

The Town Board of the Town of Wallkill held a public hearing on January 26, 2006 at the Town of Wallkill Town Hall. 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 a public hearing will be held by the Town Board of the Town of Wallkill on January 26, 2005, at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2006, which would amend Chapter 233 of the Town Code of the Town of Wallkill, in order to create stop intersections and to install traffic control signs upon the newly dedicated roadways within the Scenic Hills Development on Moriah Lane, Mayer Drive and Evan Court in the Town of Wallkill. Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at Wallkill Town Hall, 600 Route 211 East. Middletown, NY 10940.

PLEASE TAKE FURTHER NOTICE that the environmental significance of the proposed Local Law, if any, will be reviewed at said public hearing.

Supervisor Ward: Explains roads are now dedicated.  
Mr. Mulqueen: Mr. Lippert has reviewed this and is in agreement.

Public Comment: None

**Motion By:** Mr. Ward to close public hearing at 7:29 pm  
**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**

The Town Board of the Town of Wallkill held a regular meeting of the Town Board of the Town of Wallkill on January 26,2006 at 600 Rte 211 East at 7:30 pm.Board Members present were Supervisor Ward, Councilman King, Councilman Valentin,Councilman Mulqueen and Councilman McCarey.Also present J. McKay attorney for the Town ,Chief Hertman,J.Lippert ,E.Smith and E. Jacques.

The meeting was opened with the Pledge of Allegiance.

Public Comment on Agenda: None

**Motion by:** Mr. Ward to accept minutes of January 12, 2006  
**Seconded By:** Mr. McCarey

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

**MOTION CARRIED**

**CORRESPONDENCE**

To: Mr. Ward  
From: Jay McClintock

Request for Mr.McClintock and Rick Depoalo to attend training seminar.

**Motion By:** Mr.Ward  
**Seconded By:** Mr. Valentin

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

**MOTION CARRIED**

To: Mr. Ward  
From: Rick Evans  
Request for Mr. Evans and Jay Werbalowsky to attend Conference Feb. 27, 2006.

**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: Mr. Ward  
From: Marylynn Hunt, Planning Secretary

Recommendation of McGoey, Hauser and Edsall to reduce Fairways off Site Improvement Bond to \$6,600.00.

**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: Mr. Ward  
From: Rick Evans

Permission to attend Pesticide Training on March 29, 2006.

**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**

**RESOLUTIONS**

**Resolution for Local Law regarding Water and Sewer Tabled.**

**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, **Daniel B. Riordan, Terick V. Shepard, Edward J. Torian, and Bryon L. Green** 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 **Daniel B. Riordan, Terick V. Shepard, Edward J. Torian and Bryon L. Green** and 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; and be it further

**RESOLVED, that the appointments shall be effective no earlier than January 27, 2006**

**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**, there exist vacancies in the Town of Wallkill Department of Public Works at the *Laborer* level; and

**WHEREAS**, Anthony Figura and Jeremy Kahan fulfill the requirements of knowledge, skills, and experience for the *laborer* position; and

**WHEREAS**, it is the opinion of the Commissioner of Public Works that Anthony Figura and Jeremy Kahan are qualified to fill said position;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Anthony Figura and Jeremy Kahan to the position of *Laborer* to serve in said capacity at the Town of Wallkill Department of Public Works; and be it further

**RESOLVED**, that said appointments shall be effective no earlier than January 27, 2006.

Mr. Mulqueen: One is a Town resident.

Mr. Valentin: Would like to see more town residents apply

**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**, there exists a vacancy in the Town of Wallkill Building Department at the Assistant Building Inspector III level; and

**WHEREAS**, Jack Maresca fulfills the requirements of knowledge, skills, and experience for the Assistant Building Inspector III position; and

**WHEREAS**, it is the opinion of the Building Inspector that Jack Maresca is qualified to fill said position;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Jack Maresca to the position of Assistant Building Inspector III to serve in said capacity at the Town of Wallkill Building Department; and be it further

**RESOLVED**, that said appointment shall be effective no earlier than January 27, 2006

**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: Mr. Ward  
From: E. Jacques

Permission for Jack Maresca to attend basic Code Enforcement Training on January 31, February 1, 2 2006.

**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**, there exists a vacancy in the Town of Wallkill Buildings Department at the clerk/typist level; and

**WHEREAS**, Barbara Subach fulfills the requirements of knowledge, skills, and experience for the clerk/typist position; and

**WHEREAS**, it is the opinion of the Building Inspector that Barbara Subach is qualified to fill said position;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Barbara Subach to the position of clerk/typist to serve in said capacity at the Town of Wallkill Buildings Department; and be it further

**RESOLVED**, that said appointment shall be effective no earlier than January 27, 2006.

**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 McCarey  | Voting Aye |

**MOTION CARRIED**

**WHEREAS**, the Town Board of the Town of Wallkill is proceeding with the refurbishment of 99 & 111 Tower Drive in preparation for the relocation of Town offices; and

**WHEREAS**, telephone equipment and service is required in order to conduct the business of the Town;

**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 an agreement with Independent Telecommunication Corp. (“ITC”) to lease telephone equipment and service for the New Town Hall buildings located at Tower Drive.

**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 Board of the Town of Wallkill has previously used the services of Police Assessment Resource Center (PARC) to ensure compliance with the Town’s federal consent decree; and

**WHEREAS**, the Town Board of the Town of Wallkill has determined that it is in the best interest of the Town to maintain the high standards placed upon it by the federal consent decree;

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

**THAT** the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to enter into an agreement with PARC for post-consent decree evaluation services; and be it further resolved

**THAT** the contract shall be acceptable in form and content to the Town Attorney

Mr. King: Will be voting no. Feels there is enough staff to do the job.

Mr. Ward: This will insure that we do not slip back.

Mr. Valentin: This is a good investment. Investigators are needed.

Mr. Mulqueen: Kudos to the Chief and the entire department.

Mr. McCarey: PARC to oversee department .Guidance needed.

**Motion By:** Mr. Ward  
**Seconded By:** Mr. McCarey

|                     |            |
|---------------------|------------|
| Supervisor Ward     | Voting Aye |
| Councilman King     | Voting No  |
| Councilman Valentin | Voting Aye |
| Councilman Mulqueen | Voting Aye |
| Councilman McCarey  | Voting Aye |

**MOTION CARRIED**

**WHEREAS**, the Town Board of the Town of Wallkill is considering the adoption of various amendments to the Town of Wallkill Town Code; and

**WHEREAS**, the amendments to the Town Code would permit the Town Board of the Town of Wallkill to modify, from time to time as the Town Board deems necessary, by resolution, the fees payable to the Town pursuant to the Code; and

**WHEREAS**, said amendments would affect the following sections of the Town Code:  
§ 70-6; § 70-8; § 74-9; § 82-9; § 115-4. D.; § 131-8. B.; § 131-8. C.; § 145-5; § 160-7; § 174-6; § 174-12; § 182-4; § 194-29; § 194-44; § 195-3; § 200-7; § 205-4; § 205-8. C.; § 212-3; § 221-3; § 225-4; § 249-17. D.; § 249-42; and § A251-5; and

**WHEREAS**, the Town Board of the Town of Wallkill wishes to set a time and place for a public hearing so that the public may be heard with respect to the proposed local law;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that a public hearing be held by the Town Board of the Town of Wallkill with respect to the modification of the Town Code that would permit the Town Board to modify, from time to time, the fee provisions set forth in the Town Code by resolution, at 7:25 p.m. on February 23, 2006, at Wallkill Town Hall, 600 Route 211 East, Middletown, New York; and be it further

RESOLVED that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

**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 Board of the Town of Wallkill is proceeding with the refurbishment of 99 Tower Drive and 111 Tower Drive in preparation for the relocation of Town offices; and

**WHEREAS**, security equipment and services are required in order to conduct the business of the Town;

**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 An agreement with N.A.S. Security Systems, Inc. to lease equipment and security monitoring services for the New Town Hall buildings located at Tower Drive.

**Motion By:** Mr. Ward

**Seconded By:** Mr. Valentin

Supervisor Ward Voting Aye

Councilman King Abstain

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

**MOTION CARRIED**

**WHEREAS**, Patricia O’Leary fulfills the requirements of knowledge, skills, and experience for the Billing Control Clerk position; and

**WHEREAS**, it is the opinion of the Town Board that Patricia O’Leary is qualified to fill said position;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Wallkill hereby appoints Patricia O’Leary to the full time position of Billing Control Clerk to serve in said capacity; and be it further

**RESOLVED**, that said appointment shall be effective immediately.

**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**

### **COMMITTEE REPORTS**

**Councilman King:** Lighting Dist on Poet's Courts is progressing. Will be meeting with Water Dept regarding non-compliance. Met with Conservation Commission shared information regarding trees and foliage.

**Councilman Valentin:** Congratulations to new Police Officers. Department is growing. Website lists winter activities encourages all to take advantage.

**Councilman Mulqueen:** None

**Councilman McCarey:** Congratulations to new Building Inspector and new Police Officers.

### **COUNCILMAN COMMENTS**

**Councilman King:** Read correspondence regarding the opening of a "Hooters Establishment". Family restaurant already in place at this location. This Establishment demeaning to women. Planning Board did not allow public comment on this issue.

**Councilman Valentin:** Lack of communication between Supervisor and Board Members. Information available in the media prior to Councilmen being informed. Paglia family invested in a family restaurant also invested in strip mall in disrepair. Public comment at Planning Board meeting should be allowed.

**Councilman Mulqueen:** Feels this Hooters discussion should have been in a different venue. Curious if the Town Board has any authority in this issue. Prior questions regarding the Industrial development Agency. The Town Board can appoint members and will interview all members. Information regarding conference on affordable housing. Town needs to address this issue.

**Councilman McCarey:** Affordable Housing located on Senior Way

### **SUPERVISOR COMMENTS**

Progress is being made at the New Town Hall and Police facilities. Goshen School district has granted a 10% tax break to Emergency Volunteers. Congratulations to New Police Officers. Police investigators much needed. The Board members are updated on information regarding the sale of the current Town Hall. In regard to the proposed Hooters would like to see the Planning board allow public input.

**Chief Hertman:** Community Council will meet on Wednesday February 8 at the Community Center at 7pm.

**Mr. Smith:** No Comment.

**Mr., Lippert:** Thanks to Conservation Commission for the meeting and sharing of information. Thanks to the “Groundhog” no shadow.

**Mr. Jacques:** No Comment

**PUBLIC COMMENT**

**M.Walker:** Water issues. Tax relief needed.

**M. Cody:** Veterans meeting re statue in Memorial Park. Easter Egg Hunt volunteers needed.

**K. Farrell:** Opposed to hooters location, would like to see Planning Board meetings televised. Councilman King and Valentin also express concerns regarding Planning Board information.

**J Kinman:** Opposed to Hooters location.

**N.Guenste:** New Town Hall, Affordable Housing, Zoning Laws.

**S. Wilson:** Thanks to Councilman Mulqueen for the Scenic Hills stop signs.

**D.Depew:** Reports road problem 17M& M&M Road, Questions re: no parking

District on County Roads. Affordable Housing concerns.

**C.Santi:** Opposed to Hooters location glad for the opportunity to speak.

**F.Farrell:** Opposed to Hooters questions re: clear cutting of land.ZBA application on file.

**C. Rothsheid:** Opposed to Hooters.

**L.Giordano:** Opposed to Hooters.

**Councilman King:** Thanks for public comment.

Motion By: Mr. Ward to adjourn meeting audit claims and pay bills.

Seconded By: Mr. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

Councilman McCarey Voting Aye

**MOTION CARRIED**

*Louisa M. Ingrassia, Town Clerk*