

Town of Olive  
County of Ulster  
State of New York  
Monday, June 12, 2017

Minutes of the monthly audit meeting of the Town of Olive Town Board, held Monday, June 12, 2017  
7:00 pm at the Town Meeting Hall in Shokan, NY.

Members Present: Sylvia Rozzelle, Supervisor  
Peter Friedel, Board Member  
Drew Boggess, Board Member  
Jim Sofranko, Board Member  
Scott Kelder, Board Member

Recording Secretary: Dawn Giuditta, Town Clerk

Others Present: Bill Melvin, Pool Director; Rayla Hart

Sylvia Rozzelle, Town Supervisor, called the meeting to order at 6:55 pm.

The Town Board audited the monthly vouchers.

The Board reviewed the agenda for the following night's meeting and discussed the following topics:

1. Providing swim lessons at the pool was discussed for both adults and children. This will be discussed further with the Recreation Committee and the details will be arranged with Bill Melvin, Pool Director.
2. Resolution #6 and Workers Compensation costs. Supervisor Rozzelle has been trying to get price quotes for Workers Compensation Insurance.
3. The Olive First Aid presented Supervisor Rozzelle with Financial Statements for the Town Board to review.
4. Farmland Designation- There have been 3 applicants to Ulster County for Farm land Designation in the Town of Olive. The Town Board discussed sending a letter to Ulster County Legislature addressing concerns about approving certain properties as Farm Land.
5. The Board will approve changes in pay rates for 3 lifeguard positions.
6. NYCDEP CAT-213E Agreement for Building Code Permits for chemical facility modification.
7. Park Reservation Application revision due to residents renting parks for non-residents.
8. Drone use on Town property.
9. Shared services with Ulster County.
10. Replacement of the furnaces in the highway garage before September.
11. Local flood Analysis public meeting June 26<sup>th</sup> at 7pm.

All pertinent business having been completed the meeting adjourned on a Rozzelle/Sofranko motion at 9:00 pm.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

Town of Olive  
County of Ulster  
State of New York  
Tuesday, June 13, 2017

Minutes of the monthly regular meeting of the Town of Olive Town Board, held Tuesday, June 13, 2017  
7:00 pm at the Town Meeting Hall in Shokan, NY.

Members Present: Sylvia Rozzelle, Supervisor  
Peter Friedel, Board Member  
Drew Boggess, Board Member  
Jim Sofranko, Board Member  
Scott Kelder, Board Member

Recording Secretary: Dawn Giuditta, Town Clerk

Others Present: Ternice Winne, Olive Day Committee; Don Baker, Police Chief

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

On a Rozzelle/Boggess motion, the Town Board approved the May minutes after corrections were made to Lifeguard Salaries.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

**Correspondence:** #59-17

On a Rozzelle/Friedel motion, the Town Board approved the following new members to the Olive Fire Department: Luke Kastel, Christopher Scampoli and Madison Jones

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

#60-17

NYS Dept. of Taxation and Finance—Tentative Equalization Rate 100.00

#61-17

PERB hearing on PBA IPC U-35178 rescheduled for June 30<sup>th</sup> in Albany

#62-17

Dr. Pamela Young, NYSDOH regarding Shokan Wastewater Facility

#63-17

NYC DEP Deputy Commissioner Paul Rush—Route 28A

#64-17

Hon. Senator James Seward—Route 28A

**Budget Modifications:**

On a Rozzelle/Friedel motion, the Town Board approved the following budget modifications:

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

**Highway-** Increase D3989 State Aid & Other Community Services      \$5,900  
Increase D5110.4 General Repairs (Cont.)      \$5,900

**General-** From Contingency 1990.4 Transfer to:  
1340.4 Budget (Cont.)      \$324  
7140.4 Playgrounds & Rec. (Cont.)      \$500  
7180.2 Pool (Equip.)      \$326

**Approve Payment of Audited Bills:**

On a Rozzelle/Bogges motion, the Town Board approved the payment of the following audited bills:

**Aye:** Bogges, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

|                                       |              |
|---------------------------------------|--------------|
| Highway Vouchers #116-#158            | \$ 34,792.13 |
| General Fund Vouchers #203-#265       | \$ 41,568.02 |
| General Fund Pre Paid Vouchers #202   | \$ 70.00     |
| Sewer District Vouchers #16329-#16337 | \$ 27,653.87 |
| Special Lighting Voucher #6           | \$ 60.70     |

**Cash Received:**

|                                  |              |
|----------------------------------|--------------|
| Cash received for April 2017     | \$ 63,753.49 |
| Interest received for April 2017 | \$ 48.19     |

**Additional Business:**

On a Rozzelle/Sofranko motion, the Town Board approved Resolution #6 of 2017 to withdraw the Town of Olive from the Ulster County Self-Insurance Plan.

RESOLUTION #6 of 2017

TOWN OF OLIVE

TO WITHDRAW THE TOWN OF OLIVE FROM THE ULSTER COUNTY SELF-INSURANCE PLAN

WHEREAS, the Town of Olive presently participates in the Ulster County Self- Insurance Plan with respect to workers’ compensation insurance coverage; and

WHEREAS, THE Town Board of the Town of Olive has determined that it is in the best interest of the Town of Olive to withdraw from the Ulster County Self-Insurance Plan; and

WHEREAS, any withdrawal of the Town of Olive from the Ulster County Self-Insurance Plan at the conclusion of the fiscal year ending December 31, 2017 must be communicated in writing to the County of Ulster on or before July 1, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Town of Olive Town Board does hereby withdraw the Town of Olive from participation in the Ulster County Self-Insurance Plan at the conclusion of the fiscal year ending December 31, 2017, on the condition that the Town of Olive agrees to pay its proportionate share of the estimated liabilities of the Ulster County Self-Insurance Plan at the time of withdrawal; and be it further

RESOLVED that the Town Clerk shall within ten days file a certified copy of this resolution with the Clerk of the Ulster County Legislature and with the Office of the Ulster County Executive; and be it further

RESOLVED that the Town of Olive Town Board reserves the right to rescind this resolution and to re-join the Ulster County Self-Insurance Plan prior to the end of the fiscal year ending December 31, 2017.

**AND MOVES ITS ADOPTION**

Motion made by: Supervisor Rozzelle  
Seconded by: Board Member Sofranko  
**A Vote was Duly Taken:**

|                              | AYE          | NAY   | ABSENT |
|------------------------------|--------------|-------|--------|
| Sylvia Rozzelle, Supervisor  | <u>  X  </u> | _____ | _____  |
| Jim Sofranko, Board Member   | <u>  X  </u> | _____ | _____  |
| Andrew Boggess, Board Member | <u>  X  </u> | _____ | _____  |
| Scott Kelder, Board Member   | <u>  X  </u> | _____ | _____  |
| Peter Friedel, Board Member  | <u>  X  </u> | _____ | _____  |

Dated this 13<sup>th</sup> day of June 2017

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Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Friedel motion, the Town Board approved Resolution #7 of 2017 an Agreement with Highway Superintendent for Expenditures of Highway Funds.

Resolution #7 of 2017  
Agreement with Highway Superintendent for Expenditures  
Of Highway Funds per Highway Law §284

**WHEREAS**, the Superintendent of Highways and the Town Board of the Town of Olive wish to enter into an agreement for the expenditure of Highway Funds for the maintenance of highways within the Town in accordance with the provisions of Highway Law §284; and

**WHEREAS**, pursuant to the provisions of Highway Law §284, the Town Highway Superintendent and the Town Board agree that the monies levied and collected in the Town for repair and improvement of highways, and received from the State for State Aid for the repair and improvement of Highways, shall be expended in accordance with the Agreement for the Expenditure of Highway Monies; and

**WHEREAS**, the Highway Superintendent has prepared an Agreement to spend Town Highway Monies for the fiscal year commencing January 1, 2017, for general repairs and primary work, and permanent improvements subject to limitations set by NYS Capital Highway Improvement Program (CHIPS) funding;

**NOW, THEREFORE BE IT RESOLVED**, the Town Board of the Town of Olive hereby approves said Agreement to spend Town Highway Funds as required by law in substantially the same form as annexed hereto.

**AND MOVES ITS ADOPTION**

Motion made by: Supervisor Rozzelle

Seconded by: Board member Friedel

**A Vote was Duly Taken:**

|                              | AYE          | NAY   | ABSENT |
|------------------------------|--------------|-------|--------|
| Sylvia Rozzelle, Supervisor  | <u>  X  </u> | _____ | _____  |
| Jim Sofranko, Board Member   | <u>  X  </u> | _____ | _____  |
| Andrew Boggess, Board Member | <u>  X  </u> | _____ | _____  |
| Scott Kelder, Board Member   | <u>  X  </u> | _____ | _____  |
| Peter Friedel, Board Member  | <u>  X  </u> | _____ | _____  |

Dated this 13<sup>th</sup> day of June 2017

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Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Boggess motion, the Town Board approved Resolution #8 of 2017 Approve Purchase of Fuel Management System.

Resolution #8 of 2017  
Approve Purchase of Fuel Management System

WHEREAS, the Town Highway Department’s fuel management system has repeatedly malfunctioned over the past several months; and

WHEREAS, the Highway Superintendent was in the process of requesting and receiving proposals for replacement of said system; and

WHEREAS, the system completely failed on May 23, 2017; and

WHEREAS, it’s extremely important that the Town produce gas disbursement reports for the NYSDEC and be able to bill the Olive Fire Department, Inc., and Olive First Aid; and

WHEREAS, three proposals were received:

|   |          |
|---|----------|
| Northeast Petroleum Technologies, Inc.      | \$11,236 |
| American Petroleum Equipment & Construction | \$11,400 |
| Optima Environmental Services               | \$15,565 |

And, WHEREAS, the Town Supervisor saw the need for immediate replacement of the system and approved the lowest proposal in the amount of \$11,236 from Northeast Petroleum Technologies, Inc.

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Olive supports the decision of the Supervisor and approves said purchase and installation.

**AND MOVES ITS ADOPTION**

Motion made by: Supervisor Rozzelle  
Seconded by: Board Member Boggess

**A Vote was Duly Taken:**

|                              | AYE | NAY   | ABSENT |
|------------------------------|-----|-------|--------|
| Sylvia Rozzelle, Supervisor  | _X_ | _____ | _____  |
| Jim Sofranko, Board Member   | _X_ | _____ | _____  |
| Andrew Boggess, Board Member | _X_ | _____ | _____  |
| Scott Kelder, Board Member   | _X_ | _____ | _____  |
| Peter Friedel, Board Member  | _X_ | _____ | _____  |

Dated this 13<sup>th</sup> day of June 2017

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Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Sofranko motion, the Town Board approved Resolution #9 of 2017 Supporting of Hudson River Sloop Clearwater’s Sail to Washington , DC to Maintain Clean Water and Other Environmental Protections.

Resolution #9 of 2017  
Town of Olive Support of Hudson River Sloop Clearwater's Sail  
To Washington, DC to Maintain Clean Water and Other Environmental Protections

**WHEREAS in 1970 Pete Seeger and the Hudson River Sloop *Clearwater* helped turn the tide in favor of enacting the 1972 Clean Water Act by sailing the *Clearwater* to Washington, DC and organizing an historic Capitol Hill forum on the need for federal clean water protections, where Seeger said,**

***“The problems of the American Rivers can’t be solved by people . . . who live on them. Only the Federal Government has the power to enact and enforce the laws that are needed;”*** and

WHEREAS the Hudson River and many American waterways are much cleaner and safer as a result of the implementation of the Clean Water Act, as well as other state and national environment protection legislation and regulations; and

WHEREAS issues of serious water pollution still plague communities from Flint, Michigan to the City of Newburgh or the Village of Hoosick Falls in New York; and

WHEREAS a clean, safe and healthy environment is foundational for a strong economy; and

WHEREAS existing federal clean water protections, have recently been rolled back or are coming under threat from many quarters, including:

- Using the Congressional Review Act to undo the Stream Protection Rule, which previously protected waterways from surface coal mining pollution;
- Using the EPA rulemaking process to “repeal and replace” the Waters of the United States Rule, which extended Clean Water Act protections to 60% of U.S. streams and 20 million acres of wetlands, and these waters and wetlands will soon lose those protections if the Rule is undone;
- Proposed 31% cuts to EPA funding, including, among other things: a 45% cut in Categorical Grants to states for water protection programs; elimination of the \$427 million funding of the Great Lakes Restoration Initiative and other regional programs; a total estimated cut of \$1 billion in Office of Water programs; and

WHEREAS proposed cuts to Superfund would undermine Superfund cleanup in 85 sites across New York State; and

WHEREAS federal water protections and robust EPA regulation and enforcement are vital to the environmental health of New York’s waterways and to the safety of its drinking water; and

WHEREAS climate change is also a water quality issue and already impacts New York’s waterways and drinking waters through more frequent and severe droughts and storms; and

WHEREAS many water quality issues, such as phosphorus loading of our lakes and streams, directly impact aquatic life and recreation, and will require increases in Federal funding for storm water infrastructure; and

WHEREAS drinking water contaminants which jeopardize public health and safety are just being uncovered in many existing water systems, flat-funding Federal grants will not allow States and municipalities to implement drinking and waste water infrastructure projects needed for their prevention or remediation; and

WHEREAS these issues and threats affect not only all New Yorkers, but all Americans; and

WHEREAS the Sloop *Clearwater* will carry to Washington and deliver to federal officials a “cargo of concern” documenting the broad-based concerns of citizens, public interest groups, and municipal and state officials throughout New York about growing threats to our water and to federal clean water protections, and the need for sound, science-based water policy;

THEREFORE, BE IT RESOLVED that the Town of Olive hereby registers its deep concern over current rollbacks and threats to federal clean water protections as described above, affirms the need for sound, science-based water policy and for adequate regulation, enforcement and funding as pressure on water quality and safety continue to mount. We also wish to express our support for the effort *Clearwater* is leading to carry our concerns and concerns of many New Yorkers for clean water and other environmental protections directly to Washington.

**AND MOVES ITS ADOPTION**

Motion made by: Supervisor Rozzelle  
Seconded by: Board Member Sofranko

| <b>A Vote was Duly Taken:</b> | AYE           | NAY           | ABSENT        |
|-------------------------------|---------------|---------------|---------------|
| Sylvia Rozzelle, Supervisor   | <u>  X  </u>  | <u>      </u> | <u>      </u> |
| Jim Sofranko, Board Member    | <u>  X  </u>  | <u>      </u> | <u>      </u> |
| Andrew Boggess, Board Member  | <u>  X  </u>  | <u>      </u> | <u>      </u> |
| Scott Kelder, Board Member    | <u>  X  </u>  | <u>      </u> | <u>      </u> |
| Peter Friedel, Board Member   | <u>      </u> | <u>  X  </u>  | <u>      </u> |

Dated this 13<sup>th</sup> day of June 2017

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Dawn Giuditta, Town of Olive Town Clerk

Board Member Friedel stated he is for clean water, however; he voted Nay due to not agreeing with some of the language in Resolution # 9.

On a Rozzelle/Boggess motion, the Town Board requested the Town Clerk send a thank you letter to Sherriff VanBlarcum & Deputy Sherriff Char Storey for teaching the Workplace Violence Seminar.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

On a Rozzelle/Friedel motion, the Town Board waived the park fee for Reservoir United Methodist Church for Davis Park on August 20<sup>th</sup>.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

Supervisor Rozzelle wrote a letter of Congratulations to the Olive First Aid Unit for Ulster County EMS Agency of the Year. She also congratulated Yvonne Fuller for being named Citizen of the Year by the American Legion.

On a Rozzelle/Kelder motion, the Town Board approved the Summer Recreation Camp Staff pay schedule for 2017: (**#65-17**)

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

Camp Supervisor: Lohrer, Veronica- \$3,203.83{RTE cert & CPR}  
Asst. Camp Supervisor: Groeters, Michael - \$2,500.00{RTE cert & CPR}  
Recreation Leaders: Start @ \$1,350.00

1. Patti Caprotti (Arts/Crafts & ENT. /Ldr.) \$1,350.00
2. Kathryn Fisher (Sports ldr.) \$1,350.00
3. Katie Kelder (K-Group-K. Kelder) \$1,425.00

Senior Counselors: Start @ \$1,075.00

- |                             |                          |
|-----------------------------|--------------------------|
| 1. Mark Dickman - \$1,100   | 4. John Hewitt - \$1,075 |
| 2. Cassidy Lohrer - \$1,075 | 5. Ryan Wright - \$1,075 |
| 3. Madison Jones - \$1,075  |                          |

Junior Counselors: Start @ \$925.00

- |                             |                            |
|-----------------------------|----------------------------|
| 1. Megan Davis- \$925       | 6. Alissa Thiel - \$925    |
| 2. Courtney Winne- \$925    | 7. Isabella Luther - \$925 |
| 3. Allisa Wiswall - \$950   | 8. Grant Shiloh - \$925    |
| 4. Adrienne Cox - \$950     | 9. Dakota Stange - \$925   |
| 5. Melanie Jacobson - \$925 | 10. Monroe Maki - \$925    |

Counselors in Training (CIT): \$825.00 {4,950.00}

1. Luca Burlacu - \$825
2. Jessica Zygmunt - \$825
3. Alan Wood - \$825

Leaders in Training- All first year/unpaid position

- |                     |                  |
|---------------------|------------------|
| 1. Ludmilla Edinger | 4. Dylan Wiswall |
| 2. Noah Higgins     | 5. Stefan Frasca |
| 3. Dainna Entwistle |                  |

On a Rozzelle/Kelder motion, the Town Board approved RFP for bus transportation for Day Camp from Birnie Bus Service, Inc. in the amount of \$11,047.52. (#66-17)

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

On a Rozzelle/Boggess motion, the Town Board empowered Supervisor Rozzelle to sign Cat-213E Agreement with City of New York for Building Code Permits for the Chemical Facility Modification.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

On a Rozzelle/Boggess motion, the Town Board approved a letter be sent to Ulster County Legislature by the June 20<sup>th</sup> Public Hearing on UC Agricultural and Farmland Protection Board parcel 54.1-1-5 located at 5155 Rt. 213, Olivebridge.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

On a Rozzelle/Boggess motion, the Town Board gave approval for a film company to film at the Transfer Station for a \$500 fee plus \$80 an hour for a Police Officer (4 hour minimum) to attend while filming.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

Supervisor Rozzelle gave an update on the Community Rising Projects. The roof for the Town Offices will be going out for bid on 6/22/17.

Board Member Drew Boggess received an update on NYCDEP projects going on:

1. Dividing Weir Bridge has about 4 weeks more of work to be done and then it needs to be inspected. There is a good chance that the bridge will be open by late summer.
2. Forest Management will be doing clean up across from the Pineview Bakery.
3. The project at the aerators is waiting for a new contractor. The old contractor walked off the job so the NYCDEP is hiring a new one.



### **Committees, Commission, Department Reports:**

#### **Cable Franchise Negotiations Committee—Jim Sofranko, Chair**

The Committee met with Spectrum and suggested areas for additional build out, however; Spectrum denied the request. The Committee is continuing to press for additional analysis on build out in areas where there are fractional areas. They started to do some build out on Beaver Lake Rd without informing the Town they were digging trenches along the road. Superintendent Burns requested a bond, which is required by the Town, and that the trenches be dug according to Town Specs. Spectrum has halted the project for now.

#### **Parks & Recreation Committee—Scott Kelder, Liaison**

They met with all the Counselors for Day Camp to fill out their paperwork, everything is ready to go for the Pool and Day Camp.

#### **Police Commission—Drew Boggess, Liaison (#67-17)**

Calls for Service in April- 77                      Year to Date: 362

Administrative: Sexual Offender Registry 1

Residential/Commercial Security Checks: 461

Community Oriented Policing: 5

    Onteora School Visits: 5

    Onteora Bus Dismissal:

Arrests: 1 Assault on Police Officer, 1 Resisting Arrest, 1 Mental Health Law

Traffic Tickets- 7

There are 7 Improper Practice Charges against the Town, 4 have been resolved, 1 awaiting Judges Decision, 1 not resolved, 1 maybe resolved soon.

#### **Town Clerk- Dawn Giuditta (#68-17)**

Town Clerks Monthly Report- \$ 28483.54

Taxes collected \$315,990.34

#### **Olive First Aid- (#69-17)**

Total calls for May- 34

    Boiceville- 11

    Olivebridge- 9

    Shokan- 14

    West Shokan-0

#### **Scenic Byway—Drew Boggess**

The Byway is still in limbo due to awaiting for funding from NYS.

#### **Olive Day Committee—Drew Boggess, Liaison**

The Committee met last Thursday and Ternice Winne is doing a great job. Thunder Ridge and the Spillway Band will be playing and there is a possibility of a volleyball tournament.

#### **Conservation Advisory Council—Jim Sofranko, Liaison**

The CAC held a solarized event at the Boiceville Inn last Saturday, which seemed to be well attended.

#### **Supervisor's Report-**

    Highway Labor year to date \$9753.00 (#70-17)

Ryan Trapani from the Catskill Forest Association requested the Town Board address the Zoning Laws in the Town of Olive. The Town Board advised that a rewrite of the Zoning Laws was not on the agenda for the near future.

The Town Board Members were presented with the Statement of Expenditures, Encumbrances & Appropriations provided by Janice Lanzarotta, Bookkeeper for the period ending 3/31/17. **(#71-17)**

On a Boggess/Rozzelle motion a page in the minute book will be made in honor of Everett Cook.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

All pertinent business having been completed the meeting adjourned on a Rozzelle/Sofranko motion at 8:36 PM in memory of Everett Cook, Cheryl Lynn Giuditta, Else-Maj Haggblom, Dennis May, Gary Sadler and Alfred Barringer.

**Aye:** Boggess, Kelder, Sofranko, Friedel and Rozzelle      **Nay:**

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**Dawn Giuditta, Town Clerk**

THIS PAGE DEDICATED  
IN MEMORY OF

EVERETT COOK

RESIDENT OF OLIVE FOR 59 YEARS  
WWII VETERAN SERVING IN EGYPT WITH  
ARMY AIR CORPS.

FOUNDING MEMBER OF OLIVE FIRE  
DEPARTMENT  
1947-2017

TOWN COUNCILMAN 1968-1975  
APPOINTED TO RECREATION COMMITTEE 1972  
ZONING BOARD OF APPEALS 1988-2006

MEMBER OF AMERICAN LEGION 45+ YEARS  
PRESIDENT OF TONGORE CEMETERY  
ASSOCIATION 40 YEARS  
LOVING HUSBAND, FATHER AND  
GRANDFATHER