

Minutes of the Organizational meeting of the Town Board of the Town of Durham held January 19, 2010 at the Town Building in Oak Hill, NY.

**Present:** Gary Hulbert - Supervisor  
Linda Sutton – Councilperson  
William Carr – Councilperson  
Jodi Wood – Councilperson

**Absent:** Jerry Cunningham – Councilperson

**Secretary:** Chris Kohrs – Town Clerk

**Others Present:** Wes Moore – Highway Superintendent  
Larry Cooke – Code Enforcement Officer  
Thomas Sutton – Police Sgt.  
Tal Rappleyea – Attorney  
Sean Frey – County Legislator (7:55 p.m.)

Supervisor Hulbert called the meeting to order at 7:35 P.M. Twenty people were present.

**Mrs. Sutton motioned to approve the minutes of December 1 and December 15, 2009, seconded by Ms. Wood, all in favor motion carried.** (Hulbert-yea, Sutton-yea, Carr-yea, Wood-yea, Cunningham-Absent)

Supervisor Hulbert announced the following:

- Central Hudson Gas & Electric has submitted a request for a rate increase of 6%.
- Cairo Durham School will hold a facility use forum Feb 2, 7 p.m. at the Cairo Elementary Library and Feb 3, 7 p.m. at the Durham Elementary Cafeteria
- Gordon Bennett will attend the February 2 meeting to discuss a re valuation project. January 28, 7 p.m.
- The Town of Durham Agricultural Committee will hold an open house at the Durham Training Center.

Highway Superintendent Moore reported working thru five storms in the past four weeks (1-ice, 1-10" snow and the rest were smaller storms with extensive wind) and used 1070 tons of sand and salt. They ran out of salt in late December and had to have 59.99 tons delivered to get us into 2010. Currently are running low on sand and had 800 tons of snow sand material delivered from Carvers and 200 tons of salt delivered from Cargill (will be mixed together). The highway crew hauled in 220.48 tons of sand from Carvers and 4706 gals. of liquid calcium chloride was delivered. The liquid calcium is used in the very cold weather to make the sand and salt work at colder temperatures.

Building report – none

Code Enforcement Officer Cooke reported fifteen inspections and six new violations with one existing case closed. Four of the six violations were on one property. No new permits or certificates have been issued this month.

In 2009, CEO Cooke has completed 105 inspections resulting in 26 violations, 7 permits, 1 Certificate of Occupancy and 2 Certificates of Compliance.

In addition, CEO Cooke requested permission to attend the annual Codes Conference and School in Lake Placid the first week in March. This is only location in New York State where all 24 hours of required annual training can be obtained at once. Since the expense will be divided between, Durham and Greenville, there will be no expense to Durham this year and Durham will be responsible for the expense in 2011.

He also reported he has received the civil penalty assigned to Carousel House as stipulated by the agreement. He has received no communication from DEC regarding the failed septic at Erin's Melody and will follow up this week.

Sgt. Sutton reported the police department handled four accidents, violent domestic call. Letter from Dept of Motor Vehicle current tickets are outdate and new ones are on their way.

Greg Korner-Fox president of the Durham Volunteer Rescue Squad reported had 15 calls handled 9 with the remaining 6 handled by mutual aid from surrounding towns. Daytime calls are still difficult to cover. They have 30 active members, 7 enrolled in the EMT class that will graduates in March. The electronic PCR training will occur this week once they are online with the electronic PCR it will enhance patient care and should improve the billing and collection process. They continue to look for volunteers, drivers and medical personnel.

**Ms. Wood motioned to appoint Reay Mahler as the town's representative to the Greene County Emergency Services Council, seconded by Mr. Carr all in favor motion carried.** (Hulbert-yea, Sutton-yea, Carr-yea, Wood-yea, Cunningham-Absent)

Clerk/Collector Kohrs reported collecting 721 parcels, \$785,910.78 taxes leaving \$2,542,911.64 uncollected. \$601,972.00 remitted to the Supervisor as of January 19, 2010.

Mr. Carr will be discussing the current moratorium with the Town Attorney and expects to have comments at the next meeting.

**Mr. Carr motioned to amend the organizational resolution 2010-01as follows: Add to the patrolmen salary schedule Marriott at \$13.70 per hour and amended Miller from \$13.45 to 13.70 per hour, motion seconded by Wood all in favor, motion carried.** (Hulbert-yea, Sutton-yea, Carr-yea, Wood-yea, Cunningham-Absent)

**Ms. Wood motioned to appoint Linda Sutton and Ken Dean to the Historic Commission each for a five year term, seconded by Mr. Carr all in favor motion carried.** (Hulbert-yea, Sutton-abstained, Carr-yea, Wood-yea, Cunningham-Absent)

The board discussed the proposed legislation concern outdoor wood burning stoves and the recommended DEC regulation. Concerns for mandated compliance of current owners, grandfather clause vs. five year graduated compliance. Discussion followed no action taken will address at next meeting.

Attorney Rappleyea explained we could adjust our Dog Compliance fees/fines by resolution annually, no action taken at this time to be discussed at next meeting.

Ms. Wood and Mr. Carr met with director of Social Services to discuss how the town can work with SS to ensure that placements are in safe residences. Other towns have the Code Enforcement officer inspect and approval any residence where the landlord requires a security deposit prior to renting to someone who is applying for social service assistance. Ensure there are smoke and co detectors, running water, acceptable healthy living environments. There is a concern that people may be moving into residents that have not been permitted properly to house them. Social Services will contact our Code Enforcement Officer when an individual is looking to rent a place, which requires a security deposit. The unit will not be rented until the CEO completes a satisfactory inspection.

There is nothing new to report on the cell tower project.

Guy Norbury offered comments on the placement of those receiving social service assistance, they are not placed, they choose where they would like to reside. He questioned the amount of tax for a single-family residence vs. a multifamily residence, residence vs. business.

**Mrs. Sutton made a motion to approve the transfers and seconded by Mr. Carr. All were in favor and the motion carried.** (Hulbert-yea, Sutton-abstained, Carr-yea, Wood-yea, Cunningham-Absent)

FROM:	General Surplus		\$ 17,712.00
TO:	A1410.400	Town Clerk, Contractual	\$ 62.00
TO:	A5132.207	Garage, Capital	\$ 16,000.00
TO:	A5132.400	Garage, Contractual	\$ 1,650.00
FROM:	Hwy Surplus		\$ 8,050.00
TO:	DA5110.400	Road Maintenance	\$ 1,525.00
TO:	DA5130.400	Machinery Contractual	\$ 3,025.00
		Snow Removal,	
TO:	DA5142.400	Contractual	\$ 3,500.00
FROM:	Lighting Surplus		\$ 757.00
TO:	SL5182.25	East Durham No 1	\$ 257.00
TO:	SL5182.26	East Durham No 2	\$ 257.00

TO:	SL5182.27	Durham	\$	73.00
TO:	SL5182.28	Oak Hill	\$	170.00

Abstract #924, consisting of 2009 Vouchers #968 through #985 for \$61,907.14 was reviewed and approved for payment. The total was broken down as follows:

General Funds	\$ 11,570.76	
Highway Funds		\$ 16,443.32
Trust & Agency	\$ 33,893.06	

Abstract #925, consisting of 2009 Vouchers #986 through #1022 for \$35,596.78 was reviewed and approved for payment. The total was broken down as follows:

General Funds	\$ 21,368.40	
Highway Funds	\$ 13,442.45	
Street Lighting	\$ 785.93	

Abstract #1001, consisting of 2010 Vouchers #101 through #139 for \$89,760.56 was reviewed and approved for payment. The total was broken down as follows:

General Funds	\$ 34,146.70	
Highway Funds	\$ 55,613.86	

**Mrs. Sutton motioned to adjourn at 8:28 p.m. seconded by Ms. Wood.**

**Minutes approved:**

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Chris Kohrs, Town Clerk