

January 13, 2005

The Town Board of the Town of Wallkill held a public hearing on January 13, 2005 at 7:25 PM at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King and Councilman Depew. Councilman Valentin and Councilman Mulqueen were absent. Also present was J. McKay, Attorney for the Town.

SUPERVISOR WARD: Asked the Town Clerk to read the public hearing notice.

TOWN CLERK, LOUISA INGRASSIA: PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on January 13, 2005 at 7:25 PM at Wallkill Town Hall regarding a request by Maryann and Stanley Dulaney, the owners of a certain parcel of property in the Town on Cottage Street Extension identified as tax map #40 – 1 – 21.31, to extend the Town Sewer District to include said parcel.

Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said request are available for review at: Wallkill Town Hall, 600 Route 211 East, Middletown, NY 10940.

By order of the Town Board of the Town of Wallkill, dated December 9, 2004.

SUPERVISOR WARD: Explained parcel is being subdivided for a second house and request is to extend sewer district.

PUBLIC COMMENTS

S. Dulaney explained he is trying to subdivide property to build a house and tie into sewer district.

MOTION BY: Mr. Ward to close public hearing at 7:25 PM.

SECONDED BY: Mr. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

January 13, 2005

The Town Board of the Town of Wallkill held a regular meeting on January 13, 2005 at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew. Also present was J. McKay, Attorney for the Town.

Pledge of Allegiance led by Councilman Depew.

SUPERVISOR WARD: Announced two items not listed on Agenda – Resolution for a Planner for the Master Plan and appointments to Boards in the Town of Wallkill.

NO PUBLIC COMMENT ON AGENDA

MOTION BY: Supervisor Ward to accept minutes of December 12, 2004 and December 23, 2004.

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew

MOTION CARRIED

CORRESPONDENCE

To: Town Board
From: Mr. Smith

I would like the following equipment declared surplus for the purpose of transferring ownership to the Highway Department:

Vehicle #523 1985 Multiquip air compressor, serial No. 3511108. To be transferred at no cost.

Vehicle #176 1991 HC 12 yard dump truck serial No. 1HTGGGBT3MH298631. To be transferred at a cost of \$7000.00.

If you have any questions, please contact me at your convenience.

MOTION BY: Mr. Ward **SECONDED BY:** Mr. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

To: Supervisor John Ward
From: MaryLynn Hunt, Planning Board Secretary
Re: Release of bond for Site Work/Middletown Infant Furniture

Please be advised that per the attached memo from Eustance & Horowitz, the bond in the amount of \$500.00 for site work for Middletown Infant Furniture may be released.

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 Depew Voting Aye

MOTION CARRIED

To: Supervisor John Ward
From: MaryLynn Hunt, Planning Board Secretary
Re: Site Work Bond for Selfco

Please be advised that per the attached memo from Eustance & Horowitz the bond in the amount of \$12,150.00 for site work for Selfco Storage & Car Wash may be released.

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 Depew	Voting Aye

MOTION CARRIED

To: John Ward
From: MaryLynn Hunt, Planning Board Secretary
Re: Longabardi Subdivision Performance Bond Estimate

Attached for your review is a memo from McGoey, Hauser & Edsall. It is their recommendation that a performance bond in the amount of \$620,000.00 be established with the Town for public improvements for the 24 lot subdivision located on Mapes Road.

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 Depew	Voting Aye

MOTION CARRIED

To: Town of Wallkill
From: New York State DOT

The Commissioner of the New York State Department of Transportation, in consultation with the Public Transportation Safety Board, approved as satisfactory and feasible your System Safety Program Plan (SSPP) submission at the November 23, 2004 Board meeting. A copy of the Resolution is attached for your files.

January 13, 2005

If any changes occur throughout the year, feel free to update your plan. A current document is essential to ensure proper compliance between your SSPP and your day-to-day operation in the event that the PTSB audits your property.

The PTSB appreciates your efforts to improve public transportation safety throughout New York State.

To: John Ward
From: Jay McClintock, Jr.

I would like to attend two one day seminars on Athletic Field Construction and Synthetic Athletic Fields.

I feel that these seminars will be beneficial for our future goals of building a soccer field at Washington Heights and Circleville Parks. I have attended seminars at Rutgers in the past and have always found there Instructors and course content to be excellent.

The seminars are on March 15 and 22, from 9 AM to 4 PM and cost \$175.00 each. Total expense will be \$350.00.

If there are any questions please contact me. Thank you.

MOTION BY: Mr. Ward **SECONDED BY:** Mr. Valentin

COUNCILMAN VALENTIN: Complimented Mr. McClintock on detailed letter.

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

MOTION CARRIED

To: John Ward
From: Time Warner Cable

I am writing to notify you of the following channel changes which will take effect on February 5, 2005.

January 13, 2005

We will be moving the following programming services at the channel locations designated below:

SERVICES	CHANNEL FROM	CHANNEL TO
Brave	46	66
MSNBC	66	46
Style	83	65
FUSE	86	83

If you have any questions, please let me know.

To: John Ward
From: MaryLynn Hunt, Planning Board Secretary
Re: Walkkill Heights S/D Performance Bond Estimate

Attached for your review is a memo from McGoey, Hauser & Edsall. It is their recommendation that a performance bond in the amount of \$173,000.00 be established with the Town for public improvements for the 8 lot subdivision located on 3rd St. & Scotchtown Silverlake Road.

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 Depew	Voting Aye

MOTION CARRIED

To: Town Board
From: Mr. Lippert

On Thursday, December 2, 2004 at 10:00 AM, we opened and publicly read aloud bids received for various materials and services regularly utilized by our Highway Department. We have thoroughly reviewed those bids, and on the basis of our review, we recommend awarding purchases in 2005 for the items noted below to the following lowest responsible bidders:

January 13, 2005

Bid Item #1

Culvert Pipe
(dependent upon
diameter and
material type)

Advanced Drainage
58 Wyoming Street
Ludlow, MA 01056

Chemung Supply
Box 527
Elmira, NY 14902

Schmidts Wholesale
PO Box 5100
Monticello, NY 12701

Expanded Supply
3330 Route 9
Cold Spring, NY
10516

Bid Items #2, 3 & 4

#2 Fuel Oil
Diesel Fuel and
Gasoline

SOS Fuel
10 East Village Road
Tuxedo, NY 10987

Bid Items #5 & 6

Crushed Stone &
Crushed Gravel
(dependent upon
specific material needs)

E. Tetz and Sons
130 Crotty Road
Middletown, NY 10940

Dutchess Quarry
PO Box 651
Pleasant Valley, NY

Grosso Material
90 Collabar Road
Montgomery, NY 12549

Callanan Industries
PO Box 15097
Albany, NY 12212

Bid Item #7

Chain Link Fence

Ketcham Fencing
9 Mt. Hope Road
Otisville, NY

Bid Item #8

Geotextile Fabric

Chemung Supply
Box 527
Elmira, NY 14902

Woodards Concrete
PO Box 8
Bullville, NY 10915

Bid Item #10

Precast Catch Basins
(dependent upon basin size)

Expanded Supply
3330 Route 9
Cold Spring, NY 10516

Woodards Concrete
PO Box 8
Bullville, NY 10915

Bid Items #11 & 12

Manhole and Catch Basin
Risers & Cast Iron
Frames & Grates
(dependent upon specific
unit required)

Expanded Supply
3330 Route 9
Cold Spring, NY 10516

Manhole Systems
1780-B Stoney Hill
Hudson, OH 44236

January 13, 2005

Capitol Supply
Route 6
Baldwin Place, NY 10505

Chemung Supply
Box 527
Elmira, NY 14902

Bid Item #13

Waterborne Traffic Paint We will re-bid in the spring

Bid Item #14

Signage Material

Highway Traffic Supply
28 W Washington Avenue
Pearl River, NY 10965

Chemung Supply
Box 527
Elmira, NY 14902

Capitol Supply
Route 6
Baldwin Place, NY 10505

Bid Item #15

Guiderail

Chemung Supply
Box 527
Elmira, NY 14902

All original bids are on file with the Town Clerk for your review, and should you have any questions regarding these bid awards, please feel free to contact me.

MOTION BY: Mr. Ward **SECONDED BY:** Mr. Depew

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

RESOLUTIONS

WHEREAS, petition has been made to the Town of Wallkill for the establishment of a drainage district in the proposed subdivision known as Lands of Longobardio in the Town of Wallkill, and

WHEREAS, said petition has been deemed sufficient by this Board; and

WHEREAS, the Town Board of the Town of Wallkill is empowered by the State under NYS Town Law 194 to establish special drainage districts in the Town that it determines to be in the best interests of the public welfare of its citizens; and

WHEREAS, this board has determined that all property and property owners within the proposed district will be benefited thereby; and

WHEREAS, this board did hold a public hearing regarding the establishment of a drainage district within Lands of Longobardio Subdivision on December 16, 2004, at 7:20 PM at the Town Hall, 600 Route 211 East, Middletown, NY 10940; and

WHEREAS, said establishment of drainage districts has been determined to be a Type II action under the State Environmental Quality Review Act (SEQRA) criteria;

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

That the Wallkill Town Board hereby declares the establishment of a drainage district in the proposed subdivision known as Lands of Longobardio as a Type II action under the State Environmental Quality Review Act (SEQRA) criteria; and

That the Town Board of the Town of Wallkill hereby establishes a drainage district in the proposed subdivision known as Lands of Longobardio; and

That the Town Clerk be directed to file a certified copy of this resolution with the office of the state department of audit and control at Albany, NY, together with all appropriate papers with appropriate signatures where needed; and

All boards, agencies, departments and contracted professionals of the Town of Wallkill are hereby authorized and directed to effect or otherwise facilitate the implementation of said District.

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 Depew Voting Aye

MOTION CARRIED

WHEREAS, petition has been made to the Town of Wallkill for the establishment of a lighting district in the proposed subdivision known as Lands of Longobardio in the Town of Wallkill, and

WHEREAS, said petition has been deemed sufficient by this Board; and

WHEREAS, the Town Board of the Town of Wallkill is empowered by the State under NYS Town Law 194 to establish special lighting districts in the Town that it determines to be in the best interests of the public welfare of its citizens; and

WHEREAS, this board has determined that all property owners within the proposed district will be benefited thereby; and

WHEREAS, this board did hold a public hearing regarding the establishment of a lighting district within Lands of Longobardio Subdivision on December 16, 2004, at 7:22 PM at the Town Hall, 600 Route 211 East, Middletown, NY 10940; and

WHEREAS, said establishment of lighting districts has been determined to be a Type II action under the State Environmental Quality Review Act (SEQRA) criteria;

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

That the Wallkill Town Board hereby declares the establishment of lighting district in the proposed subdivision known as Lands of Longobardio as a Type II action under the State Environmental Quality Review Act (SEQRA) criteria; and

That the Wallkill Town Board hereby establishes a lighting district in the proposed subdivision known as Lands of Longobardio; and

That the Town Clerk be directed to file a certified copy of this resolution with the office of the state department of audit and control at Albany, NY, together with all appropriate papers with appropriate signatures where needed; and

All boards, agencies, departments, and contracted professionals of the Town of Wallkill are hereby authorized and directed to effect or otherwise facilitate the implementation of said District.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward	Voting No
Councilman King	Voting No
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting No
Councilman Depew	Voting No

MOTION FAILED

WHEREAS, petition has been made to the Town of Wallkill for the establishment of a drainage district in the proposed subdivision known as Scenic View in the Town of Wallkill, and

WHEREAS, said petition has been deemed sufficient by this Board; and

WHEREAS, the Town Board of the Town of Wallkill is empowered by the State under NYS Town Law 194 to establish special drainage districts in the Town that it determines to be in the best interests of the public welfare of its citizens; and

WHEREAS, this board has determined that all property and property owners within the proposed district will be benefited thereby; and

WHEREAS, this board did hold a public hearing regarding the establishment of a drainage district within Scenic View Subdivision on December 16, 2004, at 7:25 P at the Town Hall, 600 Route 211 East, Middletown, NY 10940; and

WHEREAS, said establishment of drainage districts has been determined to be a Type II action under the State Environmental Quality Review Act (SEQRA) criteria;

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

That the Wallkill Town Board hereby declares the establishment of a drainage district in the proposed subdivision known as Scenic View as a Type II action under the State Environmental Quality Review Act (SEQRA) criteria; and

That the Town Board of the Town of Wallkill hereby establishes a drainage district in the proposed subdivision known as Scenic View; and

That the Town Clerk be directed to file a certified copy of this resolution with the office of the state department of audit and control at Albany, NY, together with all appropriate papers with appropriate signatures where needed; and

All boards, agencies, departments, and contracted professionals of the Town of Wallkill are hereby authorized and directed to effect or otherwise facilitate the implementation of said District.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, petition has been made to the Town of Wallkill for the establishment of a drainage district in the proposed subdivision known as Wallkill Heights in the Town of Wallkill, and

WHEREAS, said petition has been deemed sufficient by this Board; and

WHEREAS, the Town Board of the Town of Wallkill is empowered by the State under NYS Town Law 194 to establish special drainage districts in the Town that it determines to be in the best interests of the public welfare of its citizens; and

WHEREAS, this board has determined that all property and property owners within the proposed district will be benefited thereby; and

WHEREAS, this board did hold a public hearing regarding the establishment of a drainage district within Wallkill Heights Subdivision on December 16, 2004, at 7:15 PM at the Town Hall, 600 Route 211 East, Middletown, NY 10940; and

WHEREAS, said establishment of drainage districts has been determined to be a Type II action under the State Environmental Quality Review Act (SEQRA) criteria;

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

That the Wallkill Town Board hereby declares the establishment of a drainage district in the proposed subdivision known as Wallkill Heights as a Type II action under the State Environmental Quality Review Act (SEQRA) criteria; and

That the Town Board of the Town of Wallkill hereby establishes a drainage district in the proposed subdivision known as Wallkill Heights; and

That the Town Clerk be directed to file a certified copy of this resolution with the office of the state department of audit and control at Albany, NY, together with all appropriate papers with appropriate signatures where needed; and

All boards, agencies, departments, and contracted professionals of the Town of Wallkill are hereby authorized and directed to effect or otherwise facilitate the implementation of said District.

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 Depew Voting Aye

MOTION CARRIED

WHEREAS, petition has been made to the Town of Wallkill for the establishment of a lighting district in the proposed subdivision known as Wallkill Heights in the Town of Wallkill, and

WHEREAS, said petition has been deemed sufficient by this Board; and

WHEREAS, the Town Board of the Town of Wallkill is empowered by the State under NYS Town Law 194 to establish special lighting districts in the Town that it determines to be in the best interests of the public welfare of its citizens; and

WHEREAS, this board has determined that all property and property owners within the proposed district will be benefited thereby; and

WHEREAS, this board did hold a public hearing regarding the establishment of a lighting district within Wallkill Heights Subdivision on December 16, 2004, at 7:17 PM at the Town Hall, 600 Route 211 East, Middletown, NY 10940; and

WHEREAS, said establishment of lighting districts has been determined to be a Type II action under the State Environmental Quality Review Act (SEQRA) criteria;

NOW, THEREFORE, it is hereby

RESOLVED, as follows:

That the Wallkill Town Board hereby declares the establishment of a lighting district in the proposed subdivision known as Wallkill Heights as a Type II action under the State Environmental Quality Review Act (SEQRA) criteria; and

That the Town Board of the Town of Wallkill hereby establishes a lighting district in the proposed subdivision known as Wallkill Heights; and

That the Town Clerk be directed to file a certified copy of this resolution with the office of the state department of audit and control at Albany, NY, together with all appropriate papers with appropriate signatures where needed; and

All boards, agencies, departments, and contracted professionals of the Town of Wallkill are hereby authorized and directed to effect or otherwise facilitate the implementation of said District.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Wallkill for a public hearing to be held by said Governing Body on October 7, 2004, at 7:15 PM at Town Hall, 600 Route 211 East to hear all interested parties on a proposed Local Law entitled A LOCAL LAW AMENDING THE TOWN CODE OF THE TOWN OF WALLKILL, COUNTY OF ORANGE, NEW YORK REGARDING PARKLAND FEES, providing for increasing parkland fees for all new developments and subdivisions; and

WHEREAS, notice of said public hearing was duly advertised in Times Herald Record, the official newspaper of said Town, on September 27, 2004, and

WHEREAS, said public hearing was duly held on October 7, 2004, at or about 7:15 PM at Wallkill Town Hall, 600 Route 211 East, Middletown, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act (SEQRA), it has been determined by the Town Board of said Town that adoption of said proposed Local Law is a Type II Action under SEQRA and requires no further review under SEQRA, and

WHEREAS, the Town Board of the Town of Wallkill, after due deliberation, finds it in the best interest of said Town to adopt said Local Law;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby adopts said Local Law No. 1 of 2005, entitled A LOCAL LAW AMENDING TOWN CODE OF THE TOWN OF WALLKILL, COUNTY OF ORANGE, NEW YORK, REGARDING PARKLAND FEES, a copy of which is attached hereto and made a part of this resolution; and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Wallkill, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

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 Depew Voting Aye

MOTION CARRIED

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Wallkill for a public hearing to be held by said Governing Body on October 7, 2004, at 7:25 PM at Town Hall, 600 Route 211 East to hear all interested parties on a proposed Local Law

entitled A LOCAL LAW AMENDING THE TOWN CODE OF THE TOWN OF WALLKILL, COUNTY OF ORANGE, NEW YORK REGARDING CUL-DE-SACS, providing for limiting the length of cul-de-sacs in all new developments and subdivisions; and

WHEREAS, notice of said public hearing was duly advertised in Times Herald Record, the official newspaper of said Town on September 27, 2004, and

WHEREAS, said public hearing was duly held on October 7, 2004 at or about 7:25 PM at Wallkill Town Hall, 600 Route 211 East, Middletown, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part hereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to the State Environmental Quality Review Act (SEQRA), it has been determined by the Town Board of said Town that adoption of said proposed Local Law is a Type II Action under SEQRA and requires no further review under SEQRA, and

WHEREAS, the Town Board of the Town of Wallkill, after due deliberation, finds it in the best interest of said Town to adopt said Local Law;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby adopts said Local Law No. 2 of 2005, entitled A LOCAL LAW AMENDING TOWN CODE OF THE TOWN OF WALLKILL, COUNTY OF ORANGE, NEW YORK, REGARDING CUL-DE-SACS, a copy of which is attached hereto and made a part of this resolution; and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Wallkill, and to give due notice of the adoption of said Local Law to the Secretary of State of New York

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 Depew Voting Aye

MOTION CARRIED

BE IT HEREBY RESOLVED, by the Town Board of the Town of Wallkill,

THAT said Town Board hereby authorizes the Town Supervisor to enter into a contract with VAC SERVICES for purchase of certain real property located at 99 Tower Drive and 111 Tower Drive in the Town of Wallkill, in an amount not to exceed \$4,250,000.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting No

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, application was made to this Board by CE Investment Associates 2002, LLC, as sole owner of property identified as Section 19 – Block 1 – Lot 2 in the City of Middletown for annexation of said property from the City of Middletown into the Town of Wallkill; and

WHEREAS, a joint public hearing was conducted by the Town Board and by the Common Council of the City of Middletown on November 22, 2004 in the Common Council Chambers at Middletown City Hall, upon public notice, regarding the proposed annexation; and

WHEREAS, all persons desiring to be heard at said public hearing were heard; and

WHEREAS, no opposition to the proposed annexation was submitted at said public hearing; and

WHEREAS, the Town of Wallkill and the City of Middletown entered into an Agreement on May 28, 1998, providing that the Town would annex the above-referenced parcel of real property in return for an apportionment of real property taxes on said parcel; and

WHEREAS, the Common Council of the City of Middletown has determined that said annexation is in the public interest of both the Town and the City and has approved said petition for annexation;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, by the Town Board of the Town of Wallkill, that said petition for annexation complies with the provisions of Article 17 of the NYS General Municipal Law; and be it further

RESOLVED, that the annexation of Section 19 – Block 1 – Lot 2 in the City of Middletown to the Town of Wallkill is approved as in the overall public interest, upon the understanding that the intermunicipal agreement of Maya 28, 1998, regarding said annexation is in full force and effect; and be it further

RESOLVED, that the Supervisor and the Town Attorney are authorized to draft and sign all documents necessary to effect said annexation.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

SUPERVISOR WARD: Explained annexation of property.

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, the Town Board at a meeting on December 9, 2004 authorized bid openings at 10:00 Am on December 30, 2004 for the construction and necessary excavation of a 60’ x 32’ pole barn on lands of the Town for the storage of utility equipment, and

WHEREAS, it now appears that it will be in the best interest of the Town to postpone the bid opening to February 17, 2005 at 2:00 PM, and

WHEREAS, the Town has completed SEQR on the project,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board hereby amends its prior resolution authorizing bid openings on the equipment storage pole barn construction and excavation on December 30, 2004 and authorizes the bid openings at 2:00 PM on February 17, 2005.

That the Town Board hereby encumbers funds in the amount of \$120,000.00 in fiscal year 2004 funds, account SW 18320.200 to cover the cost of the pole barn.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

COUNCILMAN MULQUEEN: Expressed concern about 2004 funds.

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting No

Councilman Depew Voting Aye

MOTION CARRIED

BE IT HEREBY RESOLVED, by the Town Board of the Town of Wallkill,

THAT said Town Board hereby authorizes the Town Supervisor to enter into a contract with Behan Planning Associates, LLC for the purpose of completing the comprehensive Master Plan of the Town of Wallkill and to develop zoning and planning recommendations.

The zoning and planning recommendations shall thereafter be presented by Behan Planning Associates, LLC to the Town Board for 1) The specific purpose of adoption of a final comprehensive Master Plan; and 2) Consideration by the Town Board of whether or not to adopt any zoning amendments as recommended by Behan Planning Associates, LLC. The estimated fees to be paid pursuant to said contract are \$50,000.00.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

COUNCILMAN VALENTIN: Explained changes were brought up at work session.

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

MOTION BY: Mr. Ward to appoint Eric Johnson to the Zoning Board of Appeals for a five-year term.

SECONDED BY: Mr. Depew

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting No
Councilman Mulqueen	Voting No
Councilman Depew	Voting Aye

MOTION CARRIED

MOTION BY: Mr. Ward to appoint Nina Guenste to the Zoning Board of Appeals for a five-year term.

SECONDED BY: Mr. Mulqueen

Supervisor Ward	Voting No
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman Depew	Voting No

MOTION CARRIED

COMMITTEE REPORTS

COUNCILMAN KING: Discussed water meter reading.

MOTION BY: Mr. King to set public hearing January 27, 2005 at 7:20 PM on changes to wetland requirements for land not serviced by sewer districts.

SECONDED BY: Mr. Valentin

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

MOTION CARRIED

MOTION BY: Mr. King to appoint Stiles Najac Secretary to the Master Plan Committee.

SECONDED BY: Mr. Ward

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

MOTION CARRIED

COUNCILMAN VALENTIN: Set Parks & Recreation Committee meeting January 19, 2005 at 6 PM and 7 PM for Police Committee meeting.

COUNCILMAN MULQUEEN: Set Finance Committee meeting January 20, 2005 at 7 PM.

COUNCILMAN DEPEW: Set Personnel Committee meeting January 20, 2005 at 8:30 PM.

COUNCILMAN COMMENTS

COUNCILMAN KING: Expressed sympathy to family of Marine, Suresh Sinanan.

COUNCILMAN VALENTIN: Congratulated those appointed to Zoning Board of Appeals and thanked Oral Smith.

COUNCILMAN MULQUEEN: Explained his vote on Tower Drive buildings. Asked that roads be kept clear for plows.

COUNCILMAN DEPEW: Stated moving forward with Shawangunk Kill issue.

SUPERVISOR'S COMMENTS

SUPERVISOR WARD: Stated \$7,000 will be received from County to help with Master Plan and financial rating will be increased. Discussed 2004 golf course numbers. Explained tax bill rate is 4 cents less. Read letter on Association of Towns meeting for 2005 outlining events. Discussed meter reading system, flag rules & regulations and enterprise fund.

CHIEF HERTMAN: Announced Community Council meeting February 3, 2005 at 7 PM. Cancellations due to weather will be posted on Town website.

MR. SMITH: Discussed meter situation by In-Line Services. Asked that fire hydrants be kept clear.

MR. LIPPERT: Discussed two Local Laws – No Parking 12 – 7 November to April and snowfall of 2” or more cars have to be off roads. Asked residents to pitch in when clearing snow from driveways.

COUNCILMAN KING: Thanked Town employees for their work.

SUPERVISOR WARD: Thanked Oral Smith for years of service on Zoning Board of Appeals.

PUBLIC PARTICIPATION

S. Crowe asked procedure for a lighting district.

N. Guenste thanked Board for appointment. Asked if engineers have seen new Town Hall buildings. Asked that vote to table for two petitions on sewer and water be checked. Discussed golf enterprise fund.

M. Walker asked about profit on bonds and golf course.

C. Squillace discussed Community Garden and Dundee Circle Park.

Mr. Lippert will discuss it at Parks meeting next week. Announced Christmas tree recycling next week until January 21st.

MOTION BY: Mr. Ward to adjourn and audit claims at 8:45 PM.

SECONDED BY: Mr. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

Meeting Adjourned at 8:45 PM

Louisa Ingrassia, Town Clerk