

**RESOLUTION #1 of 2014 ESTABLISHING
SCENIC BYWAY MANAGEMENT ENTITY COMPOSITION**

WHEREAS, the Town of Middletown, Delaware County, in January of 2012 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 Middletown, Delaware 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.
- 4) 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 each 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 Middletown 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 Middletown Town Board does re-affirm that the Central Catskill's Chamber of Commerce shall continue performing the duties of Interim Administrator as set forth in Board Resolution #25 of 2013.