

Minutes of the meeting of the Town Board of the Town of Durham held October 5, 2004 at the Town Building in Oak Hill, N.Y.

Present: Gary Hulbert - Supervisor
William A. Carr, Jr. – Councilman
Robert Elpel - Councilman
Linda Sutton – Councilwoman
Jodi Wood – Councilwoman

Recording Secretary: Chris Kohrs – Deputy Town Clerk
Others Present: Wesley Moore - Highway Superintendent
Tal Rappleyea – Attorney for the Town
Guenther Ohm – Greene County Legislator
Charles G. Soderblom – Town Clerk

The Supervisor called the meeting to order at 7:32 P.M. with the Pledge to the Flag. Thirty-five people were present.

Mr. Ohm, Greene County Legislator reported that he had visited the Warren County Jail and described the facilities. The cost of the jail was slightly over \$24 million and the process took about five years from conception to completion. The Greene County Legislature is exploring options for a new facility as the state has found deficiencies with our current location.

The Work Session closed and the Public Hearing for the New York-New Jersey Trail Conference opened at 7:38 p.m. Adjoining property owners were mailed letters concerning the boundary line change. It will be creating one large parcel from two smaller parcels. **Mrs. Sutton made a motion which was seconded by Mr. Elpel to approve the boundary line change. All were in favor.** The Public Hearing for the New York-New Jersey Trail Conference closed at 7:50 p.m.

The Public Hearing for the Biolzi subdivision opened at 7:50. Adjoining property owners were notified of the subdivision. An adjoining neighbor Mrs. Carmody asked what was being done. Mr. Hulbert explained that the Biolzi's were subdividing their property. Mrs. Carmody did not have any objections. **Mr. Elpel made a motion which was seconded by Mrs. Sutton to approve the subdivision. All were in favor.** The Public Hearing for the Biolzi subdivision closed at 7:58 p.m.

The Public Hearing for the LaRosa subdivision opened at 7:58 p.m. The adjoining neighbors were sent letters. The Board reviewed the subdivision with the interested parties and with Attorney Rappleyea. The Board received a letter from abutting property owner Karen Lambert with a list of concerns regarding the pending subdivision and a request that the public hearing be adjourned until the concerns could be addressed. There was discussion on the condition and maintenance of the private road. Mr. LaRosa explained that a family member created the original subdivision and he had the understanding the road was built to Town specifications. He does not know why the road

was not taken over by the Town. Mr. Rappleyea made a recommendation to the Board that the sub divider be required to bring the road up to Town specs before the subdivision be approved. Additional discussion followed and the consensus was that Mr. Rappleyea has a valid concern that needs to be addressed in all future sub divisions; however, due to the 20-year tenure of this subdivision we could not fairly impose a restriction at this time. **Mr. Carr made a motion seconded by Ms. Wood that the subdivision of LaRosa be approved as proposed, all were in favor, and the motion carried.** The LaRosa Public Hearing closed at 8:25 p.m.

The regular workshop opened at 8:25 p.m.

Reay Mahler presented the Ambulance Squad budget. Mrs. Sutton asked about the third party billing expense. Reay explained that they pay 8% to the third party billing company for the service. Mr. Hulbert asked for the ALS quarterly reports. Reay said he would talk to Rick Vanderbeck.

Joe Van Holsteyn presented the East Durham Fire Company budget. The Fire Company is requesting \$83,000, the same as last year. The Fire Company is specing out a new fire truck and plan to pay for it with the funds they have in the truck fund.

Dot Wood presented the Oak Hill-Durham Fire Company budget. The fire company is requesting \$77,100.00 this year. George Wood reported that the state has mandated that new members have to complete 86 hours of training. Pete Weaver said that more time spent in training takes away the time they could use for fundraising. Mr. Wood suggested that people contact their state representatives about the required hours of training for volunteer service and the hardship it is creating. If the trend continues, we will not have volunteers and paid services would be necessary. The cost of these services would be more than the Town could bear.

The Code Enforcement, Al Schmidt, is asking that the Board approve a request for a six-volume set of Concrete Construction Manuals. The cost is \$709.50, which includes a membership fee. Mr. Hulbert said that the residential requirements are covered in the NYS Code Book and commercial is limited. Mr. Karkheck pointed out that the requested manuals list ASTM specs, which are required and listed on blue prints. No decision was reached.

Mrs. Moyer presented her plans for a subdivision with the required 50' right of way. A public hearing will be scheduled for November 2, 2004 at 7:30 p.m.

RESOLUTION REQUESTING A REDUCED SPEED LIMIT ON STONITCH ROAD

Mrs. Sutton offered the following resolution and moved its adoption:

WHEREAS a complaint has been received concerning the speed of vehicles traveling on Stonitch Road in the Town of Durham, and

WHEREAS the Town Board of the Town of Durham is in agreement that the 55 MPH Speed Limit is excessive, **THEREFORE**

BE IT RESOLVED that the Town of Durham requests that a reduced speed limit be established on Stonitch Road its full length from NYS Route 145 to Greene County Route 27.

Seconded by Mr. Carr.

Ayes: 5 Hulbert, Wood, Carr, Elpel, Sutton Noes: 0 Absent: 0

Mr. Elpel made the motion seconded by Mr. Carr to approve a request from Wes Moore to request bids for the Gradall. All were in favor and the motion carried.
Bids to be opened on November 2, 2004.

The budget meeting scheduled from October 14, 2004 will be October 12, 2004 7 p.m. as it was advertised for the 12th.

Ms. Wood made a motion seconded by Mr. Carr to adjourn at 9:00 p.m.

Minutes approved:

Chris Kohrs, Deputy Town Clerk