

Town of Olive
County of Ulster
State of New York
Monday, December 8, 2014

Minutes of the monthly audit meeting of the Town of Olive Town Board, held Monday, December 8, 2014, 7:00 pm at the Town Meeting Hall in Shokan, NY.

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

Recording Secretary: Dawn Giuditta, Town Clerk

Others Present: Drew Boggess, Planning Board Chairman & Deputy Supervisor; Tom Vasta, Police Chief

Sylvia Rozzelle, Town Supervisor, called the meeting to order at 7:00 pm.

The Town Board reviewed the agenda for Tuesday, December 9, 2014 Town Board meeting.

The following topics were discussed by the Town Board:

1. Rick Wolff is stepping down at the end of his term on the Zoning Board of Appeals. The Town Board will need to appoint a replacement.
2. Heather Martin has agreed to remain on the Board of Assessment Review.
3. Building Committee assessment review from LaBerge Group.
4. Electric Suppliers- Building Committee recommended switching to Viridian as an electric supplier at 9.49 per kilowatt hour for 3 years.
5. Supervisor Rozzelle wrote the following SMIP Grants on behalf of the Town of Olive:
 - Maltby Hollow Brook – Stream feature Identification & Erosion Site Assessment
In the amount of \$20,000.00
 - Olive Building Officials Training at 2015 Flood & Storm Water Managers Conference
In the amount of \$2,142.98
 - Hillside Drive Bridge – culvert replacement in the amount of \$250,000
6. Hiring of Thomas O’Connell to the Town of Olive Police Department.
7. Ulster County Multi-Jurisdictional Hazard Mitigation Plan

Ralph VanKleeck addressed the Town Board concerning flooding on his property. Mr. VanKleeck would like to see the Highway Department dig a ditch along his property to try and eliminate the problem. Supervisor Rozzelle explained that the Town may not be able to do anything without a court order. She suggested that Mr. VanKleeck get together with Highway Superintendent, Jimmy Fugel and the Town Attorney to try and settle the issue.

The Town Board audited the monthly bills.

All pertinent business having been completed the meeting was adjourned on a Rozzelle/ Friedel motion to close at 9:29 pm. **AYE-** VanBuren, Kelder, Sofranko, Friedel, Rozzelle **Nay**

Dawn Giuditta, Town Clerk

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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: James Fugel, Superintendent of Highways; Gene Sorbellini, Recreation Director; Richard Ostrander, Police Commission; Drew Boggess, Planning Board Chairman & Deputy Supervisor; Ronald Wright, Town Justice; John Parete, Ulster County Legislative Chairman

Sylvia Rozzelle, Town Supervisor, called the meeting to order at 7:00 p.m.

On a Sofranko/ VanBuren motion, the Town Board approved the November minutes.

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

Presentation: Hon. John Parete regarding UCRRA

John Parete: UCRRA has had to increase their rates in a rather huge way. In the last couple years the County decided to phase out the net services fee which was a contribution toward UCRRA that was through the tax base to help with its operation and to spread the cost to the citizens of the County. UCRRA is one of the things that keep the County green and clean while it's growing. The County opted to phase it out to save their own budget. What it amounted to was an incredible backdoor tax increase to the residents of the County, whether it be through the haulers, whose rates were sharply increased, the tipping fees were increased 30-35%. Having said that they did not increase the Town's rate, for the last year and half the rest of the people in the community who paid haulers were actually subsidizing to some degree the expenses for transfer stations, and they had to bring that into line. "I think you guys handled it quite well because you recognized that there has to be a par out there somewhere. You have to balance your budget, you raised your rates accordingly, which in turn helps the recycling efforts." Some of the communities were moaning, groaning and complaining that they were going to close their transfer station to only a 2 or 3 day week which doesn't make sense

because when you need revenue one thing you don't do is close your doors. There was a compromise made for the solid waste, tipping fees went up but the recycling rates and the pull charges are held in abeyance, while we try to figure out a way to resist any more rate increases.

Supervisor Rozzelle: Who implemented flow control? Was that the County Legislature? When did they do that?

Joh Parete: The County Legislature did a couple of years ago.

Supervisor Rozzelle: Why did they do that?

John Parete: Flow control, is that the County can require all of the solid waste from their political subdivision to go to the UCRRA. You can't shop for a better price. The private haulers no longer have the ability to say we're no longer bringing it to you, we're taking it somewhere else because their rates are better. The private haulers have to bring it there, it's a monopoly. I'm against monopolies and I voted against it. It was a backdoor tax increase.

Supervisor Rozzelle: Was that a way to subsidize UCRRA? Is that basically what flow control was for?

John Parete: In a sense it is. They are charged with the orderly collection and distribution of the solid waste. Now where are they going to bring it to? For the first time they went out to bid, but where are the landfills? The landfills are in Seneca Falls, Syracuse, Rochester and these places charge \$10-\$20 a ton tipping fee plus they have to run the trucks back and forth maybe 5 or 6 trucks a day. It's very expensive, somebody has to pay for it. The net service fee was the right way to go. The net service fee is what you pay to the County on your tax base, as a subsidy when necessary. Right now because there is no subsidy, many of the second home owners in Ulster County, and there is a lot, don't contribute to the orderly collection and distribution of the solid waste. They don't use it. They come up on a Friday and go home Sunday. Some of the biggest tax payers in the County i.e. the City of NY, Verizon, the Mall, Central Hudson for example don't pay a nickel. They don't use the transfer stations, but they were contributing to it as they should. These folks are moving here and benefiting from the good work you've all done keeping it green and clean, and they are not contributing to it. Nothing in my mind contributes more to poor management than a monopoly.

Supervisor Rozzelle: How do we get the net service fee back?

John Parete: Well, that may be very difficult nobody wants to pay more taxes. There may be ways to do it but it's going to take a lot of hard work. It's tough right now everybody is use to not doing it. The County budget, they're kind of fat and happy.

Supervisor Rozzelle: So what, we just give UCRRA carte blanche? They can do whatever they want? We just give them everything?

John Parete: They are a public benefit corporation. They were created by the State of New York, congressman Hinchey and others created it for the express purpose of managing solid waste, recycling etc. It was a great creation, but pretty soon the bonds will be paid off and actually that will make a big difference to the expenses of the operation. In my mind as a group we should be subsidizing it if necessary.

Supervisor Rozzelle: I understand the County is setting up committees to look into this. Do you have any idea who is on these committees or who is appointing to the committees?

John Parete: It is job specific, a chairperson from the Association of Supervisors, Haulers, Legislators, representative from UCRRA.

Supervisor Rozzelle: Is the bond going to be paid off in 3 years?

John Parete: The bonds should have been paid off a year ½ ago, but the legislature in their wisdom in 2004 were concerned about a tax increase because they had not been doing a good job in their budget and rolled them over to 2025.

Supervisor Rozzelle: So what can we do as a Board? How can we help?

John Parete: I just went over with a bunch of others and visited the burn plant in Dutchess County, quite an operation. It's a national firm that operates it but Dutchess County owns it, and built it. We always hear about shared services, it's a chance at shared services, where we wouldn't be sending stuff up to Rochester to be put in the ground. Burn plants aren't cheap to run there is energy involved but the transportation costs could be significantly better and ash left over is ironically used to cover landfills.

Supervisor Rozzelle: Is the County thinking about shared services?

John Parete: We'll see where it goes.

Correspondence: #88 -14

The Marsten Family sent a letter thanking Police Officer David Stoutenburgh for his reponse to a medical 911 call.

On a Rozzelle/VanBuren motion, the Town Board requests the Town Clerk send a letter of commendation to David Stoutenburgh for his quick response.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **Nay**
#89 & #90 -14

Resignation letters were received from Sean O'Keefe and Nick Monaco resigning from the Town of Olive Police Department.

On a Rozzelle/Kelder motion, the Town Board requests the Town Clerk send letters of thanks to the officers.

AYE- VanBuren, Kelder, Sofranko, Friedel, Rozzelle **Nay**
#91-14

The Reservoir Food Pantry sent a letter updating the Town on the pantry.

#92 -14

Kate McGlouglin sent a letter supporting the Recreation Program and the Town Pool.

#93 -14

A Letter was received from multiple families in support of the Recreation Program and Pool.

#94 -14

Ulster County Legislative sent a copy of Resolution #404, assuming the cost of Elections.

Approve Payment of Audited Bills: On a Rozzelle/Sofranko motion, the Town Board approved the following payments:

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

Highway vouchers #355-#385	\$151,864.75
General Fund vouchers #534-#591	\$182,388.18
Boiceville Sewer District #15837-#158553	\$ 37,738.97

Special Lighting District #9-#10
Fire District #4

\$ 122.20
\$246,399.88

Additional Business:

On a Friedel/Rozzelle motion, the Town Board approved NYC DEP purchase of parcel # 18 off Sunkist Lane.

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

On a Rozzelle/Friedel motion, the Town Board reappointed Heather Martin to the Board of Assessment Review (term to expire 9/30/19).

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

On a Rozzelle/ Friedel motion, the Board approved the sale of office equipment to Mike's Furniture for \$100.00.

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

Craig Grazier is not seeking reappointment to Ulster County Traffic Safety Board. Supervisor Rozzelle made a motion requesting the Town Clerk send a letter to Mr. Grazier thanking him for his service, the motion was seconded by Board Member Sofranko.

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

On a Rozzelle/Kelder motion, the Town Board approved the hiring of Tom O'Connell as a part time Police Officer.

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

On a Sofranko/Rozzelle motion, the Town Board approved contracting with Viridian for electric.

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

**** Board Member Friedel voted yes with reservations. He expressed that the Town should go through an agent who lives in the Town of Olive. The previous Town Board were given a presentation by two residents that were selling Viridian, Board Member Friedel felt the Town should have approached one of them as agent. The Town Board agreed to go through the Bennett PTA Viridian Fund raiser to sign a contract****

On a Rozzelle/Friedel motion, the Town Board unanimously approved Resolution #17 of 2014.

Town of Olive
Resolution #17

Approve Woidt Engineering & Consulting for Local Flood Analysis, Town wide Flood Mitigation Plan, and
Community Rating System Application

WHEREAS, in 2010 the Town of Olive Town Board adopted the Esopus Creek Stream Management Plan and desires to work cooperatively with Cornell Cooperative Extension of Ulster County and Ulster County Soil & Water Conservation District to address long term management of the Esopus Creek; and

WHEREAS, on June 10, 2014 the Town Board officially supported the creation of the flood mitigation planning process by establishing a Flood Advisory Committee; and

WHEREAS, on August 12, 2014 the Town Board supported participation in Local Flood Analysis (LFA) to determine the causes of flooding in the hamlets of Boiceville and West Shokan and to investigate and analyze the overall potential of specific projects that may assist in the mitigation of flood damages and hazards; and

WHEREAS, that Local Flood Analysis will be conducted within the funding awarded to the Town of Olive through the Ashokan Watershed Stream Management Program (AWSMP) Grant Program; and

WHEREAS, the LFA tasks and contractor selection shall be determined by the Town of Olive in consultation with the Olive Flood Advisory Committee; and

WHEREAS, the AWSMP will coordinate the funding provision, procurement, and administration of engineering services for Local Flood Analysis, Flood Mitigation Plan, and Community Rating System application process; and

WHEREAS, the AWSMP sought requests for proposals from engineering firms for these services to which six firms submitted proposals: ARCADIS, Barton and Loguidice, GEA Engineering, Gomez and Sullivan, Milone & McBroom, and Woitd Engineering; and

WHEREAS, members of the Flood Advisory Committee completed Technical Proposal Evaluation Criteria sheets for each of the six firms, meeting on October 30, 2014 to determine the firms to be interviewed; and

WHEREAS, the Flood Advisory Committee on November 13, 2014 interviewed staff from Woitd Engineering and from Milone & McBroom and has made their decision on which firm to recommend for Town Board approval;

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Olive does hereby approve the hiring of Woitd Engineering and Consulting, P.C., 41 Chenango Street, Suite 200, Binghamton, NY 13901 for the abovementioned services in the amount of \$99,915.00 and does hereby support submission of this amount and this firm selection as part of the AWSMP Local Flood Analysis Grant Program.

AND MOVES ITS ADOPTION

Motion made by: Supervisor Rozzelle

Seconded By: Board Member VanBuren

	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_	_____

Dated this 9th day of December, 2014

Dawn Giuditta, Town Clerk
Town of Olive

Announcements:

Annual Tree Lighting, Sunday, December 14th, 5 pm at Town Meeting Hall.

NYC DEP Cat 252 Esopus Creek Bridge replacement information meeting, Dec. 16th, 10 am- 12 noon at Town Meeting Hall.

Annual Audit Meeting- Dec. 30th, 3:00 pm Town Offices, West Shokan

2015 Organizational Meeting- Jan. 5th, 7 pm Town Meeting Hall, Audit/Workshop meeting immediately following.

January 2015 Monthly Town Board Meeting- Tuesday, Jan. 13th, 7 pm

Pool Director Job Description & Application on Town website—apply by March 1st

Committees & Commission Chairs & Liaisons:

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

The Buildings Committee met to review the preliminary proposal from LaBerge Engineering Consulting Firm. They are trying to look at all the Town buildings and parks facilities and do an analysis to come up with where the Town should proceed. They have started to review the proposal and are about half way through. The committee is going to get together again after the holidays and present their recommendations to the Board.

Emergency Response Plan Development—Peter Friedel, Chair

The plan is still in the index and retyping phase.

Olive Wastewater Advisory Committee—Don VanBuren, Chair

A snow blower has been approved by Mike Jonker for the facility. There will be 6 or 7 new meters to be installed within the next year or so. A few businesses are not metered yet but will be.

Cable Franchise Negotiations Committee—Jim Sofranko, Chair

The committee is in a waiting mode. They are waiting for Time Warner to respond.

Parks & Recreation Committee—Scott Kelder, Liaison

The Recreation Committee met to discuss the senior recreation program, their budget has been cut from \$5000 to \$3000. The Committee met with Judith Boggess who is the Art and Program Coordinator. Judith gave a nice presentation to the committee educating them on the program. The Committee received some attendance, revenue and expense figures. If the yoga and art classes stay as Town functions then somewhere during the year there will be a problem funding them. The Committee is in talks right now with the Library in changing the yoga program to a library function where the Town would not be part of it. If that happens then both programs will continue on, but in 2016 we will have to look at the art program, it seems that the number in attendance has dwindled throughout the years.

Police Commission—Peter Friedel

Police Report #99-14, Police issued 38 uniform traffic tickets.

Court Officer- 4 Court details, screened 50 Defendants, 30 visitors, Secured during court 7 pocket knives

Justice Court—

In the court:

4-Felonies	20-Misdemeanors	11-EnCon Violations	62-Traffic Tickets
8-DWI's	4-Town dog Law Violations		

Town Clerk---Dawn Giuditta

The Town Clerk Monthly Revenues for November \$8,333.37

Olive Fire Department-

mutual aid – 4	auto accidents- 4	unattended burn- 1	automatic alarms-4
wires down- 3	public service- 1	drills- 5	meetings -2
EMS assist- 3	hazard material- 2	good intent call- 1	investigation- 1
structure fire- 1	incidents- 25		

Transfer Station----Sylvia Rozzelle

Trash Compactor- needs 3 phase electric, in cold weather you have to shut it down or it doesn't work well, The sludge tank has to be buried underground and it needs to be pumped out semi-annually, contract with outside firm for maintenance, needs 40ft of space and under cover, crushing every five bags or so. Supervisor Rozzelle stated that it didn't seem feasible.

Supervisor Report:

Highway Labor November:

Legion Hall	\$ 1,306.80
General	498.96
Meeting Hall	617.76
Police Department	134.92
Parks	71.28
Total November	\$2,629.72
Total for year to date	\$68,080.14

Land fill Repair Total Cost \$33,678.91

FEMA purchasing the Trail Motel- Is still pending there are questions that Supervisor Rozzelle would like answered before finalizing.

On a Rozzelle/Sofranko motion, the meeting was adjourned at 8:15 pm in Memory of Erna Haugland

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

Dawn Giuditta, Town Clerk