

The Town Board of the Town of Wallkill held a public hearing on February 10, 2005 at 7:20 PM at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Mulqueen. Councilman Depew was absent.

SUPERVISOR WARD: Asked Town Clerk to read 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 February 10, 2005, at 7:20 PM at Wallkill Town Hall regarding a proposed amendment to set minimum acreage for Wetland contiguous lots and the adoption of a Local Law of the Town of Wallkill for the year 2005, which would amend Chapter 249, Article IV of the Town Code of the Town of Wallkill regarding minimum acreage for Wetlands contiguous lots.

Any resident of the Town of Wallkill is entitled to be heard upon said proposed setting of such fees at such public hearing. Copies of said proposed resolution and local law 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 January 27, 2005.

SUPERVISOR WARD: Explained public hearing is to amend the Zoning Code requiring minimum contiguous non wetland area in lots outside the sewer district and contain or are contiguous to wetlands, flood plains or wetland buffers.

PUBLIC COMMENT

S. Stoltz questioned law in regards to property he owns. Asked who made law and why and that Board reconsider.

N. Guenste asked if Board consulted wetlands engineer.

M. Knisley asked definition of Town designated waterway. Questioned tax liability.

MOTION BY: Mr. Ward to leave public hearing open for more input.

SECONDED BY: Mr. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

The Town Board of the Town of Wallkill held a regular meeting on February 10, 2005 at 7:35 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin and Councilman Mulqueen. Councilman Depew was absent.

Pledge of Allegiance led by Councilman Valentin.

PUBLIC COMMENT ON AGENDA

N. Guenste questioned budget transfers and sale of Town Hall.

MOTION BY: Mr. Ward to accept minutes of January 27, 2005.

SECONDED BY: Mr. Valentin

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

MOTION CARRIED

CORRESPONDENCE

To: Town Board
From: E. Smith

I would like the following equipment declared surplus for the purpose of accepting bids for the sale of same:

Vehicle 158 1975 International Tractor, Serial No. 75797EGB180099

The minimum bid shall be set by the chief mechanic and the bid date and time will be at the convenience of the mechanic and Town Clerk.

MOTION BY: Mr. Ward

SECONDED BY: Mr. King

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

MOTION CARRIED

To: Officer Paul Besser
From: Circleville Middle School

Thank you for volunteering your time to come to Circleville Middle School and meeting with the staff to share your knowledge of gangs.

You helped present important information we all need to be aware of. Thank you again.

RESOLUTIONS

WHEREAS, certain estimated expenses have been submitted by Town officials and/or employees, who will be attending the 2005 NYS Association of Towns Training School & Annual Meeting, February 20 – February 23, 2005; and

WHEREAS, said estimated expenses are within the guidelines established for expenditures of this nature as in the best interests of the Town of Wallkill;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, by the Town Board of the Town of Wallkill, that said estimated expenses are hereby accepted and approved as appropriate according to guidelines heretofore established by this Board.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of the Town of Wallkill is empowered by NYS Town Law 278 to authorize by local law the Wallkill Planning Board to approve cluster developments; and

WHEREAS, NYS Town Law 278 requires that said consideration by the Town Board is subject to notice and public hearing; and

WHEREAS, the Wallkill Town Board is considering a request by Banta Management, the owner of a certain parcel of commercial property located at the intersection of Route 211 East and Tower Drive in the Town of Wallkill, for said parcel to be approved for commercial cluster development; and

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

NOW, THEREFORE, it is hereby

RESOLVED, by the Town Board of the Town of Wallkill, that a public hearing be held by the Town Board with respect to the adoption of the aforesaid Local Law at 7:10 PM on March 10, 2005, at Wallkill Town Hall, 600 Route 211 East, Middletown, NY; and it is 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.

WHEREAS, the number of building lots proposed for the site does not exceed the number of lots conforming to minimum lot size and density under the Zoning Law or change the permissible use of the lands provided in the Zoning 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

MOTION CARRIED

WHEREAS, Town Board of Wallkill may adopt a local law to amend Chapter 242 of the Town Code of the Town of Wallkill for the purpose of setting a penalty surcharge related to the installation of new water meters; and

WHEREAS, the Town Board of Wallkill is empowered by the State to adopt such local law pursuant to Municipal Home Rule Law; and

WHEREAS, said code change is listed as a Type II Action under 617.4 of the State Environmental Quality Review Act (SEQRA) and is not subject to further review under SEQRA; and

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

NOW, THEREFORE, it is hereby

RESOLVED, that a public hearing be held by the Town Board with respect to the adoption of the aforesaid Local Law at 7:20 PM on March 10, 2005, at Wallkill Town Hall, 600 Route 211 East, Middletown, New York; and it is 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. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

BE IT HEREBY RESOLVED, by the Town Board of the Town of Wallkill, that said Town Board hereby reschedules the general meeting of the Town of Wallkill Town Board originally scheduled for March 24, 2005 at 7:30 PM to March 30, 2005, at 7:30 PM at the Wallkill Town Hall, 600 Route 211 East, Middletown, NY 10940; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause public notice of said rescheduling of the regular Town Board meeting 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

MOTION CARRIED

BE IT HEREBY RESOLVED THAT THE FOLLOWING BUDGET TRANSFERS TO CLOSE OUT THE YEAR 2004 BE MADE AS FOLLOWS:

TO		FROM	
A1110.408	\$ 231	A1355.404	\$ 12,302
A1220.100	8,607	A1355.406	28,159
A1220.405	635	A1620.200	290,000
A1320.400	5,473	A1680.407	10,736
A1420.404	50,002	A3120.404	5,580
A1420.405	54,353	A3120.410	6,760
A1420.406	37,588	A3620.100	20,274
A1420.409	116,377	A5630.100	11,690
A1440.401	28,607	A7110.200	118,035
A1621.402	1,292	A7110.411	141,386
A1621.408	3,713	A8030.401	4,000
A1622.403	1,033	A8030.403	40,000
A1910.408	12,795	A8160.404	16,415
A1930.400	61,717	A8161.402	7,085
A1950.400	7,165	A9710.700	21,078
A3120.100	251,494	A3005	161,387
A3120.418	48,304	A2773	16,946
A3310.402	3,161	A1257	1,898
A3310.403	375		
A3510.100	163		
A3510.401	840		
A3650.400	16,946		
A4020.400	1,898		
A7020.100	69,904		
A7020.402	6,032		
A7020.412	9,500		
A7510.403	142		
A8020.100	3,481		
A8020.404	87		
A8020.405	350		
A9015.800	32,250		
A9060.800	61,695		
A9070.800	17,521		
D5130.100	7,392	D5120.400	7,500
D5140.100	23,850	D5112.413	13,323
		D5142.100	6,457
		D9030.800	3,962

SM5112.403 212,678
SS18110.402 22,445
SS18110.407 244,238
SS18120.200 28,091

SM909 212,678
SS18130.100 16,920
SS18130.200 2,687
SS18130.403 15,741
SS18130.405 19,259
SS18130.407 102,775
SS19060.800 11,044
SS19710.700 126,348

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

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

MOTION CARRIED

WHEREAS, the Town has acquired the property located at 99 Tower Drive and 111 Tower Drive, and

WHEREAS, all of the Town offices presently located at 600 Route 211 East, Middletown, NY will be relocated to the Tower Drive property, and

WHEREAS, the Town Board has determined to sell the property at 600 Route 211 East, Middletown, NY there being no public purpose for the Town to retain ownership,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby authorize the Town of Walkkill Supervisor to sign an agreement with R. J. Smith Realty as its agent to assist the Town in the sale of the property located at 600 Route 211 East, Middletown, NY.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

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

MOTION FAILED

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 the Boys and Girls Club of Wallkill for recreational services included but not limited to an after school program in the Town of Wallkill for the year 2005.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen 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 the Boys and Girls Club of Wallkill for the management and running of the Town of Wallkill Summer Day Camp for the year 2005.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of Wallkill is considering the adoption of a local law to amend the Town Code of the Town of Wallkill for the purpose of establishing a program for the purchase of development rights of certain properties in the Town that may be crucial to preserving critical open space in the Town; and

WHEREAS, said code change is listed as a Type II Action under 617.4 of the State Environmental Quality Review Act (SEQRA) and is not subject to further review under SEQRA; and

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

NOW, THEREFORE, it is hereby

RESOLVED, that a public hearing be held by the Town Board with the establishment of said Purchase of Open Space program and the concomitant adoption of the aforesaid Local Law at 7:20 p.m. on March 30, 2005, at Wallkill Town Hall, 600 Route 211 East, Middletown, New York; and it is 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. King

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

COMMITTEE REPORTS

COUNCILMAN KING: Set Highway Committee meeting Feb. 23, 2005 at 7 PM. Asked Mr. Smith for list of days Sewage Treatment Plant ran over capacity and was in violation in 2004.

COUNCILMAN VALENTIN: Set Recreation meeting with J. Lippert Feb. 15, 2005 at 6 PM to discuss Little League issues.

MOTION BY: Mr. Valentin to purchase 1995 Camaro for DARE Program for \$1,450.00.

SECONDED BY: Mr. Ward

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

MOTION CARRIED

COUNCILMAN MULQUEEN: Set Finance meeting Feb. 15, 2005 at 9 AM with Councilman King.

COUNCILMAN COMMENTS

COUNCILMAN VALENTIN: Wished everyone a Happy Valentin's Day.

COUNCILMAN MULQUEEN: Discussed Bulk Pickup – Appreciates help from J. Lippert.

SUPERVISOR'S COMMENTS

SUPERVISOR WARD: Discussed two police incidents where officers have used weapons and in both cases Grand Jury came back saying officers did everything proper. Also, monitor reports Town in substantial compliance with consent decree. Reported closing on Tower Drive property. Stated Ambulance Corps. Building and mechanic will be moving on the Tower Drive property. Discussed installing meters.

MOTION BY: Mr. Mulqueen to appoint James Mattatall to the Zoning Board of Appeals as Chairman.

SECONDED BY: Mr. King

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

MOTION CARRIED

CHIEF HERTMAN: Thanked Board for the DARE car and compliance with monitor. Announced next Community Council meeting will have speaker from Youth Bureau.

J. LIPPERT: Discussed bulk pickup and golf course opening. Tree work being done in rural areas.

PUBLIC PARTICIPATION

J. Mattatall thanked Board and reported ZBA working to make easier access for public. Thanked Chief and Officer Besser.

S. Crowe announced February 28, 2005 Sandburg Court Lighting District meeting.

M. Cody announced Easter Egg Hunt March 26, 2005, 10 AM at Circleville Park.

N. Guenste asked Architect for new buildings and discussed emergency management. Thanked Board for flag being lit at Department of Public Works.

D. Rivera discussed new building for Ambulance Corps.

MOTION BY: Mr. Ward to adjourn at 8:40 PM.

SECONDED BY: Mr. Mulqueen

Supervisor Ward Voting Aye

Councilman King Voting Aye

Councilman Valentin Voting Aye

Councilman Mulqueen Voting Aye

MOTION CARRIED

Meeting Adjourned 8:40 PM

Louisa Ingrassia, Town Clerk