

The Town Board of the Town of Wallkill held a public hearing on January 12, 2006 at Town Hall 600 Rte 211 East at 7:25pm. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman McCarey. Also present J. McKay, Attorney for the Town and Town Clerk Louisa Ingrassia.

The Town Clerk read the following public hearing notice. PLEASE TAKE NOTICE that the Town Board of the Town of Wallkill will hold a public hearing on a proposed local law entitled "A local law amending existing Article II of Chapter 194-48E(1) of the Code of the Town of Wallkill" on the 12th day of January at 7:25 PM . At Town Hall, 600 Route 211 East, Middletown, Town of Wallkill, New York.

Section 194-48E (1) Local Limits is hereby amended by enacting a discharge limit for Suspended Solids of 400 mg/l

A copy of the proposed local law is on file in the office of the Town Clerk and available for inspection by interested persons during Town Clerk's business hours.

The Town Board will at the above date, time and place hear all persons interested in the subject matter hereof. Persons may appear in person or by agent. All written communications addressed to the Board must be received by the Board at or prior to the public hearing.

Supervisor Ward: Explains the Limits and the need for the amendment to the limits.

Councilman King: Questions regarding the need for the amendment.

PUBLIC COMMENT: None

MOTION BY: Mr. Ward to close public hearing at 7:27pm.

SECONDED BY: Mr. McCarey

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

PUBLIC HEARING CLOSED AT 7:27 PM.

The Town Board of the Town of Wallkill held a regular meeting on January 12, 2006 at the Town Hall 600 Rte 211 East at 7:30pm. Board Members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman McCarey. Also present J McKay, Attorney for the Town, Chief Quinn, Mr. Smith, Mr Lippert and Mr. Jacques.

Pledge of allegiance led by Supervisor Ward.

Moment of Silence for the passing of H. Glenn Hoyt.

SUPERVISOR WARD: Adds Resolution for Budget Transfer.

NO PUBLIC COMMENT ON THE AGENDA

MOTION BY: Mr. Ward to accept minutes of the December 22, 2005 meeting.

SECONDED BY: Mr. Mulqueen

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Mc Carey Voting Aye

MOTION CARRIED

Supervisor Ward: Condolences to Officer Badendyck on the passing of his mother.

CORRESPONDENCE

To: J. Ward

From: D. Greene OCEM

Red Cross volunteers are needed .Please call the Orange/Sullivan division for information.

To: J.Ward

From: Michael Cody

Request by the Veterans Committee to erect a statue or monument in Memorial Park in honor of the soldiers that have and are currently serving in Iraq.

MOTION BY: Mr.Ward

SECONDED BY: Mr.McCarey

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

To: J Ward

From: E.Jaques, Building Inspector

Request permission for E.Jaques and D Kimble to attend NYS Building Code Training on January 18, 2006 cost \$25.00 each.

MOTION BY: Mr.Ward

SECONDED BY: Mr.Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

To: J Ward

From: E.Jaques, Building Inspector

Request permission for W.Barrett and D.Benedetto to attend training session at a cost of \$30.00 each.

MOTION BY: Mr. Ward

SECONDED BY: Mr.: Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

To: J Ward

From: J Lippert, Commissioner of Public Works

Request permission to re-advertise for bids on a used truck tractor.

MOTION BY: Mr. Ward

SECONDED BY: Mr.Valentin

Mr.Valentin: Would like Highway Committee to review specifications before re bid.

Mr. King: Highway will meet this week and discuss.

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

RESOLUTIONS

WHEREAS, the Town Board of Wallkill has received a request for establishment of an open development area along a certain section of Lendle Lane in the Town of Wallkill; and

WHEREAS, said action by the Town Board establishing an open development area in the Town is authorized under NYS Town Law § 280-a. 4. and

WHEREAS, it is the recommendation of the Town of Wallkill Planning Board that said open development area be established; and

WHEREAS, the Town of Wallkill Commission for Conservation of the Environment does not oppose the approval of said request;

NOW, THEREFORE, it is hereby

RESOLVED, that an open development area is established along Lendle Lane in the Town of Wallkill at tax map designation Section 10 - Block 1 - Lot 2.21. Provided that the applicant fully comply with all terms and conditions as required by the Town's Engineer and Town Planning Board.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Mr. Valentin: Were the area residents notified as he requested at the earlier Public Hearing?

Mr. Ward: No

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting No

Councilman Mulqueen Voting No

Councilman McCarey Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of Wallkill has received a request for establishment of an open development area along a certain section of Roome Road in the Town of Wallkill; and

WHEREAS, said action by the Town Board establishing an open development area in the Town is authorized under NYS Town Law § 280-a. 4. and

WHEREAS, it is the recommendation of the Town of Wallkill Planning Board that said open development area be established; and

WHEREAS, the Town of Wallkill Commission for Conservation of the Environment does not oppose the approval of said request;

NOW, THEREFORE, it is hereby

RESOLVED, that an open development area is established along Roome Road in the Town of Wallkill at tax map designation Section 8 - Block 1 - Lot 24.3. Provided that the applicant fully comply with all terms and conditions as required by the Town's Engineer and Town Planning Board.

MOTION BY: Mr. Ward

SECONDED BY: Mr. King

Mr. King: Would like to commend Conservation Commission for a job well done.

Mr. Valentin: Would like the area residents notified.

Supervisor Ward: Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting No

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

Mr. Valentin: Resolutions need to reflect Councilman McCarey not Councilman Depew.
Town clerk will correct.

WHEREAS, the Town of Wallkill, in due diligence in compliance with the laws of the State of New York and in compliance with the rules set forth by the U.S. District Court in its Consent Decree relative to the Wallkill Police Department, canvassed and/or interviewed those individuals, who are on the current civil service list for Police Officer; and

WHEREAS, applying both the New York State Civil Service standards of selection, as well as the requirements of the Federal Consent Decree, **Michael R. Confield** from said Civil Service list have been found eminently qualified in knowledge, skill, and experience and have indicated acceptance of appointment to said position;

NOW, THEREFORE, IT IS HEREBY, RESOLVED

THAT the Town of Wallkill Town Board hereby appoints **Michael R. Confield** to the position of full time Police Officer in the Town of Wallkill Police Department in accordance with New York State Civil Service Law and according to the parameters set by the Federal Consent Decree

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|---------------------|--------------|
| MOTION BY: | Mr. Ward |
| SECONDED BY: | Mr. Valentin |
| Supervisor Ward | Voting Aye |
| Councilman King | Voting Aye |
| Councilman Valentin | Voting Aye |
| Councilman Mulqueen | Voting Aye |
| Councilman McCarey | Voting Aye |

MOTION CARRIED

WHEREAS, the Town of Wallkill, in due diligence in compliance with the laws of the State of New York and in compliance with the rules set forth by the U.S. District Court in its Consent Decree relative to the Wallkill Police Department, canvassed and/or interviewed those individuals, who are on the current civil service list for Police Officer; and

WHEREAS, applying both the New York State Civil Service standards of selection, as well as the requirements of the Federal Consent Decree, **Michael P. Donalsson** from said Civil Service list have been found eminently qualified in knowledge, skill, and experience and have indicated acceptance of appointment to said position;

NOW, THEREFORE, IT IS HEREBY, RESOLVED

THAT the Town of Wallkill Town Board hereby appoints **Michael P. Donalsson** to the position of full time Police Officer in the Town of Wallkill Police Department in accordance with New York State Civil Service Law and according to the parameters set by the Federal Consent Decree.

- MOTION BY:** Mr. Ward
- SECONDED BY:** Mr. Valentin
- Supervisor Ward Voting Aye
- Councilman King Voting Aye
- Councilman Valentin Voting Aye
- Councilman Mulqueen Voting Aye
- Councilman McCarey Voting Aye

MOTION CARRIED

RESOLVED, that the Town Board of the Town of Wallkill amends its enabling resolution pursuant to section of the Real Property Tax Law of the State of New York re-establishing the annual income eligibility limits to read as follows:

**FOR 2006 ROLL
SENIOR EXEMPTION LIMITS**

INCOME RANGE EXEMPTIONS

But less than \$24,000.00	50%
\$24,000.00 but less than \$24,999.99	45%
\$25,000.00 but less than \$25,999.99	40%
\$26,000.00 but less than \$26,999.99	35%
\$27,000.00 but less than \$27,899.99	30%
\$27,900.00 but less than \$28,799.99	25%
\$28,800.00 but less than \$29,699.99	20%
\$29,700.00 but less than \$30,599.99	15%
\$30,600.00 but less than \$31,499.99	10%
\$31,500.00 but less than \$32,399.99	5%

MOTION BY: Mr.Ward

SECONDED BY: Mr.McCarey

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

WHEREAS, the State of New York Department of Agriculture and Markets has requested proposals for its funding program to assist local municipalities in the purchase of development rights to agricultural lands to purchase development rights; and

WHEREAS, at the direction of the Town Board, a group of seven residents of the Town of Wallkill solicited, received and reviewed applications from agricultural landowners for the purpose of acquiring development rights upon their lands via acceptance of a conservation easement; and

WHEREAS, after evaluation of the applications received, the above referenced residents have found that the lands owned by William and Winifred Smiley, known as the Smiley Farm, at Tax Map Numbers 61-1-2 and 61-1-25.2, meet the requisite criteria for this purpose; and

WHEREAS, the State of New York is offering funding at 75% of qualified project costs, and the Town of Wallkill will pursue the remaining 25% of the costs through the Orange County Open Space Program and other non-governmental entities;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to execute and submit all necessary documents, applications and/or agreements required by the New York State Department of Agriculture and Markets for the purpose of purchasing the development rights for the Smiley Farm; and be it

FURTHER RESOLVED, that the Town Board of the Town of Wallkill hereby agrees to acquire the Conservation Easement for the Smiley Farm.

MOTION BY Mr. Ward

SECONDED BY: Mr. King

Mr. McCarey: What is the Town's share of the 25%?

Mr. King: \$0.00

Mr. Mulqueen: Questions regarding how we arrived at this? Counsel Mr. McLaughlin advised against filing an application. Hard work of the committee to get to this point.

Supervisor Ward: Voting Aye

Councilman King: Voting Aye

Councilman Valentin: Voting Aye

Councilman Mulqueen: Voting Aye

Councilman McCarey Abstain

MOTION CARRIED

HEREBY RESOLVED THAT THE FOLLOWING BUDGET
TRANSFER BE MADE TO THE 2006 BUDGET:

TO

FROM

A8022.400	\$1,000	A909	\$1,000
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MOTION BY: Mr. Ward

SECONDED BY: Mr. Mulqueen

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

MOTION CARRIED

COMMITTEE REPORTS

COUNCILMAN KING: Highway committee to meet on Tuesday. Lighting District engineering report.

COUNCILMAN VALENTIN: Poets Courts lighting dist. Long time coming. Many park upgrades in 2005 most completed with grant money. Thanks to John Lippert and Michelle White for grant work. Police committee met with Monitor will be ending in January. Thank you to Police. Police Committee to meet Wednesday 7pm to include Mr. McCarey.

COUNCILMAN MULQUEEN NONE

COUNCILMAN MC CAREY NONE

COUNCILMAN COMMENTS

Mr. King: Thanks Board for PDR support.

Mr. Valentin: Thank you to Mr. King and Conservation commission for all their work. Congratulations to new Police Officers.

Mr. Mulqueen: Received some complaints regarding the last storm. Encourages residents to be more respectful.

Mr. McCarey: Pocatello Road situation Mr. Lippert has taken care of.

SUPERVISOR COMMENTS

RESIDENTS INTERESTED IN SERVING ON Zoning, Planning, Ethics and human rights should contact his office for an interview.

Congratulations to Pocatello Fire Department they are reorganizing and doing well.

Feels flags should be allowed at the Orange County veterans Cemetery.

Progress at both of the Town Hall Buildings.

MOTION BY: Mr. Ward to declare items surplus at the New Town Hall

SECONDED BY: Mr. McCarey

DISCUSSION:

Mr. Mulqueen: Concerns regarding the urgency and the lack of information regarding items.

Mr. McCarey: Should prepare a list of available items.

Mr. Valentin: Also concerns regarding listing and if any could be used by other Town Agencies.

MOTION BY: Mr. Ward to declare items as surplus once a list has been prepared.

SECONDED BY: Mr. McCarey

Supervisor Ward:	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman McCarey	Voting Aye

Mr. Ward will be on Jury duty for the following week.

Deputy Chief Quinn:

Next Community Council Meeting on February 2, 2006 7PM at the Community Center.
Department answered 19,573 calls for 2005. 21% increase in crime 67% increase in arrests.

John Lippert:

Thanks his Department and public for help during last storm.

Eugene Jacques:

New Building Department software is being installed. Department may close for a few hours during training sessions.

PUBLIC PARTICIPATION

M. Cody: Thanks for approval. Looking for volunteers.

D. Depew: Questions regarding Mr. Mulqueen feelings on PER. Attended Newburgh extension with Gov. Pataki. Would like to see better communication with Towns.

M. Walker: Water Bill concerns.

MOTION BY: Mr Ward to adjourn meeting at 8:26 pm.

SECONDED BY: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman McCarey	Voting Aye

Meeting Adjourned 8:26 pm.

Louisa M. Ingrassia
Town Clerk