

A Town Board Meeting was held
May 31, 2022 @ 7:00PM
at the Town Hall

Presiding: Supervisor McKnight

Attending: Councilman Humphries , Councilman Boms, Councilwoman Martin, Councilman Simpson

A motion made to open the Public Hearing by Councilman Simpson for Chicken and Bees and seconded by Councilwoman Martin.

The comments from most of the residents were positive and thought they should be allowed in Hurley. Only a few residents had a problem with the noise of the roosters.

Motion to keep the Public Hearing opened by Supervisor McKnight and seconded by Councilwoman Martin.

The Board meeting was opened for public comment at 7:30

Public comment was closed by Supervisor McKnight and seconded by Councilwoman Martin

Resolution # 2022-60

Offered by Councilman Humphries

Hire Deputy Clerk

Seconded by Councilman Martin

WHEREAS Deputy Clerk Charleen Corneilson can only work Monday, Wednesday and Friday and there is a need for a second clerk to work Tuesday and Thursday, and

WHEREAS Donna J Wamsley has applied for the position and is qualified,

THEREFORE BE IT RESOLVED TO HIRE Donna J. Wamsley as second deputy clerk for eight to ten hours a week at \$15 per hour.

The resolution was tabled

Resolution # 2022-61

Offered by Supervisor McKnight

Appoint Planning Board Members

Seconded by Councilwoman Martin

BE IT RESOLVED, to appoint Patricia Ann Reed and Dennis O'Clair to the Planning Board to fill the vacancies created by the resignation of Raymond Palmer and Tony Bonavist respectively.

All Voted Aye

Resolution # 2022-62

Offered by Supervisor McKnight

Hire Tom Tryon

Seconded by Councilwoman Martin

WHEREAS, the Town of Hurley has a longstanding need for a Part Time (less than 20 hours per week) Fire Inspector; and

WHEREAS, the Full Time Building Inspector/Code Enforcement Officer is on leave until further notice; and

WHEREAS, the Full Time Building Inspector/Code Enforcement Officer interviewed Thomas Tryon for the position of Part Time Fire Inspector which the Town Board approved in March at a rate of \$30.00 per hour; and

WHEREAS, the absence of the Full Time Building Inspector/Code Enforcement Officer necessitates that the Town of Hurley have staff in place with the proper credentials to perform Fire Inspections, Building Safety Inspections and Code Enforcement; and

WHEREAS, Ulster County Department of Civil Service has verified that a Part Time Building Inspector/Code Enforcement Officer working 20 hours or less each week is considered non competitive and is eligible for hire; and

WHEREAS, the Town Board finds that individuals carrying the required credentials are scarce and a rate of \$50.00 per hour is necessary to attract and retain qualified personnel, now

THEREFORE, BE IT RESOLVED to hire Thomas Tryon to perform the duties of Fire Inspector, Building Inspector and Code Enforcement Officer for a maximum of 20 hours per week at a rate of \$50.00 per hour.

All Voted Aye

Resolution # 2022-63

Offered by Supervisor McKnight

Dug Hill Road

Seconded by Councilman Boms

WHEREAS, the Town Road known as Dug Hill Rd is an approximate 5 mile road maintained by the Town of Hurley Highway Department, and runs through the Catskill Forest Preserve overseen by the NYS Department of Environmental Conservation Department, and

WHEREAS, the NYS Legislature adopted a program to allow towns to identify dangerous areas along town Right of Ways bordered by NYS Forest Preserve Lands protected under Article 14 of the NYS Constitution. The program authorizes town boards to have problem areas surveyed, and adopt and forward resolutions to to the NYS Legislature to authorize NYS DEC to set a purchase price and sell such areas to the town to correct the problems, and

WHEREAS, the Town of Hurley Highway Superintendent has identified an area of Dug Hill Road as a liability to both the town and NYS DEC due to falling rocks onto a section of road, and

WHEREAS, Town Engineers Brinnier and Larios have surveyed such area and prepared a map attached herewith, and

WHEREAS, the NYS DEC Land is identified as 0.4 ac of lot SBL 47.3-2-7 and/or 55.2-1-6, now

THEREFORE BE IT RESOLVED TO, to request the NYS Legislature to authorize NYS DEC to sell such land to the Town and authorize the town Highway Superintendent to forward a copy of this resolution along with the Survey Map and cover letter to the NYS Legislature for further approval.

All Voted Aye

Resolution # 2022-64

Offered by Councilman Simpson

Purchase Chipper

Seconded by Councilman Boms

WHEREAS, the Town of Hurley Highway Department maintains approximately 54 miles of town roads, and

WHEREAS, the Highway Superintendent maintains an annual schedule of cutting back brush overgrowth and dead trees along said roads, and

WHEREAS, the February 4, 2022 Ice Storm caused widespread damage

throughout town causing crews to clear an inordinate amount of brush using our current Morbark Brush Chipper, and

WHEREAS, the current Morbark Brush Chipper is over 25 years old and in need of replacement, and

WHEREAS, the highway superintendent has received a quote from A. Montano Co Inc. via Sourcewell Contract #031721-MBI, to purchase a 2022 Morbark Model 1821 not to exceed \$85,000 of the NYS Chips Funding to, and

WHEREAS, the town board will appropriate funds from Capitol Funds 3H Equipment for the initial purchase and submit invoice to NYS DOT for reimbursement from annual CHIPS Program to deposit back in Capitol Fund 3H, so

THEREFORE BE IT RESOLVED, to authorize the Highway Superintendent to place the order for a 2022 Morbark Chipper Model 1821 thru Sourcewell Contract #031721-MBI under Town of Hurley Member ID#152878

All Voted Aye

Resolution # 2022-65

Offered by Supervisor McKnight

Speed Traffic Study

Seconded by Councilman Simpson

WHEREAS, the Town Board has been asked by residents on Glenford-Wittenberg Road to address the public safety concern of high speed traffic traversing the road, and

WHEREAS, the Town Board wishes to ensure that roads within the Town are safe for residents, and

WHEREAS, the Town of Hurley recognizes that it has no jurisdiction over county roads within the town,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Town Board requests that Ulster County perform a speed study on Glenford-Wittenberg Road to determine whether current traffic patterns and average speeds present a public safety hazard sufficient to warrant a speed limit reduction.

All Voted Aye

Resolution # 2022-66

Offered by Supervisor McKnight

Accept 284 Agreement

Seconded by Councilwoman Martin

AGREEMENT between the Town Superintendent of Highways of the Town of Hurley, of Ulster County, State of New York and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, the revenues from equipment rentals, reimbursement for snow and ice removal and other charges for services, the reappropriated funds, and the CHIPS and other State aid for highways, shall be expended as follows:

1A. GENERAL REPAIRS. The sum of \$371,600.00 shall be set aside to be expended for basic work and general maintenance and repairs upon 52.16 miles of town highways, including sluices, drainage ditches, culverts and bridges having a span of less than five feet, tree and brush removal, board walks, sidewalks that are the responsibility of the Town, emergency activities as such are authorized by the Town Board, and other activities involved with the care, upkeep and maintenance of highways and bridges of the Town.

1B. PERMANENT IMPROVEMENTS - HIGHWAYS. The sum of \$300,000.00 shall be set aside to be expended for the permanent improvements of Town Highways. The Town Highways that are intended to be improved include:

- On a street known as Dug Hill Rd, commencing at intersection of Froners Rd to Rt 28A, a distance of 0.8 miles.
1775 Tons Type 6 Blacktop Estimated Cost
\$170,000.00
- On a street known as Bessal Rd commencing at NYS Route 209 to Cul de Sac, a distance of 0.3 mile.
425 Tons Type 6 Blacktop Estimated Cost
\$49,000.0
- On a street known as Evergreen Lane, commencing at Wynkoop Lane to Cul de Sac, a distance of 0.25 miles.
390 Tons Type 6 Blacktop Estimated Cost
\$45,000.00
- On a street known as Ridge Rd, commencing at Pine Tree Rd. to Flanders Rd, a distance of 0.19 miles.
325 Tons Type 6 Blacktop Estimated Cost
\$25,000.00

All Voted Aye

Resolution # 2022-67

Offered by Supervisor McKnight

Defense and Indemnification

Seconded by Councilwoman Martin

WHEREAS, the defense and indemnification of town officers and employees against individual liability for actions taken in good faith within the scope of their duties and employment is essential to the Town's ability to retain the service of such officers and employees; and

WHEREAS, NYS Public Officers Law§ 18 provides for such defense and indemnification of municipal officers and employees upon adoption by the governing board of the municipality; and

WHEREAS, the Supervisor has proposed the enactment of Local Law 2022, a copy of which is attached hereto, to provides the protection in NYS Public Officers Law§ 18 to the Town's officers and employees; and

WHEREAS, the Supervisor has provided a copy of proposed Local Law 2022 to the members of the Town Board pursuant to section 20 of the Municipal Home Rule Law; and

WHEREAS, section 20 of the Municipal Home Rule Law requires the Town Board to hold a public hearing prior to the enactment of a local law, and the Town Board desires to hear the comments and recommendations of the public on proposed Local Law 2022.

THEREFORE BE IT RESOLVED that the Town Board hold a public hearing on the proposed Local Law of 2022 on June 2022 at Town of Hurley Town Hall at 7:00 pm in the evening; and

BE IT RESOLVED that the Town Clerk shall cause a notice of said public hearing to be published in the Town's newspaper of record and in all other outlets as provided by law and resolution of the Town Board.

All Voted Aye

Resolution # 2022-68

Offered by Supervisor McKnight

Enter Executive Session

Seconded by Councilwoman Martin

BE IT RESOLVED TO enter into executive session for a personnel issue.

All Voted Aye

Resolution # 2022-69

Offered by Councilman Boms

Exit Executive Session

Seconded by Councilwoman Martin

BE IT RESOLVED TO exit executive session

All Voted Aye

Resolution # 2022-70

Offered by Supervisor McKnight

Claims and Vouchers

Seconded by Councilwoman Martin

BE IT RESOLVED that the Town Board accept the audited voucher listed on Warrant # 2022-04 -25 Dated the total amount of \$104,340.26 Charged as follows:

General Fund \$47,870.45

Escrow-1950.00

Capital Account-\$20,409.38

Highway Fund:\$34,110.42

Lighting and Special Districts-\$

All Voted Aye

Resolution # 2022-71

Offered by Councilwoman Martin

Town Clerks Report

Seconded by Councilman Simpson

BE IT RESOLVED to accept the Town Clerks report for April

All Voted Aye

Resolution # 2022-72

Offered by Councilwoman Martin

Supervisor Report

Seconded by Councilman Simpson

All board member have received the Supervisor report.

BE IT RESOLVED to accept this report for April.

All Voted Aye

Motion to adjourn was made Supervisor McKnight and seconded by Councilwoman Martin

