

## Minutes

### November 19, 2007: November Agenda Meeting

Body:

An Agenda meeting of the Town Board was held at the Town Hall on Nov. 19, 2007, 7:00 PM (T- 9)

*Presiding:* Supervisor Michael Shultis

*Attending:* Councilman John Gill, Councilwoman Barbara Zell, Councilwoman Janet Briggs, Highway Superintendent Linda Cook, Historian David Baker, Solid Waste Manager James Craven and 41 members of the public.

#### **1. OLD TOWN BOARD BUSINESS:**

- (A) Supervisor Shultis reported on the completion of Project "B". Minor problems were solved by the Hurley Highway Department.
- (B) Board members have received copies of Deborah Ferraro's resume, She applied for the part-time bookkeepers position. The Board had no questions.
- (C) Fire Commissioner Joseph Wisneski, of the West Hurley Fire District informed the Board that their drainage work tied in with Hurley's Project "B". He explained that the commissioners were applying for a "shared services grant" to repair/pave the parking lot and requested that Hurley be the co-sponsor.
- (D) Hurley has received a check for \$35,208.99 which is Hurley's portion of County taxes.
- (E) Supervisor Shultis asked for a vote to approve the 2008 preliminary budget.

#### **RESOLUTION #2007-188:**

#### **VOTE ON THE 2008 PRELIMINARY BUDGET**

Motioned by Supervisor Shultis

Seconded by  
Councilwoman Briggs

BE IT RESOLVED to accept and approve the 2008 budget .

Supervisor Shultis voted aye. Councilman Gill voted nay, Councilwoman Zell voted nay, Councilwoman Briggs voted nay. The resolution failed.

**RESOLUTION #2007-189: VOTE TO AMEND THE 2008 PRELIM. BUDGET**

Motioned by Councilman  
Gill  
Seconded  
by Councilwoman Zell

I make a motion to adopt the preliminary budget with the following changes:

A 1220.4 Supervisor Contractual = \$42,000.00

A 5182.4 Town Street Lighting - Contractual = \$6,700.00

A 9060.8 Hospital & Medical Ins. - employee ben = \$73,400.00

DA 5112.2 Permanent improvements - Capital outlay = \$300,000.00

DA 5142.1 Snow- Personal Services = \$210,000.00

DA 5142.4 Snow-Contractual = \$150,000.00

DA 9950.9 Interfund Transfer - Cap Projects = \$10,000.

VOTE: Councilman John Gill voted aye, Councilwoman Janet Briggs voted aye  
Councilwoman Barbara Zell voted aye, Supervisor Michael Shultis voted nay  
The resolution passed.

**2. RESOLUTIONS:**

**(A) RESOLUTION #2007-190: WEST HURLEY FIRE DEPT. SHARED SERVICE GRANT APPLICATION**

Offered by Supervisor Shultis Seconded by  
Councilwoman Briggs

Whereas, The West Hurley Fire District #1 is in need of improvements to its building located on Wall Street in West Hurley located in the Town of Hurley, Ulster County, New York and,

Whereas, The West Hurley Fire District #1 (WHFD) is authorizing Commissioner Joseph P. Wisneski to apply to the Department of State for a Shared Municipal Services Grant to repair the drainage problem on the district property located on Wall Street in West Hurley, in which he will be the lead contact person concerning this grant application. Commissioner Joseph P. Wisneski is authorized to execute all financial and/or administrative processes relating to the grant program.

Whereas, the project titled "WHFD Co#1 Drainage Project" will work in conjunction with the Town of Hurley Storm Water Drainage project "8" which is a project to repair storm water problems in the West Hurley area. The WHFD Co#1 Drainage Project will repair the sinking parking area, the flooding ambulance garage area, and the flooding problem in the crawlspace area of the district owned building. The Town of Hurley Storm Water Drainage Project "8" will extend a drainage pipe approximately forty (40) feet in which the WHFD Co#1 Drainage Project will be able to release its ground and storm water into. This fire district building improvement project is being done at this time due to Town of Hurley improving the storm water drainage in the West Hurley Area. The Town of Hurley Drainage Project "B" is a capital improvement project which is a part of the Town of Hurley Comprehensive Plan. and,

Whereas, the continuation of the WHFD Co#1 Drainage Project will included the repaving of approximately 6500 square feet of binding material and 14500 square feet of

top coating blacktop material for its parking area in the spring of 2008 in which the Town of Hurley will assist with equipment, manpower and other resources. and,

Whereas, the amount of the grant being applied for by the West Hurley Fire District #1 is

\$ 47,700.00 with the cost of, as described in the Shared Municipal Services Grant Program 2007-08 to the fire district to be 10% of the total project. The amount of \$5,300.00 will be expended from the fire district budget. Total project estimate is \$53,000.00

Therefore be it resolved, The Town of Hurley will continue with shared services to assist the fire district with its WHFD Co#1 Drainage Project.

ALL VOTED AYE

**(B) RESOLUTION #2007-191: LOCAL LAW # 5 - STORM WATER CONTROL**

Motioned by Supervisor Shultis

Seconded by Councilwoman Zell

**WHEREAS, each municipality must adopt a Local Law to comply with the Municipal Separate Storm Sewer System-MS4 regulations by January 1, 2008,**

BE IT RESOLVED TO, adopt Town of Hurley Local Law # 5 Storm water Management and Erosion & Sediment Control, and

BE IT FURTHER RESOLVED to instruct the Town Clerk to file this Local Law with the NYS Secretary of State upon its adoption.

ALL VOTED AYE

(C)     **RESOLUTION #2007-192:**     **LOCAL LAW # 6 - ILLICIT DISCHARGE LAW**

Motioned by Supervisor Shultis

Seconded by Councilman Gill

WHEREAS, each municipality must adopt a Local Law to comply with the

Municipal Separate Storm Sewer System-  
MS4 regulations by January 1, 2008,

BE IT RESOLVED TO, adopt Town  
of Hurley Local Law # 5 Prohibit Illicit  
Discharges, Activities and Connections to  
Separate Storm Sewer System Storm water  
Management and Erosion & Sediment Control,  
and

BE IT FURTHER RESOLVED TO, instruct the  
Town Clerk to file this Local Law with the NYS  
Secretary of State upon it's adoption.

ALL VOTED AYE

Motioned by Supervisor Shultis

Seconded by Councilwoman Briggs

WHEREAS, the Town of Hurley, as Co-applicant, after due consideration, has determined that it is desirable and in the public interest to support Ulster County in the submittal of an application under the 2007-2008 Shared Municipal Services Grant Program to be titled the Ulster County Automatic Vehicle Locator System Shared Services Program.

The major outcomes proposed in the application include:

- Reduction in the numbers of required equipment and vehicles

- Reduction in the numbers of required sub and salt stations

IT IS HEREBY RESOLVED THAT, The municipality of the Town of Hurley, as Co-applicant, is in support of the Ulster County's 2007-2008 Shared Municipal Services Grant Program and as Co-applicant, ensures government representation in the planning of the program's proposed implementation.

*DISCUSSION:* Councilwoman Briggs said she was concerned that the workers would not approve. Councilman Gill said that no county representative was present to explain this county proposal. Highway Superintendent Cook said this will cause union problems. She also felt that the county was not forthcoming and that there was another agenda to the resolution.

*VOTE:* Supervisor Shultis voted nay, Councilman Gill voted nay, Councilwoman Zell voted nay, Councilwoman Briggs voted nay. The resolution failed.



Motioned by Supervisor Shultis

Seconded by  
Councilwoman Briggs

WHEREAS, the Town of Hurley as a Co-applicant, after due consideration, has determined that it is desirable and in the public interest to support Ulster County in the submittal of an application under the 2007-2008 Shared Municipal Services Grant Program to be titled the Ulster Countywide Shared Service Feasibility Study and Implementation Plan.

IT IS HEREBY RESOLVED THAT, the Town of Hurley, as a co-applicant, is in support of Ulster County's grant application submitted to the 2007-2008 Shared Municipal Services Grant Program and agrees to provide to the County or the County's designee, copies of all municipal department budgets, staffing plans, development plans, service subcontracts, and any or all other information relating to the development of the

Ulster Countywide Shared Service Feasibility Study and Implementation Plan and as co-applicant, ensures government representation and participation in the study's development and implementation.

ALL VOTED AYE

(F) RESOLUTION #2007-195:

TOWN HISTORIAN

Motioned by Supervisor Shultis

Seconded by

Councilwoman Briggs

WHEREAS, Town Historian David Baker has submitted his Letter of Resignation to the Town Clerk effective November 19, 2007

THEREFORE BE IT RESOLVED  
TO, appoint Deena Decker of Mt View Ave,  
Hurley, NY to the position of Town of Hurley  
Town Historian effective November 20, 2007

ALL VOTED AYE

(G) RESOLUTION #2007-196: SUPERVISOR'S ACCOUNTING  
CLERK

Motioned by Supervisor Shultis

Seconded by

Councilwoman Briggs

WHEREAS, the Town of Hurley Town  
Board has authorized the purchase of  
accounting software from KVS Systems, and

WHEREAS, implementation of an in house Accounting System will be finalized this week

with the training of the Supervisor's Accounting Clerk,

THEREFORE BE IT RESOLVED  
TO, hire Deborah Ferraro as the Supervisor's Accounting Clerk at the rate of pay of \$15 per hour for a maximum of 1040 hours per year (20 hours per week).

ALL VOTED AYE

(H) RESOLUTION #2007-197:

COMPLETION OF SEQR-COMPREHENSIVE PLAN

Motioned by Supervisor Shultis

Seconded by

Councilwoman Briggs

WHEREAS, the Town of Hurley has prepared a Draft Generic Environmental Impact Statement for the Draft Comprehensive Plan and further has circulated the DGEIS, and

WHEREAS, there has been no public comment made on the DGEIS, and

WHEREAS, the Town Board is considering making a Negative Declaration on the Comprehensive Plan as no significant adverse environmental impacts have been

identified in the DGEIS nor any adverse public comment received on the DGEIS,

THEREFORE NOW BE IT RESOLVED, the Town Board of the Town of Hurley declares its intent to make a Negative Declaration pursuant to SEQR to complete the environmental review of the Comprehensive Plan, and

BE IT FURTHER RESOLVED, that the Town Board directs its consultant MLP Consulting to complete a draft Negative Declaration to be adopted by the Hurley Town Board.

ALL VOTED AYE

(I) RESOLUTION #2007-198: PUBLIC HEARING FOR HISTORIC  
PRESERVATION Motioned by Supervisor  
Shultis Seconded  
by Councilwoman Briggs

BE IT RESOLVED TO, set a Public  
Hearing for Local Law # 6 – 2007 on  
December 3, 2007 at 6:00 PM at the Hurley  
Town Hall, and

BE IT FURTHER RESOLVED TO, direct  
the Town Clerk to place an advertisement in  
our local paper stating such public hearing.

ALL VOTED AYE

(J) RESOLUTION #2007-199: LIQUOR LICENSE APPLICATION

Motioned by Supervisor Shultis

Seconded by Councilwoman

Briggs

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 The Reservoir Inn, Basin Rd, West Hurley, NY 12491.

ALL VOTED AYE

**3. FROM THE FLOOR**

- Highway Superintendent Cook requested that the Highway secretary be able to have a “day off” on the Friday after Thanksgiving.
- Recreation Director Diana Cline reported that all bus seats for the NYC trip and the Radio City trip have been sold.



➤ Solid Waste Manager James Craven said that the 2008 landfill permits are now available and are half price for those renewing their permits until January 1, 2008. All others pay full price.

➤ Jean Clancy requested that the town attorney look into the legality of a disturbance of wetlands, known as the Millbrook, west of Overlook/Russell Rd and east of Hillside/Orchard Street. She said that a road being constructed will raise the water table and disturb the area.

Motion to adjourn was made by Supervisor Shultis, seconded by Councilwoman Briggs and all voted aye.

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Karin Horner, Town Clerk