Giuditta, Town Clerk

Others Present: Thomas Vasta, Police Chief; Drew Boggess, Planning Board Chairman & Deputy Supervisor; Gene Sorbellini, Recreation Director

Sylvia Rozzelle, Town Supervisor called meeting to order 7 pm.

The Town Board audited March bills.

Supervisor Rozzelle, advised the Town Board of an unintentional conflict of interest in the purchase of a computer (voucher #142) by the Police Department. She also stated that this would not happen again.

Steve Sulko, was present to give a presentation on Viridian, an alternative to Central Hudson. Mr. Sulko stated;" Viridian offers renewable energy alternatives with no contracts and no termination fees." Town Board Members, Kelder and Sofranko, will do some research into alternatives to Central Hudson.

Phyllis McGill, and the School Board, would like to attend our May 13, 2014 meeting to give a presentation.

Ashokan Watershed Stream Management Program would like to give a presentation at our June 10th meeting.

Transfer Station-

1. Supervisor Rozzelle, presented the Town Board with the Ground Water Monitoring report for the Transfer Station in regard to the slump area. Tim Moot, from Clark Patterson Lee will be at the May 12, 2014 meeting to present the new photos taken of the transfer station. He will also provide his recommendations.
2. Joseph Schwall was approved by the Town Board for employment as a part time substitute for the Transfer Station.

3. New York Municipal Insurance Reciprocal has denied the claim for snow falling on a car at the Transfer Station. Snow guards have been purchased for installation on the building.

Police- Supervisor Rozzelle addressed several issues concerning the police department:

1. Billing Onteora for services at school activities- Chief Vasta stated “the school does not always request an officer be present.”
2. Supervisor Rozzelle asked Chief Vasta about a need for more than one officer on duty per shift. Chief Vasta expressed that Friday night is the only shift with two officers. He further explained that this particular issue was due to Friday’s increased activity. He asked the Town Board to allow him to provide a years’ worth of stats on the calls for Friday and Saturday nights.
3. Police Chief Vasta and Board Member Friedel, requested that a computer be replaced by utilizing funds from the reserve. Supervisor Rozzelle indicated the reserve is not for that purpose. She continued that no other department funds computers utilizing the reserve.
4. Police Chief Vasta asked for a copy of the resolution establishing the Police Commission. Chief Vasta requested the Board adopt a Police Commission Mandate.
5. He also stated he was looking to hire a part time Sergeant to be a first line supervisor to handle some of the office duties that take so much of his time.

Olive Wastewater facility-

1. The LVDV does not cover what they need to on their certificate of insurance. Supervisor Rozzelle sent an email to them including a list of what was required.
2. In January, the Town received a letter from the Catskill Watershed Corporation in regard to Boiceville storm water Retro-Fit Program. They inquired about the amount of money in the fund and how we did maintenance on the storm sceptors and the drains. Supervisor Rozzelle procured maps of all the storm sceptors and a book indicates all that needs to be done. In particular the inspections of the storm sceptors and catch basins. She has spoken with Highway Superintendent Fugel and they will be meeting the 1st of May to complete an inspection.
3. Reservoir Food Pantry is collecting at the Wastewater parking lot every Monday from 2-4. Boxes for collection will be at Town Meeting Hall and Town Offices for collecting personal items (tooth paste, deodorant, shampoo etc.).

Resolutions- # 3- #5

The Town Board reviewed Resolutions #3 -#5 for Tuesday night’s agenda.

Street Lights –

The Police Dept. was asked to check out street lights to see if they are working properly. They also will consider the necessity of the street lights.

Parks & Recreation

Parks crew starts April 16th and Parks will open April 19, 2014.

Gene Sorbellini, Recreation Director, provided the Town Board with a list of tasks to be completed at various Park facilities before they open.

Dog Control-

1. Supervisor Rozzelle advised the Town Board that Diane Snyder agreed to provide rabies shot to the dogs that are held by the Town for \$10.00 a shot.
2. In regard to Dr. Smith/Gruber vet bill of \$919.00; the Town Board agreed that Supervisor Rozzelle should contact Dr. Smith to discuss the bill further.

Miscellaneous-

1. Supervisor Rozzelle made a motion to Grandfather Stephanie Basalone's health insurance benefits under the old personnel policy. Town Board Member Friedel seconded that motion. The Town Board unanimously agreed.
2. Supervisor Rozzelle made motion to approve the letter to Mr. Eisenson, the motion was seconded by Town Board Member Peter Friedel. All Town Board Members were in favor.

The following items were decided upon for further discussion:

Agenda for April 8th meeting:

1. White pine at Legion Hall
2. Empowering Highway Superintendent to advertise for bids to replace F550 truck.
3. Olive Day- approval required from landlord for beer permit provided Certificate of Insurance is properly filed.

On a Rozzelle/ Friedel motion the meeting was adjourned at 9:26 pm all members were in favor.

Dawn Giuditta, Town Clerk

Town of Olive
County of Ulster
State of New York
Tuesday, April 8, 2014

Minutes of the monthly meeting of the Town Board of the Town of Olive held Tuesday, April 8, 2014, 7:00 p.m. at the Town Meeting Hall in Shokan, NY.

Members Present: Sylvia Rozzelle, Supervisor
Donald VanBuren, Board Member
Scott Kelder, Board Member
James Sofranko, Board Member
Peter Friedel, Board Member
Recording Secretary: Dawn Giuditta, Town Clerk

Others Present: Thomas Vasta, Police Chief; Drew Boggess, Planning Board Chairman & Deputy Supervisor; Gene Sorbellini, Recreation Director; James Fugel, Highway Superintendent; Bill Cook, Assessor

Sylvia Rozzelle, Town Supervisor called meeting to order 7 pm.

On a VanBuren/Kelder motion, the Town Board approved March minutes.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **Nay**

Correspondence:

#21-14

Letter from Senator Gillibrand opposing FERC's New Capacity Zone.

#22-14

Supervisor Rozzelle read an email received from Margaret Cogswell in support of the Rail Trail.

#23-14

An email from Ashokan Watershed Stream Management Program advised the Town of a training class on "River Hydraulic Modeling for Flood Hazard Analysis." The class will be held on Tuesday, April 22nd from 10 am-12 pm.

#24-14

Ashokan Watershed Stream Management Program sent an email concerning Flood Hazard Mitigation meeting scheduled for Wednesday, May 7, 2014 10 am- 12 pm.

#25-14

The American Legion invited the Town Board to participate in the 2014 Memorial Day Parade and ceremony on Monday, May 26th.

On a Rozzelle/Friedel motion, the Town Board unanimously approved the payment of the audited bills.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **Nay**

Approve Payment of Audited Bills:

Highway Vouchers #72-#109	\$	30,070.81
General Fund Prepaid Voucher #120	\$	276.00
Special Lighting voucher #3	\$	67.34
General Fund Vouchers#121-#159	\$	157,744.48
Boiceville sewer District Vouchers #15653-#15675	\$	47,911.02

January Income:

Cash received for February 2014	\$	17,478.51
Interest received for February 2014	\$	42.98

Presentation:

Dave Alterio presented to the Town Board on behalf of the Mountain Valley Junior Flag Football Program. He was joined by several children who are participants of the program. They presented the Town Board with the Frozen Flag Football Championship trophy; which, their program won against Ellenville and Wawarsing. They thanked the Town of Olive for their continued support of their program. They particularly paid gratitude to the Town Board, Gene Sorbellini and the Recreation program for allowing the use of the Town's facilities. The Flag Football Program instills values such as responsibility, and team work in its participants. It is more than football and cheerleading; they raise money and donate can goods to the local food pantries. Their trophy is proudly displayed at the Town Clerk's office.

Supervisor Rozzelle addressed Mr. Alterio concerning the use of the facilities. She suggested that they plan their games on Saturday and use the lights only one night a week due to the rising costs of their operation. She asked if their season can be complete by the time the parks are closed on October 30. She suggested that the Flag Football Program meet with the Recreation Committee and work out the details.

On a Rozzelle/ Sofranko motion the Town Board unanimously approved Resolution #3 of 2014.

**RESOLUTION # 3 of 2014 ACCEPTING THE CENTRAL CATSKILL
CHAMBER AS INTERIM ADMINISTRATOR,
RTE 28 CORRIDOR SCENIC –BY-WAY**

WHEREAS, the Town of Olive, Ulster County has, in March of 2013, adopted the Rte. 28 Corridor Scenic-By-Way Plan; and

WHEREAS, the process toward the final approval of the Rte. 28 By-Way Plan by NYS takes up to 18 months; and

WHEREAS, the Central Catskills Chamber of Commerce has been performing the day-to-day contact and administrative management of the process toward State approval including letters, phone calls, emails and notifications on behalf of the By-way municipalities; and

WHEREAS, there are no financial or other obligations attached to this step yet formalization of the responsibilities in the interim is in all parties' best interests; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of Olive, Ulster County, New York, does hereby recognize the Central Catskills' Chamber of Commerce as the interim administrator of the By-Way Plan during the continuing process toward approval by NYS.

Motion made by: Supervisor Rozzelle

Seconded by: Board Member Jim Sofranko

	Aye	Nay
Sylvia Rozzelle, Supervisor	<u> X </u>	_____
Don Van Buren, Board Member	<u> X </u>	_____
Scott Kelder, Board Member	<u> X </u>	_____
Jim Sofranko, Board Member	<u> X </u>	_____
Peter Friedel, Board Member	<u> X </u>	_____

Signed and certified this 8th day of April, 2014

Dawn Giuditta, Town Clerk
Town of Olive

On a Rozzelle/ Sofranko motion the Town Board unanimously approved Resolution #4 of 2014.

**RESOLUTION #4 of 2014 ESTABLISHING
SCENIC BYWAY MANAGEMENT ENTITY COMPOSITION**

WHEREAS, the Town of Olive, 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 process includes the establishment of a formal management entity for the By-Way; and

WHEREAS, there is no financial or other obligation attached to this step; and

WHEREAS, formalization of the management responsibilities during the final NYSDOT review and approval process will facilitate the process; and

WHEREAS, the Supervisors and Mayors in each of the following Towns and Villages along the proposed By-Way (Olive, Shandaken, Middletown, Fleischmanns, Margaretville and Andes) have established the NYS Route 28 Municipal Leaders Group comprised of the Supervisors and Mayors of each respective municipality;

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Olive, Ulster County, New York, does hereby recognize the *NYS Route 28 Municipal Leaders Group* as the **Board of Directors** for the proposed Catskill Mountain Scenic By-Way under the following guidelines:

- 1) The Board of Directors shall be comprised of the current Supervisor or Mayor of each municipality along the proposed By-Way as such:
 - a. Town of Andes Supervisor
 - b. Town of Middletown Supervisor
 - c. Town of Olive Supervisor
 - d. Town of Shandaken Supervisor
 - e. Village of Fleischmanns Mayor
 - f. Village of Margaretville Mayor

- 2) The Board of Directors shall elect Officers (Chair, Vice-Chair and Secretary) annually or upon a vacancy created by election, resignation from elected office or death.

- 3) If a vote/action is required by the Board of Directors, the members shall first receive approval through formal resolution by each of their respective municipal governing (Town/Village) Boards.

If direct funding is requested/suggested from each municipality *OR* from a specific municipality for a specific project, the municipality retains their right to approve or deny funding under Home Rule Statutes of New York State and

- 4) Member must receive approval for any funding through formal resolution of their respective municipal governing (Town/Village) Board.
- 5) If any municipality denies the direct funding request, direct funding shall not be committed or required from that municipality.

BE IT FURTHER RESOLVED, the Town Board of Olive also recognizes the establishment of Central Catskill Mountain Collaborative as the ***Advisory Board*** to the Board of Directors for the proposed Catskill Mountain Scenic By-Way under the following guidelines:

- 1) The Advisory Board shall be comprised of two (2) members of each municipality along the proposed By-Way as such:
 - a. Each municipality shall appoint one (1) municipal representative member from one of their existing formal municipal boards (Town, Planning, Zoning, Recreation, etc.).
 - b. Each municipality shall appoint one (1) at-large member (either a resident or business owner) who shall not be on any existing formal municipal board.
 - c. Each municipality may elect to vote for one (1) alternate member within any of the above criteria to act in the absence of either primary advisory member.
- 2) Each municipality's advisory members shall be appointed or re-appointed annually by each of the following municipal governing boards: Town Board of Andes; Town Board of Middletown; Town Board of Olive; Town Board of Shandaken; Village Board of Fleischmanns; Village Board of Margaretville.
- 3) The Advisory Board shall elect Officers (Chair, Vice-Chair, Treasurer and Secretary) annually or upon a vacancy created by election, resignation or death. At no time shall one municipality maintain more than one member as an Officer on the Advisory Board.
- 4) The Advisory Board members shall carry votes on the Advisory Board **ONLY**.
- 5) The Advisory Board Chair, or designee, is required to attend the Board of Directors meetings to relay discussions within the Advisory Board.

NOW, THEREFORE, be it further resolved that the Olive Town Board does re-affirm that the Central Catskill's Chamber of Commerce shall perform the duties of Interim Administrator.

Motion made by: Sylvia Rozzelle

Seconded by: Jim Sofranko

	Aye	Nay
Sylvia Rozzelle, Supervisor	X	_____
Don Van Buren, Board Member	X	_____
Scott Kelder, Board Member	X	_____
Jim Sofranko, Board Member	X	_____
Peter Friedel, Board Member	X	_____

Signed and certified this 8th day of April, 2014

Dawn Giuditta, Town Clerk
Town of Olive

On a Rozzelle/ Kelder motion the Town Board unanimously approved Resolution #5 of 2014.

Resolution #5 of 2014
Town of Olive
Request for Review to Improve US Mail Delivery

WHEREAS, The Ulster County Town Clerks/Tax Collectors Association has unanimously supported a resolution addressing the inadequacies of the US Mail Delivery, and;

WHEREAS, individual municipalities in Ulster County have also endorsed resolutions regarding the same issue, and;

WHEREAS, we in the Town of Olive have also been experiencing untimely delivery of mail, delayed receipt of tax bills and payments, and;

WHEREAS, local post offices are unable to deliver mail deposited at their location directly to the patrons within that zip code as they are required to send it to Albany first;

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Olive respectfully requests that a review of the process be initiated in an effort to ensure efficient mail delivery.

Motion made by: Supervisor Sylvia Rozzelle
Seconded By: Board Member Scott Kelder

	Aye	Nay
Sylvia Rozzelle, Supervisor	__X__	_____
Don VanBuren, Board Member	__X__	_____
Scott Kelder, Board Member	__X__	_____
Jim Sofranko, Board Member	__X__	_____
Peter Friedel, Board Member	__X__	_____

Signed and certified this 8th day of April, 2014

Dawn Giuditta, Town Clerk
Town of Olive

Additional Business:

1. White pine tree removal at the Legion Hall- on a Rozzelle/Friedel motion, the Town Board voted to place a classified in the Daily Freeman for proposals on the tree's removal. **AYE-** VanBuren, Kelder, Sofranko, Friedel, Rozzelle **NAY**

2. Empower Highway Supervisor to advertise for bids to replace the F550- on a Rozzelle/Friedel motion, the Town Board voted to allow Superintendent Jim Fugel to advertise for bids to replace the F550 truck.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **NAY**

3. On a Rozzelle/VanBuren motion, the Town Board voted all in favor to empower the Supervisor to sign Olive Democrats application to NYS Liquor Authority for Olive Day provided the Certificate of Insurance is filed with the Town.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **NAY**

4. On a Rozzelle/ Friedel motion, the Town Board unanimously approved the Dog Control Officers Procedures.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **NAY**

Board Member Friedel made a motion to replace a computer in the Police Department using capital reserve funds. Supervisor Rozzelle stated she had discussed the issue with Janice Lanzarotta, Bookkeeper and was informed that the Police budget has money for two computers. The Town Board proceeded with a discussion on the issue. Board Member Friedel withdrew his motion.

Announcements:

1. Reminder Transfer Station Disposal fees increased as of April 1st. Permits are \$30.00 and cards are \$35.00.

2. NY Rising Home Recovery Program Deadline is April 11th.

3. The Third Annual Travis Nissen Memorial Baseball Tournament will be held May 2nd & 3rd at Onteora Central School & Davis Park.

4. Bushkill Rod & Gun Club Easter egg hunt will be held on Saturday, April 19th at 10 am sharp at Davis Park.

5. The Reservoir Food Pantry is open Mondays 2-4 pm at the Boiceville Wastewater Plant parking lot. Boxes will also be placed at the Town Hall and Town Offices for contributions.

6. Kevin Tyler retires from the Highway Department after 30 years.

Committees & Commission Chairs & Liaisons:

Town Buildings- Jim Sofranko & Scott Kelder, Co-Chairs

The Committee has completed the Town Hall, the next facility will be the Town Offices or the parks. The Committee will be finalizing things and hopefully they will have the results in a couple of months.

Emergency Response Plan Development- Peter Friedel, Chair

The Committee has finally been able to meet, they are putting some final touches on before it is put out to the rest of the committee. The document is 150 pages and Peter will be emailing that to Supervisor Rozzelle.

Olive Wastewater Advisory Committee- Don Van Buren, Chair

Board Member VanBuren stated he did not have a report; however, he requests a letter or some form of identification to let residents know that they represent the Town when they go door to door.

Cable Franchise Negotiations Committee- Jim Sofranko, Chair

The Franchise Committee met on Friday. They reviewed how the survey is doing, right now they have a 12.2 % response which actually is considered good. Board Member Sofranko has spoken with a lawyer from Pittsburgh who would give a free consultation if we sent him the contract. The surveys are showing issues with price, which the committee might not have much leverage with. Another issue is getting service where it's not located. Jim is trying to get clarification on a clause in the contract.

Park & Recreation Committee- Scott Kelder, Liaison

Spring is finally here and youth baseball, Mountain Valley Little League are going to have their opening day on May 3rd in Shandaken. Volunteers and teams have started working on the fields. Youth basketball has been completed, their championship game was March 27th, and their awards ceremony will be April 24th at the High School. Preseason meeting for adult softball will be on Thursday, April 10th. The season will start on May 12th. Day Camp job applications for seasonal employment are at the High School or on the Olive website. The committee will hire on Tuesday, May 6th at the recreation meeting. Live registration for campers will be Thursday, May 8th at the Town Hall, any other dates will be on the website. Gene Sorbellini has reviewed the facilities, a lot of the issues have already been taken care of by the Highway Department. The list was reviewed before the meeting. Bill Melvin will be helping again with lifeguarding and staffing.

Police Commission- Peter Friedel, Liaison

Commission met March 20th, they discussed bike helmets and how they would like to distribute the cost among the Towns. Supervisor Rozzelle suggested holding off on the purchase of helmets. The problem is the schools have combined so the number of children has increased and only about a third are Olive residents.

The Police Department had 182 calls in the month of March. The call volume incidents were down but there was an increase in security checks, more traffics tickets were issued then last month (23), accidents were about 10 for the month, three arrests. Police Chief Vasta wanted to clarify something concerning the double manned car. The only shift that has two men on duty is Friday night. Chief Vasta stated that there are more calls for Friday's afternoon shift. The break down from January 1st to April 8th percentage wise for priority 1 calls, which are calls that require more than one officer (domestics, suicides, assaults). Friday night 28.5% of their calls are priority 1 calls, Saturday night 19%, Sunday 19%. He broke down the amount of calls per hamlet from November to date:

Boiceville	459
Olivebridge	144
Samsonville	73
Shokan,	279
West Shokan	150

Town Clerk-

Dawn Giuditta, Town Clerk, gave February & March clerk reports. She also gave a report on the Planning Board Members education. New York State Law states that Planning Board Members need to complete 4 hours of training per year, the Town Clerk advised the Town Board on which members have not completed their training in 2013 and which members have already completed their training for 2014.

Highway Department Quarterly Report- Jim Fugel, Highway Superintendent

Superintendent Fugel gave the Highway Departments quarterly report. He stated that they buy all their sand now for next winter.

Transfer Station- Sylvia Rozzelle

Supervisor Rozzelle did not have a report from Bruce Proper, Transfer Station Manager. She wanted to let the public know that at the May 12th audit meeting, Tim Moot, who is with Clark, Patterson & Lee, the engineering firm will be giving a presentation. They are monitoring the riff at the Transfer Station. He will be coming with updated pictures of the riff. He will be addressing the Town Board and making recommendations.

Supervisor's Report:

Monthly Expenditures Report for April-

Transfer Station-

\$1,816.00 Re-Core Radiator on Dump Loader

Central Hudson-

\$6232.14 new charges @ .125 per kWh

Olive Free Library-

\$129,000

Parks/Transfer Station-

\$540.16 New set of tires for truck

Bottini-

\$4866.85 Highway garages and lunch room

Fund # 5132.4 Highway Garages-

2013 spent on oil & electric \$32,862.00

2014 spent on oil & electric (3mos) \$26,323.00

Budget \$35,000.00 and 9 months to go

Highway Labor March 2014-

American Legion Hall	67 hours	\$1,656.24
Transfer Station	21 hours	\$ 531.12
Police	6 hours	\$ 153.12
Buildings	18 hours	<u>\$ 444.96</u>
	Total	\$2,785.44

Report on meeting with NYCDEP BWS Deputy Commissioner, Paul Rush-

Supervisor Rozzelle met with Paul Rush, Todd West and Carl Davis, from the NYCDEP, back in the middle of March, they gave her a power point presentation. Some of the projects she wants to highlight:

1. Fountain will be out of commission until May.
2. Dividing weir gates rehabilitation, NYCDEP will be replacing all the gates. They are working on that now. They hope to be complete by November of 2015.
3. Installation of security gates at Ashokan reservoir.
4. Working on Ashokan campus lighting. They paid the Ashokan campus about 10 million to release water threw their property. They are going to demolish the buildings where they rebuilt to allow for flood plain.
5. Route 28A curb re-alignment by S turns.
6. Repairs at Ashokan release channel, concrete culverts on Rte. 28A.
7. Starting in January 2018, Olivebridge dam and Ashokan dikes, clearing of undesired vegetation.
8. Replacement of Route 28A Esopus Creek Bridge and the railroad bridge in Boiceville. Supervisor Rozzelle brought up concerns that the bridge be built with a wide enough span, she also discussed the flood plain. They will be starting on that in the spring of 2018, but the old bridge should remain open. This should take about 60 months
9. They are going to start on the dividing weir bridge July 2019 and that will take approximately 36 months.

American Legion Hall Update-

Supervisor Rozzelle stated they have put up a set of rules. They have replaced the garbage cans with smaller ones. Groups that use the Legion Hall should remove their garbage in order to keep the vermin down. She stated they have replacement locks but are waiting for all groups to come in and pickup keys before they install the new lock.

On A Rozzelle/ VanBuren motion the meeting adjourned at 8:45 PM in memory of Joseph Batty, Katherine C. Enger, & Susan P (Haskell) Walker.

Dawn Giuditta, Olive Town Clerk