

**Hurley Town Board Meeting
September 19, 2023 @ 7:00 PM
at the Town Hall**

MINUTES

Presiding: Supervisor McKnight

Attending: Councilmember Humphries, Councilmember Boms, Councilmember Martin,
Councilmember Simpson

Also present: Cassandra Britton, Town Attorney, members of the public

Meeting called to order at 7:00 by Supervisor McKnight

1. Public Comment –

- ✓ Shabazz Jackson– Clintondale: Zero Waste/Greenway compostable snack bags
- ✓ Diana Cline – Fairview Ave.: Questioned staffing in the Building Department
- ✓ Jordan Bem – Heritage Dr.: Stated that he is waiting for a building permit

Motion to close public comment offered by Councilmember Martin, Seconded by Councilmember Simpson. *All in Favor*

2. Opening Sealed Bid for 10-ton trailer for Highway Department

- Trailers LLC - \$16, 917
- Technology International Inc. - \$21,500
- Bids will be forwarded to the Highway Superintendent for review and recommendations.

3. Presentation by Cornell Cooperative Extension – presentation on adapting to climate change and becoming more sustainable. (Overview of presentation posted at tinyurl.com/2y6vk24v.)

4. RESOLUTIONS -

Resolution No. 2023-61

**Advertise for a sealed bid for drainage improvements
for Wildwood Dr. and Kemble Terrace**

Moved by Supervisor McKnight

Seconded by Councilmember Martin

WHEREAS, Brinnier and Larios, P.C. (“Project Engineer”) has requested that the Town proceed with advertising for requests for bid for the Town of Hurley to improve stormwater drainage along Woodland Drive and Kemble Terrace for project no. TH-221 within the Town of Hurley pursuant to specifications substantially in the form, on file with the Town Clerk; and,

WHEREAS, pursuant to local and state law the expected costs of construction will exceed the

threshold requiring the procurement of the same to be advertised for bids; and,

WHEREAS, under the State Environmental Quality Review Act the proposed Project constitutes a Type II action, as it is a maintenance or repair involving no substantial changes in an existing structure or facility;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Hurley, does hereby authorize and direct the Town Clerk to advertise for requests for sealed bids, in accordance with the foregoing specifications.

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	X	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

Resolution No. 2023-62

Appoint Karen Gill to CAC

Moved by Supervisor McKnight

Seconded by Councilmember Boms

WHEREAS the Town of Hurley Conservation Advisory Committee (“CAC”) was created as part of the General Municipal Law by the State of New York to advise in the development, management and protection of the municipality's natural resources; and

WHEREAS, Karen Gill has submitted her bio, which is attached to this resolution, and expressed interest to fill one of the vacant seats;

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Hurley, that Karen Gill is hereby appointed as a member of the Conservation Advisory Committee to a two-year term expiring 2025

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	X	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

Resolution No. 2023-64

To hire Paul Economous and Troy Ashdown

Moved by Supervisor McKnight

Seconded by Councilmember Simpson

Discussion

Motion to enter Executive Session by Councilmember Boms, seconded by Councilmember Simpson.
All in favor

Motion to exit Executive Session by Supervisor McKnight, seconded by Councilmember Simpson.
All in favor

Resolution No. 2023-64

To hire Paul Economos as Zoning Enforcement Officer

Moved by Supervisor McKnight

Seconded by Councilmember Simpson

Whereas, the Town of Hurley has a need for a Zoning Enforcement Officer; and
WHEREAS, Paul Economos was interviewed for the position of Zoning Enforcement Officer and

WHEREAS, NYS Law dictates that Towns must have a Zoning Enforcement Official if they have Zoning, and

WHEREAS, the absence of a certified official necessitates that the Town of Hurley have staff in place with the proper credentials to perform Fire Inspections, Building Safety Inspections and Zoning Enforcement, and

Therefore, Be It Resolved to hire Paul Economos to perform the duties of Zoning Enforcement Officer for a maximum of 40 hours per week at a rate of \$1442.32 per week for the remainder of 2023, contingent upon receipt of 2 letters of reference one of which should be from an attorney who has used him as an expert witness.

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	abstain	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

Resolution No. 2023-65

To hire Troy Ashdown as Building Inspector/Code Enforcer

Moved by Councilmember Martin

Seconded by Councilmember Simpson

WHEREAS, the Town of Hurley has a need for a Code Enforcement Officer; and

Michael Boms, Councilmember	X
Jana Martin, Councilmember	X
Gregory Simpson, Councilmember	X

Resolution No. 2023-59

Authorizing Gutter Repair

Moved by Supervisor McKnight

Seconded by Councilmember Martin

WHEREAS, the gutters on the Hurley Town Hall building, located at 10 Wamsley Pl., have been damaged and create water damage to the building; and

WHEREAS, pursuant to the §35-3(A)(2) of the Hurley Town Code, all purchases of less than \$3,000 but greater than \$1,000 require an oral request for the goods and oral/fax quotes from two vendors; and

WHEREAS, the Town of Hurley attempted to solicit quotes from Top Notch Gutter, Apollo Seamless gutters, Cannon Seamless Gutters, and All American Gutters; and

WHEREAS, Apollo Seamless Gutters has quoted an estimate of \$1500 to clean up, fix the gutters, fix one downspout, and fix the gutters guard.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Hurley, hereby authorizes Apollo Seamless Gutters to repair the gutters at the Hurley Town Hall for the above quoted price.

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	X	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

Resolution No. 2023-63

Authorize Supervisor of the Town to enter into Memorandum of Understanding with Ulster County Sheriff 's Office pertaining to the transfer of custody of arrestees for arraignment before the Ulster County Centralized arraignment part located at the Ulster County Enforcement Center

Moved by Supervisor McKnight

Seconded by Councilmember Simpson

WHEREAS, New York State law allows counties to create off-hours, centralized arraignment

parts (“CAP courts”) to facilitate timely court processing and an individual’s right to counsel at first appearance after arrest; and

WHEREAS, CAP courts aim to foster efficiency and ease logistical and administrative burdens by assigning off-hours arraignments to local criminal court judges according to a rotating, predetermined schedule; and

WHEREAS, CAP courts ensures that a judge within the county is always available to handle an arraignment; and

WHEREAS, the Ulster County Magistrate’s Association (“UCMA”) has approved the creation of a CAP court in Ulster County (“Ulster CAP court”) and submitted a proposal to the Hon. Gerald W. Connolly, Administrative Judge New York State Third Judicial District for approval; and

WHEREAS, the Third Judicial District is in the process of approving both the plans and the protocol for the Ulster CAP court to be located at the Ulster County Law Enforcement Center (“UCLEC”); and

WHEREAS, the Ulster County Legislature has approved the funding for the assignment of Court Clerks and a public defender to be available for the Ulster CAP court; and

WHEREAS, a Memorandum of Understanding, (“MOU”), attached as Exhibit A, is now required to be executed between each municipality with a police agency located in Ulster County (“police agency”) and the Ulster County Sheriff’s Office (“UCSO”); and

WHEREAS, the MOU will permit the UCSO to take custody of the arrestees of a police agency and temporarily house the arrestee within the UCLEC; and

WHEREAS, the USCO agrees to safely, and securely, maintain custody of these individuals under the terms and conditions of MOU; and

WHEREAS, the Ulster County CAP court shall assure consistency in representation as well as the afterhours schedules of the city, town and village justices; and

WHEREAS, the Ulster County CAP court will result in a more efficient and effective police agency by removing the burdensome and time-consuming task of attempting to recruit a local Judge and public defender to perform an afterhours arraignment; and

WHEREAS, the Ulster County CAP court will allow the members of a police agency to more quickly return to other duties once the arrestee has been processed and transferred to the UCSO; now

THEREFORE, BE IT RESOLVED, that the Town of Hurley hereby authorizes the Supervisor/Mayor to execute the MOU.

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	X	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

Resolution No. 2023-60

Establishing a date for a Public Hearing regarding the adoption by the Town Board of the Town of Hurley of proposed Local Law No. D

Moved by Supervisor McKnight

Seconded by Councilmember Simpson

Proposed) of 2023; A local law amending Chapter 35 of the Code of the Town of Hurley, entitled ‘Procurement Policy, to Provide the Town with All Powers Possible Under State Law in Procuring Goods or Services’ (the “Proposed Local Law”) was presented to the Town Board of the Town of Hurley; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQR), the Town Board has determined that the proposed local law is best described as a local legislative decision concerning routine administration and management under the State Environmental Quality Review Act and that adoption of this Local Law constitutes a Type II action which will not have a significant effect on the environment;

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Hurley as follows:

1. The Proposed Local Law is hereby classified as a Type II SEQRA action.
2. The Town Board shall hold a public hearing on the Proposed Local Law on October 3, 2023, at 7 p.m. at the Town Hall, 10 Wamsley Place, 12443, Hurley, New York, to hear all interested parties on said Proposed Local Law.
3. The Town Clerk is hereby authorized and directed to publish notice of said public hearing in the Daily Freeman, the official newspaper of said Town on or before September 24, 2023 which is not less than ten days prior to the date of said public hearing.

	<u>AYE</u>	<u>NAY</u>
Melinda McKnight, Supervisor	X	
Peter Humphries, Deputy Supervisor	X	
Michael Boms, Councilmember	X	
Jana Martin, Councilmember	X	
Gregory Simpson, Councilmember	X	

5. New Business

- Grant monies available from Partners for Climate Action for building decarbonization upgrades – deadline for submission is November 21, 2023
- Money could be used to do efficiency updates to town hall and libraries
- Septic tank has not been pumped in years, over full, caused flooding in bathrooms, parts of tank broken, need authorization to contact septic repair company, need to fix cover
- Update on Zero Waste, Town Attorney reported that contract is in process and will be completed soon

Motion to adjourn offered by Supervisor McKnight, Seconded by Councilmember Simpson.
All in Favor

Respectfully submitted,

Annie Reed
Hurley Town Clerk