

A Town Board Meeting was held  
October 25, 2022 @ 7:00PM  
at the Town Hall

**Presiding:** Supervisor McKnight

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

Supervisor McKnight made a motion to open the Public Hearing for the Procurement Policy and seconded by Councilwoman Martin.

1. Tobe Carey thought the policy was a good idea for the environment.
2. Kristin thought it was an affordable alternative and protecting the environment.

Motion to close the PH by Councilwoman Martin and seconded by Councilman Simpson and all voted aye.

Councilman Simpson made a motion to open PH on Chicken and Bees and seconded by Councilwoman Martin.

1. Bill Teather was in favor
2. Diane Cline said there were benefits for keeping chickens and was in favor.

Motion to close the PH by Councilwoman Martin and seconded by Councilman Simpson and all voted aye.

Motion to open the PH for Zoning by Councilwoman Martin and seconded by Councilman Simpson and all voted aye.

1. Gordon said the Planning Board does not have authority to enforce. Need zoning enforcement.
2. Diane Cline wanted more information about the job.
3. Councilman Peter said it protects the town.
4. Supervisor McKnight said it would help ease the workload of the Building Department.

Motion to close the PH by Councilwoman Martin and seconded by Councilman Simpson and all voted aye.

Motion to open the PH for the 2023 Town Budget by Councilwoman Martin and seconded by Councilman Simpson and all voted aye.

1. Reigh Green said we need a date on website for budget documents to identify the revisions.
2. Diane Cline asked why elected officials are not getting a raise.
3. Bill Kemble asked about the adopted budget vs the amended.
4. The revised budget will be posted before the 9<sup>th</sup>.

Motion to close the PH by Supervisor McKnight and seconded by Councilwoman Martin and all voted aye.

Motion to open Public Comment by Councilwoman Martin and seconded by Councilman Simpson.

1. Elizabeth from Joys Lane talked about speeding on Joys Lane and how to solve the problem.
2. Supervisor McKnight will investigate solutions

Motion to close Public Comment by Councilwoman Martin and seconded by Councilman Simpson.

**Resolution # 2022-130**

**Offered by Supervisor McKnight**

**Accept the Minutes**

**Seconded by Councilman Boms**

BE IT RESOLVED to accept the Town Board minutes for the month September.

All Voted Aye

**Resolution # 2022-131**

**Offered by Councilman Martin**

**Halloween Curfew**

**Seconded by Councilman Boms**

BE IT RESOLVED, to set the Halloween curfew for October 31, 2021 at 8:00 PM for children age sixteen and under without an adult.

All Voted Aye

**Resolution # 2022-132**

Offered by Supervisor McKnight

**Unanticipated Revenue**

Seconded by Councilwoman Martin

BE IT RESOLVED, to Increase Revenue Lines:

1120.1	\$136,225.89
1560.1	\$31,889.78
1603.1	\$1,390.00
2001.1	\$330.00
2130.1	\$13,872.52
2401.1	\$6,831.03
2544.1	\$225.00
2610.1	\$8,719.33
2650.1	\$1,343.15
2655.1	\$318.25
2701.1	\$1,317.39
2770.1	\$4,591.25
3001.1	\$15,171.00
3005.1	\$52,104.56
3820.1	\$5 000.00
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	\$279,329.15

All Voted Aye

**Resolution # 2022-133**

Offered by Supervisor McKnight

**Adjust Budget Lines**

Seconded by Councilwoman Martin

BE IT RESOLVED,

To Increase:

A7110.1 Parks \$4,000.00

To Decrease:

A7310.1 Recreation PS \$4,000

To Increase the following Budget Lines as a result of Unanticipated Revenue:

Al220.1 Supervisor PS	\$8,000.00
Al 620.4 Buildings CE	\$15,000.00
Al 650.1 Central Comm PS	\$6,000.00
A5132.4 Hwy Garage CE	\$23,366.85
A8010.1 Zoning PS	\$21,500.00
A8090.4 Environmental CE	\$12,994.92

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\$86,861.77

ALL Voted Aye

**Resolution # 2022-134**

Offered by Supervisor McKnight

**Hire Public Information Officer**

Seconded by Councilman Humphries

WHEREAS, open government is dependent on the information that is available to the public, and

WHEREAS, residents have consistently express discontent with the amount of information available to constituents, and

WHEREAS, the Town of Hurley has a history of under-investing in positions that would enhance constituent services, and

WHEREAS, the Town of Hurley now wishes to rectify the situation by investing in additional staff to provide more consistent and clear information,

THEREFORE, BE IT RESOLVED, to create the position of Public Information Officer a part time position funded under budget line A1 650.1 for the sum of \$35,000 annually, and

BE IT FURTHER RESOLVED, to hire Jeremy Schiffres, who has the experience, skills and abilities to hold the part time non-competitive position, effective November 15, 2022.

All Voted Aye

**Resolution # 2022-135**  
**Offered by Supervisor McKnight**

**Hire Bookkeeper**  
**Seconded by Councilwoman Martin**

WHEREAS, the Town of Hurley has utilized the services of Sickler, Torchia, Allen & Churchill for decades to perform all bookkeeping, payroll and accounting; and

WHEREAS, there are now significant issues regarding the timely processing of vouchers for payment to vendors leading to late fees being levied or service being terminated;

THEREFORE, BE IT RESOLVED, to hire a part time bookkeeper to be paid \$35,480.00 annually out of Budget Line A1220. 1; and

BE IT FURTHER RESOLVED, to hire Leslie Perkins McKewan in the non-competitive, part-time position effective November 1, 2022 to begin the transition away to bring bookkeeping and payroll completely in-house as of January 1, 2023.

All Voted Aye

**Resolution # 2022-136**  
**Offered by Supervisor McKnight**

**Circulate LL, Clarifying Corner Lots**  
**Seconded by Councilwoman Martin**

WHEREAS the Planning Board of the Town of Hurley requested that Section 210-14 be revised to clarify the definition of rear yard and side yard in a corner lot; and

WHEREAS the Zoning Task Force has reviewed similar corner lot provisions in other municipalities in New York State and drafted and forwarded a proposed local law that clarifies Section 210-14 without changing its apparent meaning; and

WHEREAS the Town Board declares itself the lead agency under the State Environmental Quality Review Act and its implementing regulations (SEQRA) and declares that the proposed action is exempt from SEQRA pursuant to 6 NYCRR 617.5(c)(26) and (33) as a routine administrative action which has no impact on the environment;

NOW, THEREFORE, THE TOWN BOARD HEREBY RESOLVES that the Town Clerk shall circulate the draft local law annexed hereto, together with a copy of this resolution, to the Town of Hurley Building Department, Conservation Advisory Committee, Climate Smart Task Force and

Planning Board and to the Ulster County Planning Board, for report and recommendation to the Town Board within thirty days.

BE IT FURTHER RESOLVED that the Town Board sets the date of November 9 at 7:30 PM for a Public Hearing on said draft Local Law

**All Voted Aye**

**Resolution # 2022-137**  
**Offered by Supervisor McKnight**

**Hire Crawford & Ass for Drilling Landfill**  
**Seconded by Councilman Humphries**

WHEREAS the Town of Hurley owns a closed landfill on Dug Hill Rd in West Hurley, NY; and

WHEREAS on January 27, 2022 the Town entered into a consent order with the state Department of Environmental Conservation (DEC) to assess certain contamination at said landfill; and

WHEREAS after lengthy analysis and testing, and communication with DEC, Crawford & Associates has drafted a Site Characterization Investigation Work Plan and submitted such work plan to DEC for approval; and

WHEREAS such work plan includes, among other things, retaining a laboratory, a driller, a data validator and ground penetrating radar (GPR) provider for the upcoming landfill characterization investigation work (together, the "Subcontractors"); and

WHEREAS Crawford and Associates has solicited bids for each of these services, received those bids, evaluated the bidders and has identified the lowest responsible bidders; and

WHEREAS on October 18, 2022 Crawford and Associates wrote Supervisor McKnight to propose a contract for the Site Characterization Investigation Work Plan, including the work proposed for the Subcontractors and asserted that the Town can expect that costs will be on the order of \$50,000 to \$180,000; and

WHEREAS on October 20, 2022 DEC wrote Supervisor McKnight to communicate their approval of the revised Site Characterization Investigation Work Plan; and

WHEREAS services for the landfill characterization work require professional skills and discretion; represent public emergency expenditures in light of the public health and safety needs to remediate any contamination; and would be complicated by the impending winter weather; all of which are exceptions to the bidding requirements of the General Municipal Law and Town procurement policy.

**NOW, THEREFORE, THE TOWN BOARD HEREBY authorizes the Supervisor to execute the contract, in a form substantially similar to that proposed Crawford and Associates on October 18, 2022 for the Site Characterization Investigation Work Plan, or such other contract form as acceptable to the Town Attorney.**

**All Voted Aye**

**Resolution # 2022-138**  
**Offered by Supervisor McKnight**

**Adopt Local Law for Chicken and Bees**  
**Seconded by Councilman Simpson**

BE IT FURTHER RESOLVED that the Town Board of the Town of Hurley hereby adopts the Local Law regarding regulation of the keeping of chickens and bees and directs the Town Clerk to file the Local Law with the Secretary of State.

**All Voted Aye**

**Resolution # 2022-139**  
**Offered by Supervisor McKnight**

**Adopt Local Law Procurement Policy**  
**Seconded by Councilman Humphries**

WHEREAS, the Town's procurement of goods and services can assist in the effort to reduce adverse impacts on the natural and human environment, particularly global warming; and

WHEREAS, The Town of Hurley shares the responsibility of all local governments to take effective measures to reduce or limit the environmental impacts of their operations and to conserve resources; and

WHEREAS, the Town Board is considering a draft Local Law to amend the procurement policy in Chapter 35 the Town Code to add section 35-8 relating to environmental preferences in

procurement; and

WHEREAS, the Town Board held a public hearing on proposed Local Law\_ of 2022 on September\_, 2022 and heard comment from the public; and

WHEREAS, proposed Local Law\_ of 2022 is a Type II action under the State Environmental Quality Review Act pursuant to 6 NYCRR §§ 617.5(c)(31) and (33).

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Hurley hereby enacts Local Law\_ of 2022; and

BE IT FURTHER RESOLVED that the Town Clerk shall forward a copy of Local Law\_ of 2022 to the Secretary of State for publication.

All Voted Aye

**Resolution # 2022-140**  
**Offered by Supervisor McKnight**

**Planning Board Fees**  
**Seconded by Councilman Humphries**

WHEREAS, the Town of Hurley Planning Board fee schedule has not been updated in many years, and

WHEREAS, the Town has surveyed the Planning Board fees charged by other Towns within Ulster County and proposes the following attached Fee Schedule for the remainder of 2022:

NOW THEREFORE BE IT RESOLVED, to adopt the proposed Planning Board fee schedule for the remainder of 2022.

**Planning Fees**

Fee Type	Current Fee	New Fee
Special Use Permit	\$500	\$700 plus separate check in the amount of \$100 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing] plus separate initial \$500 escrow check or money order
Site Plan	\$400 plus \$150/dwelling or \$1,000 of floor space	\$600 plus separate check in the amount of\$ 100 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]; plus, \$200/dwelling or 0.50/1,000 sq. ft. of floor area for each structure plus separate initial \$500 escrow check or money order
Site Plan Final Plan review	0	\$200
Special Use Permit and Site Plan	0	\$1400- plus separate check in the amount of \$100 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]; plus, separate initial \$500 escrow check or money order
Subdivision	Commercial-\$500 plus \$150/lot or structure	Commercial-\$800- plus separate check in the amount of\$100 for pt public hearing fee [legal notice and certified neighbor mailing]; plus, \$250/lot or structure on each lot, plus separate initial \$500 escrow check or money order
Subdivision	Residential-\$500 plus \$150/lot or structure	Residential-Minor-\$800-plus separate check for I <sup>st</sup> public hearing fee of 1 00.00 [legal notice and certified neighbor mailing]; plus, \$250/lot or structure on each lot, plus separate initial \$500 escrow check or money order
Subdivision	Residential-Major-0	Residential-Major-\$!,000 plus separate check in the amount of \$JO0 for pt public hearing fee [legal notice and certified neighbor mailing]; plus, \$300/lot or structure on each lot, plus separate initial \$500 escrow check or money order
Subdivision Final approval fee (due prior to map signing	Commercial-\$150/lot or structure	Commercial-\$200/lot or structure plus final escrow balance
Subdivision Final Approval fee (due prior to map signing	Residential-\$100/lot or structure	Residential-Minor-\$150/lot or structure

Subdivision fee-Final Approval Fee (due prior to map signing	Residential-\$100/lot or <b>structure</b>	Residential-Major-\$150/lot or structure
Recreation Fee in lieu of deeded parkland in Major subdivision, Condominium, Town	\$500	\$1,500.00 for each additional lot created by subdivision or each dwelling unit created by Site Plan, Condominium, Townhouse, other multi-family

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House, apartments or other Multi-family dwellings		dwellings, apartments, except for Accessory Apartments which shall be \$500.00 Each lot/unit reserved for affordable housing; fee shall be reduced by \$100.00 for each lot/unit permanently designated for affordable housing
Visual Assessment	\$150/lot or structure	\$300/lot or structure (includes I site visit) each subsequent site visit-\$150
Certificate of Appropriateness	0	\$200 (includes 1 site visit) each subsequent site visit-\$150
Lot Line Revision	\$300	\$500, plus separate initial \$500 escrow check or money order
Re-Subdivision	0	\$500-plus separate check in the amount of\$100 for ! <sup>st</sup> public hearing [legal notice and certified neighbor mailing]) plus \$250/lot or structure on each lot, plus separate initial \$500 escrow check or money order
Sign-separate from Site Plan/SUP review	0	500 (includes 1 site visit) plus separate initial \$500 escrow check or money order
Workshop meeting	0	\$300
Zoning Permit/code <b>compliance review</b>	0	\$150
Public hearing fee, each public hearing other than 1 <sup>st</sup> which is paid at time of submission	0	\$100 due no later than 2 weeks prior to hearing
Excavation and Soil Mining	\$500	\$800-plus separate check in the amount of \$100 for I <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]; plus, separate initial \$500 escrow check or money order
Telecommunication Facility	0	Type I, II, III-900 plus separate check in the amount fee of I00.00 for I <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]) plus separate initial \$500 escrow check or money order
Telecommunication facility	0	Type IV, V-1500 plus separate check in the amount fee of I 00.00 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]) plus separate initial \$500 escrow check or money order
Storm water review	-Land disturbance equal or greater to 1 acre, but less than 5 acres-\$ I 000 -Land disturbance from 5-10 acres-\$2000 -Land disturbance greater than 10 acres-\$3000	-Land disturbance from 1-3 acres-\$2000 -Land disturbance from 3-5 acres- \$4000 -Land disturbance from 5-8 acres-\$6000 -Land disturbance from 8-10 acres-\$8000 -Land disturbance greater than 10 acres-\$8000 plus \$1500/acre

Land Disturbance prior to submission of any application	0	-Grass/tree clearing with no land disturbance-\$ I000 plus application fee Ground disturbance -\$500-1/4-acre ground disturbance -\$750-1/2-acre ground disturbance -\$1000-3/4-acre ground disturbance -\$1350-1-acre ground disturbance -\$250-each ¼ acre ground disturbance above I-acre plus I-acre fee
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**Zoning Fees**

Fee Type	Current Fee	New Fee
Area Variance	\$100 plus \$50 public hearing fee	\$400- plus separate check in the amount fee of 100.00 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]
Use Variance	\$200 plus \$50 public hearing fee	\$500- plus separate check in the amount fee of 1 00.00 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]
Appeal of CEO/ZEO	\$300 plus \$50 public hearing fee	\$650 plus separate check in the amount fee of 100.00 for 1 <sup>st</sup> public hearing fee [legal notice and certified neighbor mailing]
Public hearing fee, each public hearing other than 1st which is paid at time of submission	0	\$100 due no later than 2 weeks prior to public hearing

ESCROW-The initial amount of \$500 submitted at time of application may be increased at first meeting once complexity of application is determined by the Board and/or it's Consultant. Once the balance falls below half the initial amount, the escrow must be replenished to a balance of\$2,000. Monthly statements will be mailed to Applicants. Upon receipt of all bills, the balance, if any, will be sent to the applicant. **No maps or final signed site plan will be given until all escrow bills are paid.**

**All Voted Aye**

Motion to adjourn was made Councilwoman Martin and seconded by Councilman Humphries

Town Clerk