

Minutes of a regular meeting of the Town Board of the Town of Durham held May 15, 2007, at the Town Building in Oak Hill, NY.

**Present:** Gary Hulbert - Supervisor  
 Robert Elpel – Councilman  
 Linda Sutton – Councilwoman  
 Jodi Wood – Councilwoman  
 William Carr – Councilman

**Secretary:** Chris Kohrs – Deputy Town Clerk

**Others Present:** Tal Rappleyea – Town Attorney  
 Wes Moore – Highway Superintendent  
 Charles Soderblom – Town Clerk

Supervisor Hulbert called the meeting to order at 7:30. There were 18 people present.

Naomi Rubin and Florence Ohle from Community Action gave a presentation on the projects handled in their office. They formed in 1964 to fight the war on poverty. They have helped people acquire low interest car loans, so they have transportation to work and healthcare for low-income families, food pantry, housing, legal advice, classes on child care, energy help, among other projects.

Donald Zeh, attorney for Mr. Maggio reviewed the revised site plan for the Route 23 project. The proposed 48 units will be built as condominiums in a town home style in blocks of six with community water and septic. The road will be 24' wide, owned and maintained by the Association(s). There may be more than one association for the project, one for the homeowners and one for the common use areas. Each unit will average 1000 sqft per floor. Sales are targeted towards seasonal and second home homeowners. Additional discussion followed.

**Mr. Carr motioned for the Town of Durham to be designated as lead agency for the Route 23 Condo project, seconded by Ms. Wood. All were in favor motion carried.**

**Ms. Wood motioned to authorize Town Attorney Rappleyea to contact Greene County to begin the coordinated review process, seconded by Mr. Carr. All were in favor motion carried.**

**Mr. Elpel motioned to hire Lamont Engineering as consultant on the Route 23 Condo project, seconded by Mrs. Sutton. All were in favor motioned carried.**

**Mrs. Sutton motioned to accept the minutes of April 3 & 17 as corrected, seconded by Ms. Wood. All were in favor motion carried.** (Spelling error, grammar and date of July parade July 7)

Highway Superintendent Moore reported that the crew has been repairing shoulders of the roads damaged by storm April 15 & 16. He has rented a sweeper for two weeks to clean the hard surface roads. They are also repairing the dirt roads with crusher run and

stone dust materials mixed. A roller has been rented for two months at the cost of \$2,900.00 a month from Montanos Equipment to be used on the dirt roads as they are being repaired. As well as the pending, blacktop work. He will try to complete the blacktop work by mid July as the oil prices are targeted to increase mid summer.

Code Enforcement Officer Schmidt reported processing two violations (1-rubbish, 1-junk), one ticket, two complaints, and two structures.

Building Inspector Cunningham issued 2 septic permits, 1 septic replacement, 2-2 unit building permits, 1 demolition permit, 1 mobile home permit, 4 additions and alterations, 3 – decks, 1-storage, 1-renewal, 2 certificates of occupation and 6 certificates of certifications.

The board was in receipt of the report from the Judges’.

There was no report from the police department.

Attorney Rappleyea had nothing new to report on.

Tax collector reported collection of 2169 parcels leaving \$470,876 open to collect.

The public hearing scheduled for the Local Law #4 to be held June 5, as it was not advertised for tonight.

Dr. Goldstein has received the contract for the Quality Community Grant and will schedule a meeting with the committee to move forward with the project.

Dr. Goldstein received authorization from the board to pursue the opportunities available through DEC Hudson River Estuary Grant program.

Once contract is received from Senator Seward’s office for East Durham’s sidewalk project (\$30,000), Supervisor Hulbert will search for an engineer to draw up plans for the project.

Judge Tirpak informed the board that Judge Lucente will not be returning to the bench nor will he seek re-election in the fall. Judge Rose, from Greenville, compensation will be \$703.08 per month beginning July 1, 2007.

The town received notice from Central Hudson that a permit and insurance is required when items are attached to the poles, such as flower baskets. The insurance is covered under our general liability coverage and should not be an additional expense. The Durham Community Planners has completed the permit for the hanging baskets. It is their hope that the baskets will be ready and hung for Memorial Day.

Town Clerk Soderblom is working with NYAir to hook up to domain.gov.

Assemblyman Lopez and Senator Gillibrand are reviewing our three-part sidewalk project for East Durham.

The historical sign for Cornwallville should be repaired soon, as the artisan has returned from his winter residence.

**Ms. Wood motioned to enter into executive session seconded by Mrs. Sutton to discuss a personnel issue at 9:15.**

The regular meeting reconvened at 9:28 p.m. with no action taken.

The board discussed with Code Enforcement Officer Schmidt the proper procedures for Site Plan Review Applications. The town clerk is to receive all Site Plan Review Applications to forward to the board. No building permits are to be issued until the board has approved the application. Stop work orders are to be issued on building permits issued with out Site Plan Review board approval. An exception was made for Little John's Pizzeria, as their application was received in January and has been on the code enforcement officer's desk since then, provided they attend the June 5 workshop to review their site plan application.

CEO Schmidt will address the camping trailer on County Route 27 that is not in compliance with minimum road set backs.

**Ms. Wood made the motion to approve the following vouchers for payment, seconded by Mr. Carr.**

Abstract #708, consisting of 2007 Vouchers #348 through #368 for \$17,247.51 was reviewed and approved for payment. The total was broken down as follows:

General Funds	\$	1,731.45
Trust and Agency	\$	15,516.06

Abstract #709, consisting of 2007 Vouchers #369 through #416 for \$91,864.53 was reviewed and approved for payment. The total was broken down as follows:

General Funds	\$	57,000.42
Highway Funds	\$	34,240.49
Street Lighting	\$	623.63

**Ms. Wood motioned to adjourn at 10:10 p.m. seconded by Mr. Carr.**

**Minutes approved:**

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Chris Kohrs, Deputy Town Clerk