

REGULAR MEETING, TOWN OF DURHAM, APRIL 20, 2010

A regular meeting of the Town Board of the Town of Durham, County of Greene and the State of New York was held at the Town Hall, 7309 State Route 81, East Durham, NY on the 20<sup>th</sup> day of April 2010.

PRESENT: Gary Hulbert ---- Supervisor  
Linda Sutton ---- Councilperson  
Jerry Cunningham ---- Councilperson  
William Carr ---- Councilperson  
Chris Kohrs ---- Town Clerk

ABSENT: Jodi Wood ---- Councilperson

OTHERS PRESENT: Sean Frey, County Legislator; David Cunningham, Building Inspector; Wes Moore, Highway Superintendent; Tal Rappleyea, Attorney; Larry Cooke, Code Enforcement Officer; Thomas Sutton, Police Sgt., Hillary Hawke, Daily Mail; twenty-three residents.

Supervisor Hulbert called the meeting to order at 7:32 p.m. with the pledge to the flag.

**Mrs. Sutton motioned to approve the minutes of March 2 and March 16, 2010, seconded by Mrs. Sutton, all in favor motion carried. (Yeas-4, Hulbert, Sutton, Cunningham, Carr, Nays-0, Absent-1, Wood)**

Mr. Hulbert read the following public notice regarding Stiefel Laboratories:

**GlaxoSmithKline to Transfer Oral Care Product Manufacturing to Oak Hill  
Old Stiefel Site to Remain Open as Centre of Excellence saving 211 jobs**

Oak Hill, Greene County NY - GlaxoSmithKline & the Greene County Industrial Development Agency jointly announced this afternoon a plan to transfer oral care product manufacturing to its Oak Hill, New York facility. The location was previously owned and operated for many years by Stiefel Laboratories and was purchased by GSK in August of 2009.

“This announcement is the accumulation of a total team effort at all levels of government coordinated by the Greene IDA,” explained Greene IDA Chairman Paul Slutzky. “We worked closely with our partners and Walt Palmer, the Senior Director for Supply Chain Operations for Stiefel, A GSK Company, to make the Oak Hill location globally competitive giving us this opportunity to save these local jobs.”

The gradual closing of the Stiefel site was announced on Veteran’s Day this past year with final production anticipated in 2012. This closure plan included the transfer of all current manufacturing of the Oak Hill site’s dermatology products to another GSK site in Mississauga, Canada. This decision presented an opportunity to utilize the existing Oak Hill facility to establish a Centre of Excellence for the supply and manufacture of GSK’s oral care products. This shift in manufacturing strategy now keeps the facility open and

presents future growth possibilities. The current job level of approximately 260 and anticipated total elimination of the workforce will now be at 211 once the new manufacturing is in place and until other potential expansion concepts are successful.

Plans to transfer the manufacture of dermatology products out of Oak Hill will continue and be complete by the end of 2011. It is anticipated that the transfer of oral care products from GSK's Clifton, N.J. plant to Oak Hill will be complete by the end of 2012.

As a result of an outstanding local workforce, state of the art manufacturing facilities, energy efficiency assistance and several targeted financial and regulatory partnerships with various agencies including Empire State Development, Division of Housing and Community Renewal, NYSERDA, DEC and the Greene IDA, the overall competitiveness of the Oak Hill site was achieved. Ultimately this made the site attractive for GSK to decide that the transfer of its current oral care manufacturing, currently being done in Clifton; to Oak Hill was a good business decision.

"I'm pleased GlaxoSmithKline will be transferring operations and keeping its doors open here in New York State. This is a huge win for the Capital Region," said Empire State Development Chairman and CEO designate Dennis M. Mullen. "Under the leadership of Governor Paterson, Empire State Development was able to partner with several agencies and local organizations to ensure the viability of Greene County's largest manufacturer and private sector employer. The company's long-term commitment to the area will not only save critical jobs in the region, but will also provide an opportunity for future growth at the Oak Hill site in Greene County. As we work towards rebuilding New York, this is exactly the type of investment that will help sustain our local economy and get us on the road to fiscal recovery."

The NYS Division of Housing and Community Renewal Acting Commissioner Brian Lawlor said, "DHCR is proud to join our partners at the Greene County IDA, the Town of Durham and Empire State Development Corporation in supporting the effort to retain GSK/Stiefel Laboratories and their manufacturing jobs here in New York State. These investments will allow GSK/Stiefel to maintain its place as the largest private sector employer in Greene County and will continue to create local economic opportunities for the working families of this important community."

GSK/Stiefel's decision to remain in New York is welcome news for Greene County and the entire region," said Francis J. Murray, President and CEO of NYSERDA. "Along with our partners in the state and local government, we look forward to working closely with company officials to do everything we can to ensure that it has a long and prosperous future in New York State."

State Environmental Conservation Commissioner Pete Grannis said, "My department is committed to working with local and company officials to help the manufacturing transition and ensure the optimum operation of critical wastewater facilities. We are happy to be part of the team that pro-actively came to the table to save these local jobs."

Wayne Speenburgh, Chairman of the Greene County Legislature added, "Through the hard work of many and the aggressive response of our Greene IDA, the end result of this

announced deal is the preservation of 211 jobs in Greene County and the investment of approximately \$56 million into the site by GSK. I and the other members of the Greene County Legislature are thrilled and look forward to a long and prosperous future with our new partners.”

“I congratulate GSK for this important decision that will impact many lives in my local community and thank all those that worked so diligently to enhance Oak Hill as a competitive place for manufacturing, please count on the Town of Durham as one of your many dedicated partners,” emphasized local Greene County Legislator Sean Frey.

Greene County IDA Executive Director Sandy Mathes concluded, “I must single out those that aggressively came to the table in our time of need to focus on making this site in Oak Hill competitive in the global marketplace. This was our single goal for it was the only way to have a constructive discussion with our partners at GSK regarding keeping this essential manufacturing facility operational thus employing local families. Special thanks to Walt Palmer of GSK/Stiefel, Regional Director Peter Wohl of Empire State Development, Deputy Commissioner Joseph Rabito from DHCR, DEC Commissioner Alexander Grannis and Region 4 Director Gene Kelly, Director of External Affairs Tom Lynch of NYSERDA, Deputy Commissioner of Workforce Development Bruce Herman from DOL and the Greene County IDA Board of Directors and for keeping the faith as we all pursued this perceived impossible outcome. The people of Greene County thank you all.”

Legislator Frey commented that county sales tax revenue is running 5% below projected budget. On the bright side Greene County is better than the surrounding counties as some are averaging 10-15% below and a few are as high as 30%. The legislators continue to watch the budget very closely and ask all departments to watch spending. The Main Street Revitalization funding has been reduced from \$150,000 to \$50,000, of which \$15,000 has been acquired for Durham. The Greene County Court house renovations will be complete by the end of April and is estimated to come in at approximately ½ million under budget even with change orders.

Highway Superintendent Moore reported hauling in 1,218 ton of stone for summer work, they are cleaning up tree limbs, repairing shoulders of the road, fixing dirt roads from winter damage, prepping for summer, and sweeping roads. He is working on specs for a new snowplow, estimates it will run around \$184,000. The truck purchased in 2003 cost \$147,000. He attributes the rise in cost to the increase in steel; the motor alone is \$6,000 more. His original specs came in at \$212,000, which was too much; he has been fine tuning it to bring it down to \$184,000. He has \$120,000 of the \$147,000 set aside from the FEMA money received in 2009 to help off set the cost.

Building Inspector Cunningham reported issuing three certificates of compliance, four demolition permits, six building permits (one garage permit, one house, two decks, one addition, one storage, one renewal), and one septic replacement permit.

Code Enforcement Officer Cooke reported performing twenty-four inspection, issuing one new violation, one stop work order, one existing violation has been closed, the total collapsed buildings due to snow, reported to the county are thirty-three and some

additional buildings have been reported since submitted. All but nine property owners have contacted him with their status. He will be starting the unsafe building process on the former Glen Royal of Oak Hill. Supervisor Hulbert has had discussions with residents of the town who have expressed an interest in tearing the building down.

Clerk/Collector Kohrs reported 80% of the total tax warrant has been collected, 327 parcels are currently unpaid and second notices will go out in May.

Attorney Rappleyea continues to monitor the Weldon House litigation. He informed everyone that the suit against the town was completely dismissed by the court.

Historian Nahas has received some inquiries about the history of some of our homes, which he is researching.

Supervisor Hulbert informed the board the 2010 liability insurance will be \$36,000.

**Mr. Cunningham motioned to seek quotes for central air conditioning for the offices, seconded by Mr. Carr, all in favor motion carried. (Yeas-4, Hulbert, Sutton, Cunningham, Carr, Nays-0, Absent-1, Wood)**

James Tremble presented to the board a proposed subdivision originally submitted in 2005: Mr. Tremble owns parcels 48.02-1-26, 48.02-1-11 and 48.02-1-10. It is his proposal to extend the boundary lines of parcel 48.02-1-11 and 48.02-1-10 back to parcel 48.02-1-17, which is owned by Daniel Clifton. In order to do this it is necessary to convey part of parcel 48.02-1-26 to each parcel. Lots 48.02-1-11 and 48.02-1-10 are each non-conforming building lots, which are grandfathered with respect to our current building law as they were in existence at the time the law was adopted. The extensions of the boundary lines will not bring them into compliance only make them more desirable for future sale. The board instructed Mr. Tremble to provide a survey with the desired changes and set a public hearing for May 4, 2010 at 7:30 p.m.

The board received the Mass Gathering Application for Grey Fox Blue Grass Festival scheduled for July 15-18, 2010. They will discuss at the May 4, 2010 meeting.

**Mr. Carr motioned to approve the following transfer(s) seconded by Mr. Cunningham, all in favor motion carried. (Yeas-4, Hulbert, Sutton, Cunningham, Carr, Nays-0, Absent-1, Wood)**

Supervisor Hulbert recapped the meeting between Frasier Associates, Mr. Carr and himself. The town has received construction plans for a sidewalk project consisting of 5,600 feet from the Corner of County Route 20B and Our Lady of Knock Shrine on Route 145. A copy of the plans will be sent to NYS Department of Transportation for consideration of the sidewalk project offered with the replacement of the culvert replacement. Gary has not received a response to the letter that he sent to DOT and will follow up. To the extent possible at the time of construction PVC pipe will be placed where future lighting is planned. Discussion followed.

A letter of support was sent to the Greene County Agricultural Society and Greene County Youth Fair.

Alan Pavese explained he has spoken with representatives of AT&T and they have used Independent Towers in the past and are reviewing the viability of locating on the McCafferty Road site.

Abstract #1006, consisting of 2010 Vouchers #291 through #331 for \$52,495.56 was reviewed and approved for payment. The total was broken down as follows:

|                |              |
|----------------|--------------|
| General Funds  | \$ 436.96    |
| Highway Funds  | \$ 2,358.88  |
| Trust & Agency | \$ 49,699.72 |

Abstract #1007, consisting of 2010 Vouchers #332 through #368 for \$113,798.61 was reviewed and approved for payment. The total was broken down as follows:

|                 |              |
|-----------------|--------------|
| General Funds   | \$ 75,056.52 |
| Highway Funds   | \$ 37,983.04 |
| Street Lighting | \$ 759.05    |

**Mrs. Sutton motioned to adjourn at 8:34 p.m. seconded by Mr. Carr.**

**Minutes approved:**

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Chris Kohrs, Town Clerk