

The Town Board of the Town of Wallkill held a Public Hearing on April 12, 2007 at 99 Tower Drive Middletown NY at 7:20 pm. Present were Supervisor Ward, Councilman King, Councilman Mulqueen and Councilman McCarey. Councilman Valentin was absent. The Clerk read the following notice:

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of Wallkill on April 12, 2007 at 7:20 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2007, which would amend the Chapter 249 of the Town Code of the Town of Wallkill setting terms of service for Town Planning Board members and Town Zoning Board of Appeals members at three years.

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  
99 Tower Drive, Building  
Middletown, NY 10941

The Town of Wallkill will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

**BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL, NEW YORK.**

Louisa Ingrassia  
Town Clerk  
Town of Wallkill

No Town Board Comment

**PUBLIC COMMENT**

**V. Ferri:** Public input should be heard regarding each application to be a member of all boards.

**H. Ross:** Current Planning Board member, feels board has come a long way, reads letter from D. Church regarding board term length.

**R. Carr:** Current Planning Board member, state law prescribes staggered terms, Boards need continuity. Would like to know the benefit of this law?

**Motion by** Mr. Ward to close the hearing at 7:43 pm  
**Seconded by:** Mr. King

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

**Motion Carried**

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of Wallkill on April 12, 2007, at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a proposed Local Law of the Town of Wallkill for the year 2007 which would amend the Town Code of the Town of Wallkill to limit or prohibit parking in certain areas of Circleville Park, and which would permit the Town to install traffic control devices to effectuate the local law.

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 will be available for review at:

Wallkill Town Hall  
99 Tower Drive, Bldg. A  
Middletown, New York 10941

The Town of Wallkill will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL, NEW YORK.

Dated: March 8, 2007 Louisa Ingrassia, Town Clerk Town of Wallkill

Mr. Ward explains the intent of this Law. No traffic other than deliveries.

Mr. King for safety reasons there should be no motor vehicles in the park.

No Public Comment

**Motion by** Mr. Ward to close the hearing at 7:47 pm  
**Seconded by:** Mr. King

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

**Motion Carried**

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of Wallkill on April 12, 2007, at 7:27 p.m. at Wallkill Town Hall regarding the adoption of a proposed Local Law of the Town of Wallkill for the year 2007 which would amend Chapter 249, § 249-41 of the Town Code of the Town of Wallkill for the purpose of setting a maximum time for construction of projects receiving final approval from the Town of Wallkill Planning Board.

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 will be available for review at:

Wallkill Town Hall  
99 Tower Drive, Bldg. A  
Middletown, New York 10941

The Town of Wallkill will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

**BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL, NEW YORK.**

Dated: March 8, 2007 Louisa Ingrassia, Town Clerk Town of Wallkill

Mr. Ward explains that all the Board members are concerned with the time frame on construction.

Public Comment

**V. Ferri** : This is a sham based on prior approvals.  
**A. Vavricka:** Is there a grandfather clause?  
**A. Crawford:** Are there penalties for violations?  
**H. Ross:** Good Idea when would the clock start?  
**V. Ferri:** In favor of this law.

**Motion by** Mr. Ward to close the hearing at 8:01 pm  
**Seconded by:** Mr. King

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

### **Motion Carried**

The Town Board of the Town of Wallkill held its regularly scheduled meeting on April 12, 2007 at 7:30 pm. Present were Supervisor Ward, Councilman King, Councilman Mulqueen and Councilman McCarey. Also present were Chief Hertman, Mr. Smith, Mr. Lippert, Mr. Jacques and Mr. McKay. Councilman Valentin was absent.

The meeting was opened with the Pledge of Allegiance. There will be a special presentation by Bill Fiorvante of the Town of Wallkill Boys and Girls Club.

A presentation is given by Terri who runs the middle school program at the park, who is leading the habitat program. Thanks to the Parks department for all their help. Supervisor Ward thanks the Club for all that they do.

### **Agenda Comment**

**V. Ferri** Garbage rates, Bulk P/U, Wetlands Law, Homeland Security.

**M. Walker** Water bill, Empire Zone.

**A. Crawford** Surplus Property sale

### **CORRESPONDENCE**

To: Town Board  
From: M.. Hunt, Planning Board Secretary

Release of Bond for Rykowski Lane Project in the amount of \$37,933.00

**Motion by** Mr. Ward  
**Seconded by:** Mr. King

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

**Motion Carried**

To: Town Board  
From: E. Smith, Superintendent Water and Sewer

Request to send Rob Walgrowski to Wastewater Operators Basic operations course Sept 9-21<sup>st</sup> at SUNY Morrisville. The cost is \$900.00 plus lodging of \$65.00 per night

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

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

**Motion Carried**

To: Town Board  
From: M. Hunt ,Planning Board Secretary

Request to reduce bond held for Oak Hill Manor from \$655,000.00 to \$142,000.00.

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

Supervisor Ward: Voting Aye  
Councilman King: Voting No  
Councilman Valentin: Voting Absent  
Councilman Mulqueen: Voting Aye  
Councilman McCarey: Abstain

**Motion Fails**

To: Town Board  
From: J .Lippert, Commissioner of Public Works

Request to, along with Ted Youngs attend the annual Highway School in Ithaca.

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

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

**Motion Carried**

The Board would like the costs related to this attendance in writing prior to attendance.

To: Chief Hertman  
From: Mediacom

Thank you for the excellent Police work and subsequent arrest regarding break-ins to automobiles in their parking lot.

To: Town Board  
From: Deputy Chief Quinn

Request to obtain membership in ASIS in reference to his position as Emergency Management Officer at a cost of \$150.00 per year.

**Motion by** Mr. Ward  
**Seconded by:** Mr. King

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

**Motion Carried**

To: Town Board  
From: Orange County Fair Speedway

The speedway will be opening on April 21<sup>st</sup> and will race every Saturday until September 15, 2007 and the Eastern States Weekend October 19-21.

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
TO AUTHORIZE THE SALE OF SURPLUS REAL PROPERTY**

**WHEREAS, the Town Board of the Town of Wallkill has abandoned the Town highway designated as 2<sup>nd</sup> Street under operation of NYS Highway Law § 205.1; and**

**WHEREAS, said abandoned property has been determined to be of no further use for Town purposes and is designated, therefore, as surplus property; and**

**WHEREAS, the Wallkill Town Board has determined that the sale of said property is in the best interests of the taxpayers of the Town of Wallkill; and**

**WHEREAS, an offer of fair and adequate consideration for the conveyance of said surplus property has been received by the Town from an adjacent property owner; and**

**WHEREAS, the Wallkill Town Board held a public hearing regarding said sale, and heard public comment on March 30, 2005; and**

**WHEREAS, the Town Board agrees to convey such property upon certain terms and conditions contained in a Memorandum of Town Special Counsel James Bacon, Esq., dated March 1, 2007, and upon additional conditions required by the report of Hudsonia, Ltd., dated April 5, 2007, copies of which are annexed to this resolution;**

**NOW, THEREFORE, it is hereby**

**RESOLVED, by the Town Board of the Town of Wallkill that the abandoned and surplus Town property heretofore known as 2<sup>nd</sup> Street be conveyed and transferred to the adjacent property owner, North Jersey Realty Co., for fair and adequate consideration and upon the terms and conditions contained in the memorandum annexed hereto, as soon as may be practicable, and that the Town Supervisor be authorized to execute the documents necessary to convey said property by quitclaim deed.**

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

Supervisor Ward: Voting Aye  
Councilman King: Voting No  
Councilman Valentin: Voting Absent  
Councilman Mulqueen: Voting Aye  
Councilman McCarey: Voting Aye

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
SETTING MINIMUM AND MAXIMUM FEES FOR RESIDENTIAL GARBAGE  
COLLECTION IN THE TOWN OF WALLKILL**

**WHEREAS**, pursuant to Chapter 200, section 12. A. of the Wallkill Town Code, the Town Board of the Town of Wallkill is empowered to fix and regulate the fees charged to town residents for the collection of residential garbage by commercial garbage collectors; and

**WHEREAS**, the Town Board held a public hearing on March 8, 2007, at 7:25 p.m., at which the public was permitted to make comments and suggestions regarding the setting of said rates; and

**WHEREAS**, the Town Board of the Town of Wallkill has determined that it is in the best interests of the residents of the Town of Wallkill to set and fix residential garbage collection rates commencing June 1, 2007;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Town Board of the Town of Wallkill sets and fixes residential garbage collection rates within the Town of Wallkill, commencing May 1, 2007, as follows:

- A) The monthly rate for collection of thirty-five gallon (35 gal.) containers shall be no less than **\$21.00** dollars per month, and no more than **\$27.00** dollars per month; and
- B) The monthly rate for collection of sixty-five gallon (65 gal.) containers shall be no less than **\$24.00** dollars per month, and no more than **\$30.00** dollars per month; and
- C) The monthly rate for collection of ninety-five gallon (95 gal.) containers shall be no less than **\$24.00** dollars per month, and no more than **\$35.00** dollars per month; and
- D) The monthly collection rates for residents of the town age sixty-five (65) years or older shall be two dollars (\$2.00) less than the rate charged to other town residents for the same service; and
- E) The commercial collector shall pick up one bulk item per household, per week as described attached
- F) Provide residents with garbage containers free of charge for their use.

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

Supervisor Ward: Voting Aye  
Councilman King: Voting No  
Councilman Valentin: Voting Absent  
Councilman Mulqueen: Voting Aye  
Councilman McCarey: Voting No

**Motion Fails**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ACCEPT BID  
FOR 2007 BULK TRASH PICK-UP IN THE TOWN OF WALLKILL**

**WHEREAS**, the Town Board of the Town of Wallkill has determined that it is in the best interests of the residents of the Town of Wallkill to use the bidding process to contract for bulk trash pick-up for the year 2007; and

**WHEREAS**, the Town is required under New York State Law to award such a contract to the lowest responsible bidder; and

**WHEREAS**, bids for bulk trash pick-up were solicited, received, opened and reviewed; and

**WHEREAS**, the lowest responsible bidder has been identified;

**NOW, THEREFORE, LET IT BE**

**RESOLVED**, that the Town Board hereby directs the Town of Wallkill Commissioner of Public Works to accept the bid submitted by Interstate Waste Services, Inc., for the pick-up and disposal of bulk trash items on a one-time basis as part of the Town's 2007 Bulk Pick-up Program, under the terms and in the amount as set forth in said bid, a copy of which is attached hereto.

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

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO ACCEPT A BID FOR THE REPLACEMENT OF THE ROOF FOR THE DPW GARAGE FACILITY**

**WHEREAS**, the Town Board of the Town of Wallkill has determined that it is in the best interests of the residents of the Town of Wallkill to use the bidding process to contract for the replacement of the garage roof of the Town's DPW facility; and

**WHEREAS**, the Town is required under New York State Law to award such a contract to the lowest responsible bidder; and

**WHEREAS**, bids for the replacement of the garage roof for the DPW facility were solicited, received, opened and reviewed; and

**WHEREAS**, the lowest responsible bidder has been identified;

**NOW, THEREFORE, LET IT BE**

**RESOLVED**, that the Town Board hereby directs the Town of Wallkill Commissioner of Public Works to accept the bid submitted by Hudson Valley Roofing & Sheet Metal, Inc., for the replacement of the garage roof for the DPW facility under the terms and in the amount as set forth in said bid.

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

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL SETTING A TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO THE ADOPTION OF THE WETLAND AND WATERCOURSE PROTECTION LAW OF THE TOWN OF WALLKILL**

**WHEREAS**, the Town Board of the Town of Wallkill adopted a Comprehensive Plan on July 28, 2005, which plan called for the protection of the town's watercourses and wetlands; and

**WHEREAS**, the Town Board intends to adopt an amendment to the Town Code, entitled the Wetland and Watercourse Protection Law, that would prevent the despoliation and destruction of wetlands and watercourses in the Town of Wallkill; and

**WHEREAS**, the proposed amendments and additions to the Town Code constitute a Type I Action under section 617.4 of the State Environmental Quality Review Act (SEQRA) and is subject to further review under SEQRA; and

**WHEREAS**, the Town Board of the Town of Wallkill wishes to set a time and place for a public hearing regarding the adoption of said amendments and additions to the Town Code so that the public may be heard;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that a public hearing be held by the Town Board regarding the adoption of the aforesaid Wetlands Local Law at 7:20 p.m. on May 24, 2007, at Wallkill Town Hall, 99 Tower Drive, Building A, Middletown, New York 10941; 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. King

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN  
AGREEMENT FOR HOMELAND SECURITY PURPOSES**

**WHEREAS**, the Department of Homeland Security is desirous of entering into a license option agreement with respect to the Town's property located at 99 Tower Drive - Building B, in the event of an emergency; and

**WHEREAS**, the Town Board of the Town of Wallkill has determined that entering into such an agreement with the Department of Homeland Security will be in the best interest of the health, safety and welfare of the residents of the Town of Wallkill;

**NOW THEREFORE 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 or agreements with the United States General Services Administration for lease of the premises owned by the Town at 99 Tower Drive - Building B, in the Town of Wallkill for use by the U.S. Department of Homeland Security/Citizen and Immigration Services (DHS/CIS) in the event of an emergency, as determined by the DHS/CIS.

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
SETTING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO  
ESTABLISHING A LIGHTING DISTRICT**

**WHEREAS**, the Town Board of the Town of Wallkill has received a duly filed petition by TCT Corporation, the owners of a certain parcel of property in the Town designated as Section 3, Block 1, Lot 23.2, to establish a **lighting district** within said parcel to be known as **Countryside Meadows**; and

**WHEREAS**, said owners have proven to the satisfaction of the Town Board that they are the owners of all taxable real property situated within said proposed district; that there are no resident owners on said proposed district; and that said proposed district is located wholly within the Town; and

**WHEREAS**, petitioners did submit a map and plans showing the boundaries of the proposed district, a general plan of the proposed lighting system, all outlets and the terminus and course of each conduit and a Schedule showing the metes and bounds of the proposed district, said maps plans and description having been prepared by engineers and surveyors licensed by the State of New York; and

**WHEREAS**, the cost for the design and construction of said lighting system is to be paid by the property owners within the proposed district with no cost accruing to the Town;

**NOW THEREFORE IT IS**

**ORDERED**, that a public meeting be held at the Town Hall, 99 Tower Drive, Bldg. A, Middletown, New York 10941, on **May 24, 2007 at 7:25 p.m.** to consider said increase and improvement of facilities of the district and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and it is

**FURTHER ORDERED**, that the Town Clerk publish at least once in the *Times Herald Record*, a newspaper published in Middletown, New York, and hereby designated as the official newspaper of the Town for such publication, and posted on the signboard of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication there of and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

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

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
SETTING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO  
ESTABLISHING A DRAINAGE DISTRICT**

**WHEREAS**, the Town Board of the Town of Wallkill has received a duly filed petition by TCT Corporation, the owners of a certain parcel of property in the Town designated as Section 3, Block 1, Lot 23.2, to establish a **drainage district** within said parcel to be known as **Countryside Meadows**; and

**WHEREAS**, said owners have proven to the satisfaction of the Town Board that they are the owners of all taxable real property situated within said proposed district; that there are no resident owners on said proposed district; and that said proposed district is located wholly within the Town; and

**WHEREAS**, petitioners did submit a map and plans showing the boundaries of the proposed district, a general plan of the proposed drainage system, all outlets and the terminus and course of each conduit and a Schedule showing the metes and bounds of the proposed district, said maps plans and description having been prepared by engineers and surveyors licensed by the State of New York; and

**WHEREAS**, the cost for the design and construction of said drainage system is to be paid by the property owners within the proposed district with no cost accruing to the Town;

**NOW THEREFORE IT IS**

**ORDERED**, that a public hearing be held at the Town Hall, 99 Tower Drive, Bldg. A, Middletown, New York 10941 on the **May 24, 2007 at 7:27 p.m.** to consider said increase and improvement of facilities of the district and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and it is

**FURTHER ORDERED**, that the Town Clerk publish at least once in the *Times Herald Record*, a newspaper published in Middletown, New York, and hereby designated as the official newspaper of the Town for such publication, and posted on the signboard of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less that ten (10) nor more than twenty (20) days before the date of such public hearing.

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

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

**Motion Carried**

**TOWN OF WALLKILL RESOLUTION OF SUPPORT AND CONCURRENCE  
WITH THE NEWBURGH-STEWART EMPIRE ZONE (FORMERLY  
ECONOMIC DEVELOPMENT ZONE) REGIONALLY SIGNIFICANT  
PROJECT APPLICATION**

**WHEREAS**, New York State has created the Economic Development Zone Program, now known as the Empire Zones Program, to encourage industrial and commercial development in select municipalities across the State, and

**WHEREAS**, the Town of Wallkill, as an eligible municipality in conjunction with the County of Orange, received designation of an Empire Zone and was re-designated as distinct and separate contiguous areas pursuant to Section 957 (d) of the general municipal law, and

**WHEREAS**, New York State has amended the Zones program to increase benefits and allow additional areas to be deemed as Regionally Significant Projects, and

**WHEREAS**, the County of Orange and the Town of Wallkill intend to amend the Orange County/Town of Wallkill Empire Zone boundaries to encourage industrial and commercial development and to allow for the designation of lands in the Town of Wallkill for a Regionally Significant Project, and

**WHEREAS**, *Advanced Coating Technologies* (“ACT”) located at 60 Turner Drive and 105 Tower Drive, Wallkill, New York meets the criteria of 957 (d) of the general municipal law as a regionally significant project by creating 50 new manufacturing jobs for inclusion within the Orange County/Town of Wallkill Empire Zone in an area outside the distinct and separate contiguous areas, and

**WHEREAS**, the Town of Wallkill wishes to support and concur with the Empire Zone designation of section 41, block 1, and lot 101.12 (Turner Dr.), and section 40, block 1, and lot 58.1 (Tower Dr.) portions thereof, as a Regionally Significant Project on behalf of “ACT” and

**NOW, THEREFORE**, be it resolved that the Town of Wallkill Town Board, in its capacity as governing body of the Town of Wallkill, does hereby support and concur with Orange County to include two manufacturing facilities for Advanced Coating Technologies to be located at 60 Turner Drive (SBL 41-1-101.12) and 105 Tower Drive (SBL 40-1-58.1) in the Town of Wallkill, New York as described within the attached Local Law 4 of 2007, dated January 4, 2007.

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

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

**Motion Carried**

**TOWN OF WALLKILL RESOLUTION OF SUPPORT AND CONCURRENCE WITH THE NEWBURGH-STEWART EMPIRE ZONE (FORMERLY ECONOMIC DEVELOPMENT ZONE) REGIONALLY SIGNIFICANT PROJECT APPLICATION**

**WHEREAS**, New York State has created the Economic Development Zone Program, now known as the Empire Zones Program, to encourage industrial and commercial development in select municipalities across the State, and

**WHEREAS**, the Town of Wallkill, as an eligible municipality in conjunction with the County of Orange, received designation of an Empire Zone and was re-designated as distinct and separate contiguous areas pursuant to Section 957 (d) of the general municipal law, and

**WHEREAS**, New York State has amended the Zones program to increase benefits and allow additional areas to be deemed as Regionally Significant Projects, and

**WHEREAS**, the County of Orange and the Town of Wallkill intend to amend the Orange County/Town of Wallkill Empire Zone boundaries to encourage industrial and commercial development and to allow for the designation of lands in the Town of Wallkill for a Regionally Significant Project, and

**WHEREAS**, *Clancy's Volcanic Snacks International Corporation* located at 590 Ballard Road, Wallkill, New York meets the criteria of 957 (d) of the general municipal law as a regionally significant project by creating 50 new manufacturing jobs for inclusion within the Orange County/Town of Wallkill Empire Zone in an area outside the distinct and separate contiguous areas, and

**WHEREAS**, the Town of Wallkill wishes to support and concur with the Empire Zone designation of section 60, block 1, and lot 120, portions thereof, as a Regionally Significant Project on behalf of *Clancy's Volcanic Snacks International Corporation* and

**NOW, THEREFORE**, be it resolved that the Town of Wallkill Town Board, in its capacity as governing body of the Town of Wallkill, does hereby support and concur with Orange County to include a manufacturing facility for *Clancy's Volcanic Snacks International Corporation* to be located at 260 Ballard Road in the Town of Wallkill, New York (SBL 60-1-120) as described within the attached Local Law 2 of 2007, dated January 4, 2007.

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

Supervisor Ward: Voting Aye  
Councilman King: Voting Aye

Councilman Valentin: Voting Absent  
Councilman Mulqueen: Voting Aye  
Councilman McCarey: Voting Aye

**Motion Carried**

**TOWN OF WALLKILL RESOLUTION OF SUPPORT AND CONCURRENCE WITH THE NEWBURGH-STEWART EMPIRE ZONE (FORMERLY ECONOMIC DEVELOPMENT ZONE) REGIONALLY SIGNIFICANT PROJECT APPLICATION**

**WHEREAS**, New York State has created the Economic Development Zone Program, now known as the Empire Zones Program, to encourage industrial and commercial development in select municipalities across the State, and

**WHEREAS**, the Town of Wallkill, as an eligible municipality in conjunction with the County of Orange, received designation of an Empire Zone and was re-designated as distinct and separate contiguous areas pursuant to Section 957 (d) of the general municipal law, and

**WHEREAS**, New York State has amended the Zones program to increase benefits and allow additional areas to be deemed as Regionally Significant Projects, and

**WHEREAS**, the County of Orange and the Town of Wallkill intend to amend the Orange County/Town of Wallkill Empire Zone boundaries to encourage industrial and commercial development and to allow for the designation of lands in the Town of Wallkill for a Regionally Significant Project, and

**WHEREAS**, *Dura sol Systems Inc.* located at 225 Tower Drive, Wallkill, New York meets the criteria of 957 (d) of the general municipal law as a regionally significant project by creating 50 new manufacturing jobs for inclusion within the Orange County/Town of Wallkill Empire Zone in an area outside the distinct and separate contiguous areas, and

**WHEREAS**, the Town of Wallkill wishes to support and concur with the Empire Zone designation of section 40, block 1, and lot 56.221, or portions thereof, as a Regionally Significant Project on behalf of *Dura sol Systems, Inc.* and

**NOW, THEREFORE**, be it resolved that the Town of Wallkill Town Board, in its capacity as governing body of the Town of Wallkill, does hereby support and concur with Orange County to include a manufacturing facility for Durasol Systems Inc. to be located at 225 Tower Drive in the Town of Wallkill, New York (SBL 40-1-56.221) as described within the attached Local Law 4 of 2006, dated March 3, 2006.

**Motion by** Mr. Ward  
**Seconded by:** Mr. Mulqueen

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

**Motion Carried**

**TOWN OF WALLKILL RESOLUTION OF SUPPORT AND CONCURRENCE WITH THE NEWBURGH-STEWART EMPIRE ZONE (FORMERLY ECONOMIC DEVELOPMENT ZONE) REGIONALLY SIGNIFICANT PROJECT APPLICATION**

**WHEREAS**, New York State has created the Economic Development Zone Program, now known as the Empire Zones Program, to encourage industrial and commercial development in select municipalities across the State, and

**WHEREAS**, the Town of Wallkill, as an eligible municipality in conjunction with the County of Orange, received designation of an Empire Zone and was re-designated as distinct and separate contiguous areas pursuant to Section 957 (d) of the general municipal law, and

**WHEREAS**, New York State has amended the Zones program to increase benefits and allow additional areas to be deemed as Regionally Significant Projects, and

**WHEREAS**, the County of Orange and the Town of Wallkill intend to amend the Orange County/Town of Wallkill Empire Zone boundaries to encourage industrial and commercial development and to allow for the designation of lands in the Town of Wallkill for a Regionally Significant Project, and

**WHEREAS**, Meyer Tool, Inc. located at 60 Turner Drive, Wallkill, New York meets the criteria of 957 (d) of the general municipal law as a regionally significant project by creating 50 new manufacturing jobs for inclusion within the Orange County/Town of Wallkill Empire Zone in an area outside the distinct and separate contiguous areas, and

**WHEREAS**, the Town of Wallkill wishes to support and concur with the Empire Zone designation of section 41, block 1, and lot 101.12, or portions thereof, as a Regionally Significant Project on behalf of Meyer Tool, Inc. and

**NOW, THEREFORE**, be it resolved that the Town of Wallkill Town Board, in its capacity as governing body of the Town of Wallkill, does hereby support and concur with Orange County to include a manufacturing facility for Meyer Tool, Inc. to be located at

60 Turner Drive in the Town of Wallkill, New York (SBL 41-1-101.12) as described within the attached Local Law Introductory No. 4 of 2007.

**Motion by** Mr. Ward  
**Seconded by:** Mr. King

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN INTER-  
MUNICIPAL AGREEMENT BETWEEN THE TOWN OF MONTGOMERY AND  
THE TOWN OF WALLKILL FOR THE TRANSFER OF FUNDS ASSOCIATED  
WITH THE DEVELOPMENT OF A NATURAL RESOURCES INVENTORY**

**WHEREAS**, the Towns of Montgomery and Wallkill are municipal corporations located in Orange County, New York; and

**WHEREAS**, these towns are authorized, pursuant to both Article 9, § 1 of the State Constitution and Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

**WHEREAS**, the Town of Montgomery's Conservation Advisory Council and the Town of Wallkill's Commission for Conservation of the Environment, with the authorization of their respective Town Boards, jointly applied for a grant from the NYSDEC's Hudson River Estuary Program to facilitate the development of a Natural Resources Inventory for both towns; and

**WHEREAS**, the grant proposal was accepted and approved by NYSDEC, and a contract for transfer of grant funds was executed between NYSDEC and the Town of Montgomery; and

**WHEREAS**, some of the funding in the grant work plan is intended to be used by each of the partner towns for the purchase of equipment and materials; and

**WHEREAS**, the equipment and materials are needed to complete the Natural Resources Inventory; and

**WHEREAS**, the Town of Wallkill and the Town of Montgomery are required to enter into an agreement setting forth the manner in which said funds may be shared, transferred or paid to the Town of Wallkill by the Town of Montgomery for reimbursement for the purchase of said materials and equipment; now therefore

**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 inter-municipal agreement between the Town of Montgomery and the Town of Wallkill for the transfer of funds associated with the development of a natural resources inventory.

**Motion by** Mr. Ward  
**Seconded by:** Mr. King

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
SETTING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO  
THE TOWN OF WALLKILL'S ANNUAL STORMWATER MANAGEMENT  
REPORT**

**WHEREAS**, in accordance with the New York State Department of Environmental Conservation Phase II Stormwater Permit Program (MS4), the Town Board of the Town of Wallkill has prepared a Stormwater Management Plan; and

**WHEREAS**, the Wallkill Town Board wishes to set a time and place for a public hearing regarding said Stormwater Management Plan Annual Report so that the public may be heard;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that a public hearing be held by the Town Board regarding the Town's Stormwater Management Annual Report at 7:25 p.m. on May 10, 2007, at Wallkill Town Hall, 99 Tower Drive, Building A, Middletown, New York 10941; 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. McCarey

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

**Motion Carried**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL  
AUTHORIZING THE SALE OF PROPERTY CONSTITUTING ECHO LAKE**

**WHEREAS**, the Town Board of the Town of Wallkill has determined that the property it currently owns in the Town of Goshen located on Echo Lake Road, also known as Section 12, Block 1, Lot 24.2, no longer serves the needs of the Town; and

**WHEREAS**, the Town has received an offer to purchase said property from Hooper Hill, LLC; and

**WHEREAS**, the Town believes the proposal is fair and reasonable and wishes to negotiate and enter into a contract of purchase and sale for the above property; and

**WHEREAS**, the Town Board has determined to sell the property for no less than Three Million Five Hundred Thousand Dollars and 00/100 (\$3,500,000.00);

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. That pursuant to the provisions of Section 64, Subdivision 2 of the Town Law of the State of New York, the Town Board does adopt this resolution agreeing to sell the property for not less than \$3,500,000; and
2. That this resolution is adopted subject to a permissive referendum and that the Town Clerk is directed to publish and post the notice of adoption of this resolution in accordance with Article 7 of the Town Law;  
In form acceptable to the Town Attorney

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

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

**Motion Carried**

**COMMITTEE REPORTS**

**Councilman King:** Met with Mr. Lippert and Mr, Jaques regarding stormwater management. Bulk yard is open for brush drop off.

**Councilman Valentin:** Is attending to a family emergency.

**Councilman Mulqueen:** Golf Meeting on Wednesday at 4:30 pm. Annual report for course,2005 \$169,207.00 2006 \$ 179,768.00. Course is open and has a good attitude.

**Councilman McCarey** Hole in One on the 11<sup>th</sup> Hole last week requests permission to send Human Rights Commission to County Meeting all in favor.

**COUNCILMAN COMMENTS**

**Councilman King** Best wishes to Mr.Valentin and his family.

**Councilman Mulqueen** Rabies clinic this weekend, screening of Al Gore’s film regarding global warming on April 30<sup>th</sup> at the community center 7:30 pm. Would like to explore alternate energy at Town Hall. Planning and Zoning Board appointments communication between boards is essential. Good government effort.

**Councilman McCarey** Longer terms for Planning and Zoning.

**SUPERVISORS COMMENTS**

Law for Town control over setting speed limits has been submitted to Senate and Assembly. KJ's will not be reopening, good news. Press coverage regarding lawsuit pertaining to Texas Hold'em Tournaments many issues. Little League Parade on Saturday 10 am. Dial a Bus has joined the county wide bus route. Historical Association will meet the 1<sup>st</sup> Thursday of the month at Town Hall. Sewmuchcomfort.org is looking for volunteers.

Read the following statement regarding Police Contract negotiations :

The Town of Wallkill and the Wallkill PBA have been in negotiations for several years in an effort to reach a new contract for Town police officers, which would start January 1, 2004. On March 23rd, the Town negotiation team made a proposal to the PBA for a contract that would set police salaries and employment terms through December 31, 2009. This proposal, if accepted and ratified by the PBA and the Town Board, would provide substantial salary increases for police officers (35%) and police sergeants (38%). Several other major items, such as police work schedules and health insurance contributions, are also addressed. The Town negotiation team encourages the PBA to respond to the recent proposal so that an agreement can be completed soon. If no agreement is reached, the parties will be left with the results of a compulsory interest arbitration award, which will only cover the two year period 2004 and 2005, and obviously not bring police salaries and benefits to current rates. This result is not in the best interest of the police officers or the Town, and keeps the Town police contract in the distant past. The Town negotiation team is ready to meet whenever the PBA is ready.

Working on child Safety Law.

**Chief Hertman:** Attended the program on sexual violence awareness received a community service award from Orange County Mental Health. Arrest made in connection with recent bank robbery. Community Council Meets May 3<sup>rd</sup> 7pm.

**Mr. Smith** Hydrant flushing will begin on April 16<sup>th</sup>.

**Mr. Lippert** Bulk pick up information online.

**Mr. Jaques** would like to authorize Mr, Heinz to review information for MS 4 Public Hearing.

**Motion by** Mr. King  
**Seconded by:** Mr. McCarey

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

**Motion Carried**

**PUBLIC PARTICIPATION**

- M. Cody** Successful Easter egg hunt. Flags need to be cared for and disposed of according to law.
- V. Ferri** Police Contract. Police award, Empire Zone no tax breaks for residents. Atrium not accessible to public, high curbs at town facility.
- M. Walker** Water bills, Golf Course, Assoc. of Towns spending.
- A. Crawford** Town Meetings are good place to exchange ideas.
- S. Labruna** Global warming presentation at community center, thanks to K. Mulqueen for the alternate energy research, Historical association, PDR valuable program.
- H. Ross** Flag etiquette, new podium, supports PDR completely.
- D. Depew** Town Residents appointed to County Boards, concerns with Echo Lake permissive referendum.
- J. Thompson** Stormwater concerns Anna Court resident.

**Motion by** Mr. Ward to Adjourn at 10:10 pm  
**Seconded by:** Mr. McCarey

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

**Motion Carried**

Meeting adjourned  
*Louisa M. Ingrassia*