

Minutes

December 10, 2007: December 10, 2007 Agenda Meeting

Body:

An Agenda meeting of the Town Board was
held at the Town Hall on Dec. 08, 2007,
7:00 PM (T- 12)

Presiding: Supervisor Michael Shultis

Attending: Councilman John Gill, Councilwoman Barbara Zell, Councilwoman Janet Briggs,

Highway Superintendent Linda Cook, Solid Waste Manager James Craven and 30 members of the public.

1. **OLD TOWN BOARD BUSINESS:**

(A) Supervisor Shultis reported on the completion of Project AB@.

2. **NEW TOWN BUSINESS**

(A) 2008 Tax Rates for Hurley were received from Ulster County .79838 for the General Fund and 1.46 for the Highway Fund.

(B) Supervisor Shultis received a letter from the trustees of Onteora School District giving their support for current and future tax Certiorari Case between the towns Hurley and Olive and New York City.

(C) Supervisor Shultis received a letter from Paul Kellar who represents Mr. Nyswanner from Maddoloni Road.

(D) Time Warner Cable will increase the basic rate \$.50 as of March 1, 2008

(E) Charles O'Keefe has asked for a one year leave of absent. The Town Board will review the request and vote on it at the next meeting.

(F) Stormwater Projects- We requested preliminary engineering grants from the CWC Board of Directors. They were approved for about \$4000 each. One for the Bristol Hill subdivision and one for Glenford -Wittenberg Road.

3. FROM THE FLOOR:

Virginia Starke on behalf of Hurley residents wanted to thank Mike Shultis, Karin Horner, Linda Cook, David Baker, Paul Economos, Barbara Zell and Athena Groelle for their years of service to the Town.

Ernie De Santis wanted to know what progress is being made about the donation of the terminus of Williams Lane. Mr. Shultis spoke to the town Attorney and he said they were waiting on the title report and survey report.

Pat Davis wanted to know what actions are taken to enforce the OWB law.

Marie Shultis thanked Barbara Zell for answering her questions about the budget.

4. DEPARTMENT COMMENTS:

Jim Craven said that newsletter info should be in to him by Dec. 13th for winter issue.

Leaf pick-up was finished for year and even though leaves came down late this year there is no way of predicting that for future years.

5. RESOLUTIONS OFFERED

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RESOLUTION #2007-209: HURLEY LIBRARY PROPERTY TRANSFER

Motioned by Supervisor Shultis

Seconded by Councilwoman Hyman

WHEREAS, the Hurley Library District Charter was approved by the NYS Legislature to operate as a separate taxing library district for the Town of Hurley voting districts 2, 4, 6, 8 in order that they may collect property taxes to fund the Hurley Library's Annual Budget, and

WHEREAS, SINCE THE Hurley Library District's inception, the building and property that houses the library has remained in title of the Town of Hurley, and

WHEREAS, by keeping title in the name of the Town of Hurley, the entire town districts 1 through 8 have been responsible for maintaining the Hurley Library property, and

WHEREAS, it is the desire, by the Hurley Town Board and the Hurley Library Board of Directors a whole and true district by transferring title of the town property to the Hurley Library District,

THEREFORE BE IT RESOLVED, that the Town of Hurley Town Board approves the transfer of the town owned Hurley Library property at 44 Main Street Hurley, New York from the Town of Hurley to the Hurley Library District for the sum of \$1.00 (One Dollar) subject to permissive referendum, and

BE IT FURTHER RESOLVED, that should the Hurley Library District ever cease to operate the Hurley Library at 44 Main Street Hurley, New York that the same property will revert back to the Town of Hurley ownership, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Hurley Board of Directors for inclusion in their minutes of acceptance, and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the deed transfer at the Ulster County Clerk's Office after the requirements of the permissive referendum have been satisfied,

VOTE: Councilman John Gill voted aye, Councilwoman Janet Briggs voted aye, Councilwoman Hyman voted aye, Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted aye

The resolution passed.

RESOLUTION #2007-210: RESCHEDULE PUBIC HEARING

Motioned by Supervisor Shultis

Seconded by Councilwoman Briggs

BE IT RESOLVED TO reschedule a Public Hearing for review of the proposed "Historic Preservation Law" for December 17, 2007 at 6:30PM AT West Hurley Firehouse

VOTE: Councilman John Gill voted aye, Councilwoman Janet Briggs voted aye, Councilwoman Hyman voted aye, Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted aye

The resolution passed.

RESOLUTION #2007-211: PLANNING BOARD APPOINTMENT

Motioned by Councilwoman Hyman

Seconded by Supervisor Shultis

WHEREAS, The Town Board of the Town of Hurley adopted Resolution # 2007-80 on March 29, 2007 establishing Qualifying Training Activities for Municipal Planning and Zoning Board of Appeals Members as required NYS Law, Chapter 662 of the Laws of 2006, and

WHEREAS, a member of the Planning Board, who's term expires on December 31, 2011 has been unable to meet the strict requirements of this resolution due to extenuating circumstances beyond their control,

THEREFORE BE IT RESOLVED TO, replace this member of the Planning Board, in compliance with Resolution # 2007-80 establishing Quality Training Activities for the Municipal Planning and Zoning Board of Appeals Member as required NYS Law, Chapter 662 of the Laws of 2006 and appoint Diana Cline to fill the position immediately and to serve the remainder of the term which expires December 31, 2011

VOTE: Councilman John Gill voted nay, Councilwoman Janet Briggs abstained; Councilwoman Hyman voted aye, Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted aye

The resolution passed 3 to 1.

RESOLUTION #2007-212: REPLACE LIGHT FIXTURES

Motioned by Supervisor Shultis

Seconded by Councilwoman Hyman

WHEREAS, the Town of Hurley became an Energy Smart Community on September 4, 2007 after adopting resolution # 2007-154, and

WHEREAS, a NYSERDA Contractor, L&S Energy Services Inc., completed an energy Audit and delivered same to the Town Supervisor on November 5, 2007, and

WHEREAS, the Energy Audit specifies replacing the old T12 Lighting Fixtures that are outdated and expensive to operate and repair with new T8 lighting Fixtures and balasts which will give the Town and annual savings of \$470 with a simple payback period of 5.8 years, and

THEREFORE BE IT RESOLVED TO, authorize the Town Supervisor to request Three (3) proposals from local contactors for the replacement of fluorescent ceiling light fixtures in the Town Hall Building not to exceed \$5000. to be paid from the Capitol Projects Fund Line1H, and

BE IT FURTHER RESOLVED TO, authorize the Town Supervisor to apply for a \$220 Incentive Reimbursement through the Enhanced Commercial and Industrial Performance.

VOTE: Councilman John Gill voted aye, Councilwoman Janet Briggs voted aye, Councilwoman Hyman voted aye, Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted aye

The resolution passed.

RESOLUTION#2007-213: BLACK BEAR ENTERPRISES Liquor License Renewal

Motioned by Supervisor Shultis

seconded by Councilwoman Hyman

BE IT RESOLVED TO, authorize the Town Clerk to file a copy of waiver with the Director of Licensing, NYS Liquor Authority, 80 South Swan Street, Ste. 900, Albany, NY 12210 for the renewal/transfer of a liquor license for Black Bear Ent. 1802 Rt 28 Woodstock, NY 12498

Vote: Councilman John Gill voted aye, Councilwoman Janet Briggs voted aye, Councilwoman

Hyman voted aye, Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted aye

The resolution passed.

RESOLUTIONS TO BE OFFERED AT THE TOWN BOARD MEETING:

1. Medical Coverage for Retirees
2. Use of Official Town Name & Logo
3. Sale of Town Property
4. Purchase Highway Tractor
5. Appointment to UC EMC
6. Planning Board Appointment

Supervisor Shultis motioned to adjourn

Councilwoman Zell Seconded

All voted aye

Judy Mayhon, Deputy Town Clerk