

A Town Board Meeting was held  
October 26, 2009 @ 7:00 PM  
at the West Hurley Fire House

*Presiding:* Supervisor Bellows

*Attending:* Councilman Gill, Councilwoman Horner, Councilwoman Briggs, Councilwoman Hyman and 10 member of the public.

Supervisor Bellows had a moment of silence for Fred Doty who served as Councilman and was also on the Planning Board. He was also the Grand Marshall at one of our Memorial Day Parades.

**Resolution # 2009-115**

Offered by Councilwoman Horner

**Motion to accept the minutes**

Seconded By Councilwoman Hyman

BE IT RESOLVED TO accept the September minutes.

All Voted Aye

**Resolution # 2009-116**

Offered by Councilman Gill

**Claims and Vouchers**

Seconded by Councilwoman Horner

BE IT RESOLVED that the Town Board accept the audited voucher listed on Warrant # 09-10 dated 10/20/09 in the total amount of \$105,471.43

Charged as follows:

General Fund \$ 38,679.25  
Lighting: \$ 642.89  
Capital Projects: H \$5117.50

Highway Fund: \$ 60,080.03  
Trust & Agency: \$951.76

ALL VOTED AYE

**Resolution # 2009-117**

Offered by Supervisor Bellows

**Town Clerks Report**

Seconded by Councilwoman Briggs

BE IT RESOLVED to accept the Town Clerks Report.

ALL VOTED AYE

**Resolution # 2009-118**

Offered By Councilwoman Briggs

**Supervisor Report**

Seconded by Councilwoman Hyman

BE IT RESOLVED to accept the Supervisors report.

ALL VOTED AYE

**Town Board Business**

1. The Historical Preservation Commission is looking into the new guard rail on Hurley Ave. They feel the county did not look into the National Register and research it well enough. Supervisor Bellows will report back to the town board as new information comes in.
2. The drainage project in on Bristol Hill is all set and ready to go to bid but since it would take 3 to 4 weeks to go to bid it would be to late to start this year. We will start first thing in the spring.
3. Hurley Heritage Society is starting work on the repair of head stones at the old cemetery. We will continue to take out trees to protect the stones. All the stones must be cataloged before our insurance would cover any damage.
4. Russell Road parking. Since the state did not do any grinding on the lower end of Route 28 to deliver to the parking area. Superintendent Russell and Rich Ruth will meet out there with Dave Corrigan and possibly convince the state to let us take some from the pile down on 209 to be delivered this fall so we will have it there for the spring.
5. ZBA appointments will wait until the next Town Board Meeting
6. Private Hurley Rec. contract for letting us use the skating rink favors them much more than us. Supervisor Bellows is going to ask them to come in and address the board.
7. Two men at the Highway department are requesting the Flexible Spending Plan. After looking at the program the set-up fee would cost \$1000.00. We will have to look into more cost effective options. Supervisor Bellows has a call into Aflac to present their plan.
8. Some of the park repairs that were on the list were finished by the Highway Dept. They will keep us updated as more work is done.

9. We received a check for \$51,231.00 for State aid
10. The Lower group got together and wrote a letter to the NYC DEP regarding the levels in the reservoir. They talked about releasing more water in Feb so people in Hurley would not be flooded out.
11. Eleven people from Hurley went to the celebration for Walkway over the Hudson. The flags that were made for the celebration will come back to the town.
12. Hook and Walnut drainage is waiting for one signature and then it will be all set but like Bristol Hill we will have to wait until spring to start the project.
13. Rich Ruth is working on the paving of Brinks Lane it and it appears that will accept the new style paving of ¾ to 1 inch and we are waiting for the final write off.
14. Hudson River Heritage sent us a book What's Dutch which highlights some of the stone house in Hurley.
15. On Saturday October 17 the VFW presented the Town with a new flag. Jim Calhoun came with his group came and raised the new flag.
16. UC Social Services winter emergency services run from Nov 1 to May 31. To see if you qualify for services or programs go to my benefits.ny.gov
17. We received a resignation from Louis Kozma for the CAC Committee.
18. We had a meeting with our lawyers and a lawyer from the DEP in Judge O'Connor's court room to discuss the possibility of discussing a settlement before the next lawsuit. Their lawyer did not have the authority to agree to anything but will be bringing it back to his bosses in NYC and the judge expects a response by Nov. 2.

**Resolution #2009-119**

Offered by Supervisor Bellows

**Halloween Curfew**

Seconded by Councilwoman Horner

BE IT RESOLVED that the Hurley Town Board adopts a Halloween Curfew to be 7:30 PM on Saturday, October 31, 2009 for all persons 16 and under unless accompanied by a parent or guardian.

**All Voted Aye**

**Resolution # 2009-120**

Offered by Supervisor Bellows

**Justice Court Transfer**

Seconded by Councilman Gill

BE IT RESOLVED TO INCREASE Justice A1110.4 Justice court by \$276.74 and decrease A1990.4 contingency by \$276.74

ALL VOTED AYE

**Resolution # 2009-121**

Offered by Supervisor Bellow

**Court Audit**

Seconded by Councilwoman Hyman

WHEREAS, the Town of Hurley has submitted it Audit and Control Records to the Office of State Controller and has certified those records to the Town Supervisor for the past five months for the year 2009 through the month of September. The Hurley Justice has submitted its closed case log for Audit to the Hurley Town Board at the Town of Hurley Town Board meeting on October 26<sup>th</sup> and for final approval at the Town Board meeting on October 26<sup>th</sup>, 2009

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

ALL Voted Aye

All Voted Aye

**Resolution # 2009-122**

Offered by Supervisor Bellows

**Surplus Equipment**

Seconded by Councilwoman Briggs

WHEREAS, the Town of Hurley has the following equipment that is no longer working or has been replaced

H. P. Printer -00656

Old Postage Scale-00138

Small File Drawer-00626

IBM Typewriter-00122

Brother Word Processor-00099

Telephone System-00670

File drawers- 00242 ,00243 ,00244

THEREFORE BE IT RESOLVED to surplus this equipment and have it disposed.

All Voted Aye

**Resolution # 2009-123**

Offered by Councilwoman Horner

**Budget on Website**

Seconded by Councilwoman Hyman

WHEREAS, the public has the right to receive copies of the tentative, preliminary and final budgets from the Town Clerk's office, and listen to the budget's audio version on the town web site when discussed at Town Board meetings and,

WHEREAS, the Town of Hurley maintains a website to inform the residents of Hurley of all town business

THEREFORE, BE IT RESOLVED that in the interest of open government, a copy of the Tentative, Preliminary and adopted Final Budget be posted on the official Town of Hurley website, [www.townofhurley.org](http://www.townofhurley.org) following each budget meeting.

Councilwoman Hyman voted aye, Councilwoman Horner voted aye, Councilwoman Briggs voted nay, Councilman Gill voted nay, Supervisor Bellows voted nay.  
The resolution failed.

**Resolution #2009-124**

Offered by Supervisor Bellows

**Public Hearing on 2010 Budget**

Seconded by Councilwoman Briggs

BE IT RESOLVED to hold the Public Hearing for 2010 Budget on November 5 at 6:00PM at the Town Hall.

ALL Voted Aye

**From Depts.**

Councilwoman Hyman wanted to announce that the League of Woman Voters Debate was still on for Wednesday October 28<sup>th</sup> at 7:00PM at the West Hurley Firehouse.

Code Enforcement Officer Glen Hoffstatter said that we still do not have the final copy from our attorney for OWB Law.

**From the Floor:**

1. Mike Shultis suggested that we call non-profit organizations to donate our old phone system.
2. Dieter Harms said he was still waiting to get together with Ruth Wahtera to discuss the Zoning Revisions
3. Ernie Meyer wanted to thank the Town Board for the moment of silence for Fred Doty.

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

  
Judy Mayhon, Town Clerk