

A Town Board Meeting was
held on August 26 @ 7:00 PM at
West Hurley

Presiding: Supervisor Bellows

Attending: Councilman Gill, Councilwoman Briggs, Councilwoman Horner, Highway
Superintendent Russell, Transfer Station Craven, Code Enforcement Offices Hoffstatter and 15
member of the public.

Resolution # 2008-128

Offered by Supervisor Bellows

Motion to accept the minutes

Seconded By Councilman Gill

BE IT RESOLVED TO accept the July minutes.

ALL VOTED AYE

Resolution # 2008-129

Offered by Councilwoman Briggs

Claims and Vouchers

Seconded by Councilwoman Horner

BE IT RESOLVED that the Town Board accept the audited voucher listed on Warrant # 08 08
dated 08/25/2008 in the total amount of \$117,601.07
Charged as follows:

General Fund \$ 32,535.73

Lighting: \$ 584.60

Capital Projects: H \$22,865.00

Highway Fund: \$ 51,463.46

Trust & Agency: \$ 1507.28

Park Grant: \$8645.00

ALL VOTED AYE

Resolution # 2008-130

Offered by Supervisor Bellows

Town Clerks Report

Seconded by Councilwoman Briggs

BE IT RESOLVED to accept the Town Clerks Report.

ALL VOTED AYE

Resolution # 2008-131

Offered By Councilwoman Briggs

Supervisor Report

Seconded by Councilman Gill

BE IT RESOLVED to accept the Supervisors report.

ALL VOTED AYE

TOWN BOARD BUSINESS

1. Fall newsletters are going out and the print date will be September 12th Supervisor Bellows will be putting together information on heating.
2. We have received from Brinier and Larios information about a proposal from Fred A Cook, Jr., Inc. sewer, septic and pipeline cleaning specialist. They go into the pipes underground with a camera and a rotor rooter and take out whatever may be blocking. We are looking at the Suda property and piping up there. That area has backed up. This is the proposal, it runs \$3500 a day to run this equipment, and hopefully it will be done within a day or so. The board authorized Supervisor Bellows to sign the proposal.
3. Supervisor Bellows has received a contract from Steve Winkley. He wanted to be paid before the report is done. The board agreed that he should be paid after the work is done. Supervisor Bellows will contact him about the change in the contract and see if he still wants to do business.
4. We were able to obtain favorable grant status from TEP for the Hurley walkable community. The final funding decision will be made in December
5. We received a letter from Bob Suda and he is thanking Rudy Baker about what a great job they did. Bob has suffered over the years, with water pouring into his family room. He said his lawn looked better than before they started.
6. Wally Cook who's coordinating with the historical society about the 5000 bulbs for planting. If anyone has a great idea of where some bulbs should be planted along any of our scenic roadways in Hurley please contact Wally Cook.
7. Russell road update. We had the meeting at the Town Hall for all those concerned. There is a common kind of system that collects the septic and runs it through sand and then

purifies it and flow out at the other end. There has been numerous changes not only with people putting in a new septic tank or other various changes to the properties and all of a sudden this system that had been working for 50 years has suddenly stopped working. The health dept, our building dept, Brinier and Larios and the town tried to offer some remedy suggestions to the people who attended.

8. Councilwoman Briggs said the town was fortunate to join the multi-jurisdictional hazard mitigation committee that was a collaboration of towns in Ulster County. They worked with a company, URS, that was appointed by the county and they have done this kind of thing for other municipalities and it gave us the opportunity to have guidelines to be in compliance for FEMA monies for the future. We did conclude August 7th and we had to submit some mitigation actions to FEMA that we thought would be important for the future. One of the things that came about was that Hurley was susceptible to flooding, which we knew so some of the things we focused on were the flooding issues that happen locally in West Hurley and Old Hurley and also the big problem of the Esopus. We're going to be eligible for FEMA money. Art Snyder was a big part of this he kept everybody up to date and made sure we made all of our meetings.
9. 28th Annual Corn Festival was held on August 16.
10. Supervisor Bellows would like to thank Sen. Bonacic for \$100,000 grant to the Town of Hurley. At the agenda meeting he asked if the town board members and dept heads had any ideas where we might put this money to use. It cannot be used for everyday expenses but for something of lasting value.
11. Margie Holzman who is our social service officer attended a day time meeting in the legislature covering heating, electricity and what's going to happen for this winter. we are going to put together a page in newsletter to try and give helpful hints, places to go for people who are in need. We really want to encourage people to take advantage of the programs that are available within the county for people in need. We are going to try and be sure that the people know where the resources are.
12. Supervisor Bellows suggested that our Code Enforcement offices send out a letter to inform the OWB owners that they are not in compliance. The town board took no action with respect to the waivers within 60 days time period.
13. Sales Tax for June- August was \$35,723.82
14. On October 5th there will be a ride on the Esopus and on October 10 a pick-up and clean-up.
15. Supervisor Bellow will sign the Health Insurance renewal for the Highway department with MVP.

Resolution # 2008-132

Offered By Supervisor Bellows

Appointment to Storm water committee

Seconded by Councilman Gill

WHEREAS, the Town of Hurley is wholly/partially within the West of Hudson New York City Watershed (West of Hudson Watershed); and

WHEREAS, New York City Department of Environmental Protection (NYCDEP) Watershed Regulations require generally require that property owners complete a storm water pollution prevention plan (SWPPP) and that the plan be approved by NYCDEP prior to the construction of impervious surfaces within the West of Hudson Watershed; and

WHEREAS, the Watershed Regulations also provide for input and recommendations by a Storm water Project Review Committee prior to NYCDEP approval of SWPPP applications in the Town of Hurley; and

WHEREAS, pursuant to the Watershed Regulations, the Storm water Project Review Committee is chaired by NYCDEP representative and has the following additional members: Ulster County Health Department, New York State Department of Environmental Conservation and a representative of the Town of Hurley ; and

WHEREAS, the Town of Hurley is a member of the Catskill Watershed

WHEREAS, following the May 29, 2008 hearing, the Town Board directed its consultant to

undertake

. necessary revisions to the proposed draft to address typographical errors, incorrect references, and to make other minor changes, and

WHEREAS, at a regular meeting held on (date) •..... , the Town Board accepted a revised draft of the proposed changes to the Zoning Local Law, said dated August 7, 2008; and

WHEREAS, the adoption of the proposed zoning amendments is an "Action" subject to SEQR and is further classified~ as amendments will have a town-wide effect, and pursuant to the provisions of Section 617.4(b)(2) of the SEQR regulations, the proposed amendments are classified as a "Type 1 Action" as they will affect more than 25 acres of land; and

WHEREAS, the Town Board has determined that it is the only Involved Agency for the proposed action, as

defined under SEQR, that the proposed action does not Involve a federal agency and therefore Coordinated Review with other Involved Agencies is not necessary; and

WHEREAS, the Town Board is in receipt of Parts 1 and 2 of the Full Environmental Assessment Form (FEAF), along with a Determination of Non-Significance (Negative Declaration) notice that sets forth in writing the basis for the zoning amendments as they relate to the Comprehensive Plan, and further the basis why the amendments are consistent with the Determination of Non-Significance (Negative Declaration) previously made by the Town Board for the Comprehensive Plan.

NOW THEREFORE BE IT RESOLVED that:

The Town Board of the Town of Hurley, New York hereby renders a Determination of Non-Significance (Negative Declaration) pursuant to SEQR for the proposed amendments.to the Zoning Local Law.

and BE IT FURTHER RESOLVED, that

Copies of the attached Negative Declaration statement be distributed to the following agency as follows:

One digital copy of the notice must be
 filed with Environmental
 Notice Bulletin
 625 Broadway; Albany, NY 12233-1750
end@gw.dec.state.nv.us (as per the attached
 filing form)

One paper copy must be filed each with

1. Hurley Town Board; P. O. Box 569; Hurley, NY 12443-0569
2. Town Supervisor Gary Bellows; P. O. Box 569; Hurley, NY 12443-0569
3. New York State Department of Environmental Conservation; Division of Environmental Permits; 625 Broadway; Albany, NY 12233-1750.

ALL VOTED AYE

Resolution 2008 #135

Offered by Councilwoman Briggs

Referral to Ulster County Planning Board

Seconded by Councilwoman Horner

WHEREAS, pursuant to the recommendations made in the Comprehensive Plan of the Town of Hurley, New York, adopted on December 17, 2007, the Town Board of the Town of Hurley, Ulster County, New York, appointed Zoning Revision Committee (ZRC) to undertake revisions to the zoning law, said committee having been appointed on January 29, 2007; and

WHEREAS, throughout 2007, the ZRC has prepared numerous technical revisions to the zoning law, and further, in December of 2007, the ZRC forwarded to the

Town Board a final draft, dated December 13, 2007, of the comprehensive revision for its review and action; and

WHEREAS, on May 29, 2008, the Town Board held a public hearing on the draft revisions, at which time there were numerous comments made; and

WHEREAS, following the May 29, 2008 hearing, the Town Board directed its consultant to undertake necessary revisions to the proposed draft to address typographical errors, incorrect references, and similar technical changes to the draft; and

WHEREAS, at a regular meeting held on 8/26/08, the Town Board accepted as complete a revised draft of the proposed changes to the Zoning Local Law, said document dated August 7, 2008; and declared the changes to be a Type 1 Action pursuant to SEQR as over 25 acres of land in the Town will be affected; and further identified itself as the only "Involved Agency" for this approval; and

WHEREAS, at a regular meeting held on 8/26/08, the Town Board rendered a Determination of Non-Significance (Negative Declaration) pursuant to SEQR on the proposed action; and

WHEREAS, prior to enactment, the amendment to the Town's Zoning Local Law is subject to a review by the, Ulster County Planning Board pursuant to the requirements of Section 239-m of NYS General Municipal Law.

NOW THEREFORE BE IT RESOLVED that:

1. The Town Board of the Town of Hurley, New York hereby refers the proposed amendments to the Zoning Local Law to the Ulster County Planning Board; inclusive of all supporting SEQR documentation.

ALL VOTED AYE

Resolution 2008 #136

Offered by Supervisor Bellows

2nd Bid for Tennis Court

Seconded by Councilman Gill

WHEREAS the town had only one bid for the tennis court project

BE IT RESOLVED to go to have Brinnier and Larios put forth a second bid for the tennis court to be opened September 18, 2008.

ALL VOTED AYE

Resolution 2008 # 137

Offered by Councilwoman Horner

Central Catskill Collaborative

Seconded by Councilwoman Briggs

WHEREAS: New York State Route 28 is the major thoroughfare of the Central Catskill Mountains offering the traveler a unique experience of mountain scenery and clear waterways, complemented by historic hamlets -- and it is this combination of resources that gives the region much of its scenic and community character and is vital to the region's economy;

WHEREAS: Route 28 passes through the heart of Catskill Park, a resource created by an act of the State Legislature in 1904 and now encompassing approximately 700,000 acres, about half of which are lands of the Forest Preserve and held in the public trust;

WHEREAS: Much of the land in the Central Catskills lies in the New York City Watershed and provides unfiltered drinking water to some 9 million New Yorkers and the historic Memorandum of Agreement has enabled a series of partnership programs to further the mutual goals of watershed protection and environmentally sensitive economic development;

WHEREAS: The State of New York recognizes the importance of local governments and has committed to providing \$500,000 for a Central Catskill Mountains Smart Growth Program to support improvement projects that retain the vibrancy of the hamlets, villages, and town centers within six municipalities west of the Town of Hurley along Route 28 Corridor (Towns of Andes, Middletown, Olive, and Shandaken, and the Villages of Fleischmanns and Margaretville)

WHEREAS: The Town of Hurley and these six Central Catskills municipalities share many of the region's unique resources and can mutually benefit by exploring cooperative approaches, engaging in intermunicipal discussions and identifying collective strategies and actions that support and enhance such shared resources;

WHEREAS: Numerous studies, reports, and conferences have focused on the Central Catskills and encouraged and promoted intermunicipal and regional planning, marketing, and development; and further, these efforts have put forth numerous recommendations, which have not been fully realized;

WHEREAS: In the spirit of cooperation, the Towns of Andes, Middletown, Olive, and Shandaken, and the Villages of Fleischmanns and Margaretville have committed to working together through a bottom-up process that builds on local goals and objectives and engages in a regional dialogue focused on protecting and promoting the scenic, cultural, historic, and economic well being of the Route 28 Corridor and the Central Catskills;

WHEREAS: The six communities, through adoption of a resolution (the attached Resolution for the Central Catskills Collaborative) have formed the Central Catskills Collaborative;

WHEREAS: The Central Catskills Collaborative has convened and has invited the Town of Hurley to join the Collaborative and has encouraged the Catskill Center to assist the Town of Hurley in considering this invitation for membership;

NOW, THEREFORE BE IT RESOLVED: In the spirit of cooperation, the Town of Hurley commits to working within the Central Catskills Collaborative (or other mutually determined name) through a bottom-up process that builds on local goals and objectives and engages in a regional dialogue focused on protecting and promoting the scenic, cultural, historic, and economic well being of the Route 28 Corridor and the Central Catskills in accordance with the six other signatories;

BE IT FURTHER RESOLVED: The signatories understand the Collaborative may conduct such activities, including but not limited to, identifying and pursuing specific actions to provide better access to natural and cultural resources; exploring design guidelines, signage coordination and incentives to preserve scenic character; utilizing joint marketing approaches and funding mechanisms to support qualified economic development; and incorporating advisory members, including individuals with related interests and/or individuals from groups such as chambers of commerce, public agencies, not-for-profit organizations, and other local governments;

BE IT FURTHER RESOLVED: The signatories understand that passage of this resolution does not bind the undersigned municipalities in any way other than the above stated commitment;

BE IT FURTHER RESOLVED: The Town of Hurley will designate two members (one regular and one alternate) to serve on the Collaborative and the names of these designees will be made within one month of the passage of this resolution;

BE IT FURTHER RESOLVED: The Catskill Center for Conservation and Development will, on a regular basis, convene the Collaborative and facilitate the regional dialogue and next steps, as identified by the Collaborative.

ALL VOTED AYE

Resolution 2008 # 138

Offered by Councilman Gill

Accept Williams Lane Deed

Seconded by Councilwoman Briggs

WHEREAS, the terminus (turn-a-round) of Williams Lane has been a "road by use" for greater than 50 years, and

WHEREAS, the owner of all the lands surrounding said turn-a-round, Mr. Jerome D'Anneo, is willing to deed the roadway section to the Town of Hurley, and,

WHEREAS, the survey defining metes and bounds has been completed and presented to the Planning Board in August of 2007, and received the Planning Board's Final Approval on November 5, 2007, and

WHEREAS, additionally, the garage that now sits in the middle of the circular turn-a-round will be moved by Mr. D'Anneo to a new location outside of the roadway, and

WHEREAS, the Town Highway Superintendent applauds the efforts of

Mr. D'Anneio to make all the necessary legal arrangements to dedicate this section of Williams Lane to the Town of Hurley and requests that the Hurley Town Board accept this offer of dedication, so

THEREFORE, now let it be resolved to accept the dedication of roadway and easement as defined in the survey maps that comprise the turn-a-round at the terminus of Williams Lane.

ALL VOTED AYE

Resolution 2008 #139

Offered by Supervisor Bellows

Justice Court Audit

Seconded by Councilman Gill

WHEREAS, the Town of Hurley Justice Court has submitted its Audit and Control Records to the Office State Comptroller and has certified those records to the Town Supervisor for the past three months for the year 2008 through the month of July. The Hurley Justice has submitted its closes case log for Audit to the Hurley Town Board on August 14th 2008.

THEREFORE LET IT BE RESOLVED, to accept Records as Presented.

ALL VOTED AYE

Resolution 2008 #140

Offered by Supervisor Bellows

Birch Street Drainage

Seconded by Councilman Gill

BE IT RESOLVED TO have Brinnier and Larios put out a bid for Birch Street Stormwater Project and advertise that for bid on 9/4/08 with a bid opening to be on 9/18/08 at the Town Clerk's office at 3pm.

ALL VOTED AYE

Resolution 2008 #141

Offered by Supervisor Bellows

Land Acquisition

Seconded by Councilman Gill

WHEREAS the Town of Hurley is a signatory to the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA); and

WHEREAS, under Paragraph 148 of the Watershed MOA, the Catskill Watershed Corporation (CWC) administers the Local Consultation on Land Acquisition Program which provides reimbursement for costs actually incurred by a Town or Village to review, assess, and comment on submissions provided by the New York City Department of Environmental Protection (NYCDEP) regarding lands or conservation easements in the Town or Village which NYCDEP seeks to acquire under its land acquisition program; and

WHEREAS, the Town of Hurley previously executed an agreement with CWC to provide for reimbursement of eligible costs under the Local Consultation on Land Acquisition Program; and

WHEREAS, pursuant to the 2008 Filtration Avoidance Determination, the maximum amount of reimbursement under the Local Consultation on Land Acquisition Program for eligible costs was increased to up to \$30,000 for each Watershed Town and Village; and

WHEREAS, the Town of Hurley has reviewed the proposed change order to the Local Consultation on Land Acquisition Contract between the Town and the CWC increasing the total amount of funding to \$30,000.

NOW THEREFORE, the Hurley Town Board authorizes the Supervisor to execute the Change Order to the Local Consultation on Land Acquisition Program contract with CWC and to submit invoices to CWC from time to time as the Town incurs expenses which may be eligible for reimbursement under the contract.

Resolution 2008 #142

Offered by Supervisor Bellows

Hire Landfill Attendant

Seconded by Councilman Gill

WHEREAS, Mr. Spencer Shapiro has the qualifications to work as Solid Waste Attendant and;

WHEREAS, the Town of Hurley Transfer Station and Recycling Center has the staffing need for a Solid Waste Attendant do to a recent resignation and this position has been included in the budget, be it;

RESOLVED that the appointment of Mr. Shapiro to Solid Waste Attendant effective August 23, 2008 at the rate of \$9.50 per hour, be ratified.

ALL VOTED AYE

From the Depts.

1. Councilwoman Briggs said the Historic Perseveration Committee meet on the 2nd Tuesday of the month and that were looking for someone from West Hurley to join the committee.
2. Highway Superintendent Russell said Stone Road needed to be completed by Sept. 30
3. Councilwoman Horner said the Library survey was done.

Motion to Adjourn was made by Councilman Gill, seconded by Councilwoman Briggs and all voted aye.

Judy Mayhon, Town Clerk