

Town of Olive
County of Ulster
State of New York
Monday December 11, 2017

Minutes of the monthly audit meeting of the Town of Olive Town Board, held Monday, December 11, 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: Brian Burns, Highway Superintendent

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

The monthly vouchers were audited by the Town Board.

On a Rozzelle/Boggess motion, the Town Board adjourned to executive session at 7:01 pm to discuss PBA negotiations with Labor Consultant Michael Richardson via telephone.

Aye- Boggess, Kelder, Sofranko, Friedel and Rozzelle **NAY-**

On Boggess/Sofranko motion, the Board adjourned from executive session at 8:05 pm.

Aye- Boggess, Kelder, Sofranko, Friedel and Rozzelle **NAY-**

The Town Board discussed the agenda for the meeting on Tuesday night and the following other topics:

1. The need for a new parks truck.
2. A Sewer District capital surcharge.
3. Public Employee Safety & Health violation
4. Insulation for the new highway garage.

On a Rozzelle/Sofranko motion, the meeting adjourned at 9:20 pm.

Aye- Boggess, Kelder, Sofranko, Friedel and Rozzelle **NAY-**

Dawn Giuditta, Town Clerk

Town of Olive
County of Ulster
State of New York
Tuesday, December 12, 2017

Minutes of the monthly regular meeting of the Town of Olive Town Board, held Tuesday, December 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: Brian Burns, Superintendent of Highways; Gene Sorbellini, Recreation Director; Donald 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 November minutes with the following correction to Highway Vouchers #292-#326 to read \$153,240.82.

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

Correspondence: #131-17

On a Rozzelle/Friedel motion, the Town Board approved the following new members to the Olive Fire Department Company No.1, Inc. Richard Fischer, Anthony Saffioti and Ethan Carr

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

#132-17

NRG Community Solar- requesting permission to solicit solar energy in the Town of Olive. This is not sanctioned by the Town and individual sales people must get a peddlers permit before going door to door.

#133-17

Preawphan Bhitiyakul- Beaver Lake Road—Superintendent Burns sent a letter to Mrs. Bhitiyakul concerning a gate located across the Town Road.

#134-17

Chris White, UC Dept. of Planning- Ashokan Rail Trail

#135-17

Paul Lenz, NYCDEP-Local Consultation on South Hollow Property ID 4268

#136-17

Paul Lenz, NYCDEP-Local Consultation for High Point Property ID 286

#137-17

Paul Rush, NYCDEP, Deputy Commissioner- Route 28A Feasibility Study contract awarded November 9th.

Budget Modifications:

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

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

Highway Fund-

Increase D3989 State Aid & Other Community Services	\$9,955
Increase D5110.4 General Repairs	\$9,955
Transfer \$41,440 from D9060.8 Highway Hospitalization to Trust & Agency for HSA's	
Transfer \$15,540 from D9060.8 Highway Hospitalization to Trust & Agency to fund HRA's	

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

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

General Fund

Transfer \$11,860 from 1990.4 Contingency as follows:

- \$290. To 1460.4 Records Management (Contractual)
- \$270 to 1670.4 Central Printing & Mailing (Contractual)
- \$100 to 7140.4 Playground & Recreation Centers (Contractual)
- \$11,200 to 9730.6 Bond Anticipation Note

Transfer \$38,850 from A9060.8 General Fund Hospitalization to Trust & Agency for HAS's

Transfer \$18,130 from A9060.8 General Fund Hospitalization to Trust & Agency for HRA's

Approve Payment of Audited Bills:

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

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

Highway Vouchers #327-#357	\$ 75,341.80
General Fund Vouchers #506-#553	\$ 48,515.73
Sewer District Vouchers #16427-#16440	\$ 29,490.30
Special Lighting Voucher #12	\$ 61.30
Special Fire District #5	\$244,307.92

On a Rozzelle/Kelder motion, the Town Board approved the following correction to Highway Vouchers.

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

Correct payment of Highway Voucher #356- VanKleec's Tire

Transfer \$1,142.40 from General Fund 3120.4 Police (Cont.) to reimburse DA5130.4 Machinery (Cont.)

Cash Received:

Cash received for October 2017	\$166,345.42
Interest received for October 2017	\$ 33.37

Additional Business:

On a Rozzelle/Sofranko motion, the Town Board approved Resolution #27 of 2017 adopting the Ulster County Multijurisdictional Hazard Mitigation Plan

Resolution #27 of 2017
Town of Olive
Adopt Ulster County Multijurisdictional Hazard Mitigation Plan

Whereas, the Town of Olive located at 45 Watson Hollow Road, PO Box 180, West Shokan, NY 12494, with assistance from URS Corporation, has gathered information and prepared the Ulster County Multijurisdictional Hazard Mitigation Plan (UCMHMP); and

Whereas, the Ulster County Multijurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

Whereas, the Town of Olive is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

Whereas, the Town of Olive Town Board has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

Now, Therefore, Be It Resolved by the Town Board that the Town of Olive adopts the Ulster County Multijurisdictional Hazard Mitigation Plan and resolves to execute the actions in the Plan.

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>	<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> X </u>	<u> </u>	<u> </u>

Dated this 12th day of December 2017

Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Friedel motion, the Town Board approved Resolution #28 of 2017 supporting the participation in the NYC Funded Flood Buyout Program for Arthur Haver at 4046 State Route 28, Boiceville, NY.

**Town of Olive
RESOLUTION #28 of 2017**

**SUPPORTING PARTICIPATION IN THE
NEW YORK CITY FUNDED FLOOD BUYOUT PROGRAM FOR
4046 State Route 28 Boiceville, NY**

WHEREAS, the Town of Olive is subject to flooding that can damage property, close roads, disrupt traffic, and present a public health and safety hazard; and

WHEREAS, at the request of local communities, funding from the NYC Department of Environmental Protection (DEP) is being made available to help property owners who qualify for the NYC Funded Flood Buyout Program (NYCFFBO) based on eligibility criteria in five categories – 1) Hydraulic study properties (recommended by engineering analysis), 2) CWC Flood Hazard Mitigation Implementation Program, 3) Community-approved Stream Management Project, 4) Erosion Hazard, and 5) Inundation Hazard, and

WHEREAS, the Town of Olive has conducted a Local Flood Analysis (LFA) including a hydraulic analysis of flooding in the Town and the LFA recommends certain properties that are subject to repetitive flood damages should be considered for flood buyout, and

WHEREAS, the property at 4046 State Route 28, Boiceville, NY (SBL 36.11-1-30.100) has been recommended for consideration for buyout in the LFA and the Town has been approached by Art Haver, the owner of the property, requesting to participate in the NYCFFBO program under the Hydraulic study category, and

WHEREAS, we understand that this City-owned property will be managed by the New York City Department of Environmental Protection (the “DEP”) as open space. Minimal management of the property will be performed such as maintaining boundary lines, posting signs, and annually inspecting the property. At some point in the future, should the Town want the property actively managed; i.e., mowing, snow plowing, constructing and maintaining permissible recreational facilities, the City will consider issuing the Town a revocable land use permit to address these activities or any other maintenance requested by the Town. However, the City has the right to approve or reject any such request.

NOW, THEREFORE BE IT RESOLVED, the Town of Olive Town Board approves owners of 4046 State Route 28, Boiceville, NY 12412 to apply for the NYCFFBO program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process.

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>	<u> </u>	<u> </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 12th day of December 2017

Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Friedel motion, the Town Board approved Resolution #29 of 2017 supporting participation in the NYC Funded Flood Buyout Program for Ronsen Piano Hammer at 21 Ronsen Rd, Boiceville, NY.

Town of Olive
RESOLUTION #29 of 2017
 SUPPORTING PARTICIPATION IN THE
 NEW YORK CITY FUNDED FLOOD BUYOUT PROGRAM FOR
 21 Ronsen Road Boiceville, NY

WHEREAS, the Town of Olive is subject to flooding that can damage property, close roads, disrupt traffic, and present a public health and safety hazard; and

WHEREAS, at the request of local communities, funding from the NYC Department of Environmental Protection (DEP) is being made available to help property owners who qualify for the NYC Funded Flood Buyout Program (NYCFFBO) based on eligibility criteria in five categories – 1) Hydraulic study properties (recommended by engineering analysis), 2) CWC Flood Hazard Mitigation Implementation Program, 3) Community-approved Stream Management Project, 4) Erosion Hazard, and 5) Inundation Hazard, and

WHEREAS, the Town of Olive has conducted a Local Flood Analysis (LFA) including a hydraulic analysis of flooding in the Town and the LFA recommends certain properties that are subject to repetitive flood damages should be considered for flood buyout, and

WHEREAS, the property at 21 Ronsen Road (SBL 36.11-1-36.100) has been recommended for consideration for buyout in the LFA and the Town has been approached by Ronsen Piano Hammer Company, Inc., (Ray Negron, President) owner of the property, requesting to participate in the NYCFFBO program under the Hydraulic study category, and

WHEREAS, the Town of Olive has the option to decline ownership of the property choosing instead that the City of New York own the property but has the desire to own this property for future flood mitigation activities, and

WHEREAS, the Town of Olive understands that this Town-owned property will be managed by the Town in conjunction with a Re-Use Plan prepared by the Town that identifies the community’s long term plan for the management, use, and development of this parcel. All activities are to be subject to and consistent with the restrictions in Flood-Prone Areas identified in the Second Supplemental Agreement Among West of Hudson Watershed Stakeholders Concerning the New York City-funded Flood Buyout Program, Page 5 (1) a., i., ii., iii., iv., and v.

NOW, THEREFORE BE IT RESOLVED, the Town of Olive Town Board approves owners of 21 Ronsen Road, Boiceville, NY 12412 to apply for the NYCFFBO program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process.

BE IT FURTHER RESOLVED, the Town of Olive Town Board opts to retain ownership of the parcel for future flood mitigation activities.

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 12th day of December 2017

Dawn Giuditta, Town of Olive Town Clerk

On a Rozzelle/Boggess motion, the Town Board approved Resolution #30 of 2017 amending Resolutions # 25, and #26 of 2017 supporting participation in the NYC funded Flood Buyout Program for properties located at 4076 State Route 28 and 4084-4092 State Route 28

Town of Olive
 Resolution #30 of 2017
 Amending Resolutions #25 and #26 of 2017
 Supporting Participation in the
 New York City Funded Flood Buyout Program for
 4076 State Route 28 & 4084-4092 State Route 28

WHEREAS, the Town Board approved through Resolution #25 of 2017 that owner (Cindy Johansen) of 4084-4092 State Route 28, Boiceville, NY (SBL 36.11-1-16.100) to apply for the New York City Funded Flood Buyout Program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process; and

WHEREAS, the Town Board approved through Resolution #26 of 2017 that owners (Jacob & Amber Daniels) of 4076 State Route 28, Boiceville, NY (SBL 36.11-1-17) to apply for the New York City Funded Flood Buyout Program to permanently remove this flood hazard risk allowing the DEP to begin assisting them in the real estate process; and

WHEREAS, through Resolutions #25 and #26 of 2017 the Town of Olive originally declined ownership of these two (2) properties and is now desirous of taking ownership of these properties; and

WHEREAS, the Town of Olive understands that these Town-owned properties will be managed by the Town in conjunction with a Re-Use Plan prepared by the Town that identifies the community's long term plan for the management, use, and development of these parcels. All activities are to be subject to and consistent with the restrictions in Flood-Prone Areas identified in the Second Supplemental Agreement Among West of Hudson Watershed Stakeholders Concerning the New York City-Funded Flood Buyout Program, Page 5 (1) a., i., ii., iv., and v.

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Olive amends Resolutions #25 and #26 of 2017, opting to retain ownership of parcel located at 4076 State Route 28 Boiceville, NY and the parcel located at 4084-4092 State Route 28 Boiceville, NY.

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	<u> X </u>	_____	_____
Jim Sofranko, Board Member	<u> X </u>	_____	_____

Olive Fire Department-(#117, #140-17)

October: 20 calls

Drills: 6

Meetings: 3

Work Detail: 0

UTV in Service Training- 1

Olive First Aid Unit-(#141-17)

October calls- 23

Boiceville: 4

Olivebridge: 7

Samsonville: 2

Shokan: 7

West Shokan: 2

West Hurley: 1

Scenic Byway—Drew Boggess

The brochure finally has been complete and printed.

Supervisor Report:

Town Facilities Rehabilitation Projects:

The generator has been positioned on the pad and Pantel Electric should be there on December 13th.

Standback Construction has concrete that has dripped onto the inside of the building. Bill Blankenship from the Governor’s Office of Storm Recovery will be attending a meeting on Dec. 13th to review the work completed to date.

All pertinent business having been completed the meeting adjourned on a Rozzelle/Kelder motion at 7:45 PM in memory of Maurice Hinchey, Ken Hughes, Marguerite G Kaftan, Phyllis Lane, and Terence S Shultis.

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

Dawn Giuditta, Town Clerk