

The Town Board of the Town of Wallkill held a public hearing at the Town Hall, 600 Route 211 East at 7:05 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew.

**SUPERVISOR WARD:** Would the Town Clerk please read the notice of the public Hearing.

**TOWN CLERK, LOUISA INGRASSIA:** PLEASE TAKE NOTICE that a public Hearing will be held by the Town Board of the Town of Wallkill on June 10, 2004 at 7:05 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2004, which would establish a Drainage District within that parcel identified as the Bendlin Lane Subdivision by Green located within 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 TAKEN FURTHER NOTICE that the environmental significance of the proposed Local Law, if any, will be reviewed at said public hearing.

By order of the Town Board of the Town of Wallkill, dated May 27, 2004.

**SUPERVISOR WARD:** Explained public hearing is for a drainage district for a subdivision on Bendlin Lane. Asked for comments from the public and board.

**COUNCILMAN DEPEW:** Explained residents support drainage district.

**MOTION BY:** Mr. Ward to close public hearing at 7:12 PM.

**SECONDED BY:** Councilman King

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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The Town Board of the Town of Wallkill held a public hearing at the Town Hall, 600 Route 211 East at 7:12 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew.

**SUPERVISOR WARD:** Would the Town Clerk please read the notice of the public hearing.

**TOWN CLERK, LOUISA INGRASSIA:** PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on June 10, 2004, at 7:10 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2004, which would establish a Lighting District within that parcel identified as the Bendlin Lane Subdivision by Green located within 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.

By Order of the Town Board of the Town of Wallkill, dated May 27, 2004.

**SUPERVISOR WARD:** Explained this is for same subdivision for lighting district. Asked for comments from the public and board.

**COUNCILMAN DEPEW:** Stated Wednesday there will be a special meeting for residents to come out and have subdivision addressed. He will hold comments.

**MOTION BY:** Mr. Ward to close public hearing at 7:14 PM.

**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**

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The Town Board of the Town of Wallkill held a public hearing at the Town Hall, 600 Route 211 East at 7:15 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew.

**SUPERVISOR WARD:** Would the Town Clerk please read the notice of the public hearing.

**TOWN CLERK, LOUISA INGRASSIA:** PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on June 10, 2004 at 7:15 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2004, amending Chapter 200 of the Town Code, requiring a public hearing before the setting of garbage pick-up rates in Town.

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

By order of the Town Board of the Town of Wallkill, dated April 20, 2004.

**SUPERVISOR WARD:** Explained Board supports law on the garbage pickup by private haulers, which is being held prior to rate changes. Asked for comments from the public and Board.

**MOTION BY:** Mr. Ward to close public hearing at 7:17 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**

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The Town Board of the Town of Wallkill held a public hearing at the Town Hall, 600 Route 211 East at 7:25 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew.

**SUPERVISOR WARD:** Would the Town Clerk please read the notice of the public hearing.

**TOWN CLERK, LOUISA INGRASSIA:** PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on June 10, 2004 at 7:25 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2004, amending Chapter 12 of the Town Code, concerning the structure and mission of the Town Conservation Commission.

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.

By order of the Town Board of the Town of Wallkill, dated May 13, 2004.

**SUPERVISOR WARD:** Explained changes made to this law which dates back to 1972. Asked for comments from public and Board.

### **PUBLIC COMMENTS**

N. Guenste asked why items deleted to law. Indicated major changes made misleading public.

S. McLaughlin explained no difference between committee and commission.

Resident asked how acting independently works.

S. McLaughlin explained commission's job is to alleviate work and make Planning Board more effective.

H. Ross concerned about misplacement of law. Asked how Town would be if law passed three decades ago had been respected by Town. Asked that law be brought forward.

N. Guenste stated Board members disrespectful not paying attention to residents.

**MOTION BY:** Mr. Ward to close public hearing at 7:44 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**

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The Town Board of the Town of Wallkill held a regular meeting on Thursday, June 10, 2004 at 7:45 PM at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew.

Pledge of Allegiance to the Flag was led by Councilman Depew. Moment of silence held for President Reagan.

**MOTION BY:** Mr. Ward to accept minutes of May 13, 2004 and May 27, 2004.

**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**

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**CORRESPONDENCE**

To: Supervisor John Ward  
From: Anita Gawronski

Just a note to thank you for your prompt response to my concerns regarding the new building on Excelsior Avenue. Although some issues have not been resolved, I feel that I

can handle those issues privately. Special thanks to Stephanie, Mr. Ward's secretary for her returning my urgent phone calls promptly and listening to my concerns.

I also would like to publicly apologize to Walter Barrett for the remarks I made at the last meeting. Without knowing all the facts, I made accusations that were incorrect. He has gone out of his way to answer questions I had regarding the new building and I want him to know how much I appreciate his concern.

**SUPERVISOR WARD:** Thanked Councilman Mulqueen for doing footwork on this project.

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To: Chief Hertman  
From: Circleville Elementary School, Colleen Barone

I would like to tell you what a positive experience my students and I had this school year with the DARE program. This is all thanks to Officer Paul Besser's fine efforts. In the past I have worked with several excellent DARE officers, but Officer Besser stands out as going above and beyond. He always came to my classroom fully prepared to teach the children ways to combat peer pressure. He was very organized and structured while at the same time very flexible. I find it so hard to believe that this was Officer Besser's first year in the DARE program. He's a natural when it comes to working with young children. The man left a positive lasting impression with all of my students.

Officer Besser soon found out that fifth graders will often test adults. He set his standards high. In a very kind, but firm manner, Officer Besser let my students know that he expected them to behave properly and respectfully, and they did. By setting such a good example. He earned their respect.

Officer Besser came prepared with a well thought out discipline plan. He rewarded those students who completed their work and behaved in a respectful manner. Students could win a certain number of good behavior coupons. During the DARE ceremony, student names were drawn for two bicycles and various gift certificates. Officer Besser went out of his way to see that the children were rewarded. They know he did this for them and have a great deal of respect for him. More than once students have told me that they appreciate all that Officer Besser has done for them. He was very well liked.

Officer Besser arranged a barbecue for all of his DARE students. He wanted to surprise the children. The man was always thinking of ways to be good to the students. He expressed a genuine concern for them. During outdoor recess, Officer Besser would even go outside and mingle with the students. When he witnessed inappropriate behavior, Officer Besser would talk to those students involved and encourage them to behave appropriately. He did this in a kind and dignified manner. The children considered Officer Besser their friend. They listened and took him seriously. He was such a positive role model.

My fifth graders were so excited about the DARE ceremony. Officer Besser spent a great deal of time seeing to it that everything was arranged for the event. Having their parents attend the event meant a lot to the children. They were so surprised when they won so many gift certificates. It was a happy occasion.

In closing, I just want to say that Officer Besser was a pleasure to work with. He did a great job teaching DARE classes and related very well with my students. I am looking forward to working with him in the future.

**SUPERVISOR WARD:** Thanked and congratulated Officer Besser.

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To: John F. Ward, Supervisor  
From: The Rosado Group

Request to have a parking lot sale in Lowe's parking lot on June 23, 24, 25, 26 and 27<sup>th</sup> Wed., Thurs., Fri. from 9 AM to 8 PM and Sat. and Sun. from 9 AM to 5 PM. 20 x 30 foot tent and small trailer.

**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**

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To: Supervisor John Ward & Town Board Members  
From: MaryLynn Hunt, Planning Board Secretary  
Re: Mt. Joy Meadows

On September 24, 2002 the above noted applicant posted a letter of credit in the amount of \$265,830.00 for site improvements.

Based on a joint inspection performed with John Lippert and the attached memo from McGoey, Hauser & Edsall I would like to recommend the bond amount be lowered to \$26,583.00.

**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**

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To: Town of Wallkill  
From: Rayewood RV Centers

Requesting a permit to hold Parking lot sale at Gander Mountain store located at Galleria Drive. Requesting a 200 ft by 50 ft section along Route 211 during July 9, 10 & 11 from 8 AM to 6 PM each day. Showing approximately 30 recreational vehicles including travel trailers, motor homes, pop up vehicles and 5<sup>th</sup> wheel trailers. The units will be new or left over 2003 model year as well as new 2004 and 2005 model years. Also a small Selection of used RV's.

**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	Abstained

**MOTION CARRIED**

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To: John Ward  
From: Orange & Rockland, Eric D. Fuentes

As you have probably read, there has been a good deal of media coverage recently regarding the issue of stray voltage, whereby aluminum light poles or other metallic equipment may become accidentally energized by a fault in the electrical system.

While such an occurrence is rare, an incident of stray voltage can be dangerous. Accordingly, Orange & Rockland has completed the testing of all 752 aluminum street light poles to which we provide service. We intend to conduct these tests annually in order to reduce the likelihood of a stray voltage occurrence in the future.

As the owner of municipal or private lighting that may be mounted on metal poles, you may wish to consider having an electrician or other qualified person inspect your light poles. Reliable, low-cost equipment is available to perform these tests, and, while Orange & Rockland does not perform this type of work on municipally-owned or privately-owned lighting, we would be happy to describe the methods we recommend if you intend to conduct such inspections.

If you would like further information, please don't hesitate to call me at (845)344-8887.

Mr. Lippert to look at lighting districts.

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**MOTION BY:** Mr. Ward to close public hearing on the moratorium.

**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**

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**MOTION BY:** Mr. Ward to close public hearing on municipal sewer inspection fees.

**SECONDED BY:** Mr. Depew

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

**MOTION CARRIED**

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**MOTION BY:** Mr. Ward to close public hearing on municipal water inspection fees.

**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**

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**RESOLUTIONS**

WHEREAS, the Town Board of the Town of Wallkill wishes to modify the procedure for amending Chapter 249 of the Town Code; and

WHEREAS, the Town Board of Wallkill is empowered by the State to adopt such local law pursuant to NYS Municipal Home Rule Law and 274 of NYS Town 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 7:05 PM on June 24, 2004, 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. Depew

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

**MOTION CARRIED**

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WHEREAS, the Town Board of the Town of Wallkill (the “Town Board” and the “Town”, respectively), in the County of Orange, New York, has received a request by E. Maddama, the owner of a certain parcel of property in the Town on Mud Mills Road identified as tax map #40-1-18.2, to extend the Town Sewer District to include said parcel; and

WHEREAS, said owner has proven to the satisfaction of the Town Board that he is the owner of all taxable real property situated within said proposed extension;

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 600 Route 211 East, Middletown, NY 10940, in the Town on the 24<sup>th</sup> day of June, 2004, at 7:10 PM to consider said request to extend the Sewer 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;

FURTHER ORDERED, that the Town Clerk publish at least once in 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 than ten (10) nor more than twenty (20) days before the date of such public hearing.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

**MOTION BY:** Mr. King to amend public hearing to July 22, 2004 meeting.

**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**

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WHEREAS, there exists a vacancy in the Town of Wallkill Highway Department at the Laborer level; and

WHEREAS, Dennis Martin fulfills the requirements of knowledge, skills, and experience for the laborer position; and

WHEREAS, it is the opinion of the Commissioner of Public Works that Dennis Martin is qualified to fill said position;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Dennis Martin to the position of Laborer, to serve in said capacity at the Town of Wallkill Highway Department; and be it further

RESOLVED, that said appointment shall be effective no earlier than June 14, 2004.

**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**

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WHEREAS, there exists a vacancy in the Town of Wallkill Parks Department at the Laborer level; and

WHEREAS, Jason Jaccarino fulfills the requirements of knowledge, skills, and experience for the laborer position; and

WHEREAS, it is the opinion of the Commissioner of Public Works that Jason Jaccarino is qualified to fill said position;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Jason Jaccarino to the position of Laborer, to serve in said capacity at the Town of Wallkill Parks Department; and be it further

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Jason Jaccarino to the position of Laborer, to serve in said capacity at the Town of Wallkill Parks Department; and be it further

RESOLVED, that said appointment shall be effective no earlier than June 14, 2004.

**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**

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WHEREAS, there exists a vacancy in the Town of Wallkill Golf Maintenance Department at the Laborer level; and

WHEREAS, David Budd Jr. fulfills the requirements of knowledge, skills, and experience for the laborer position; and

WHEREAS, it is the opinion of the Commissioner of Public Works that David Budd Jr. is qualified to fill said position;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints David Budd Jr. to the position of Laborer, to serve in said capacity at the Town of Wallkill Golf Maintenance Department; and be it further

RESOLVED, that said appointment shall be effective no earlier than June 14, 2004.

**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

**MOTION CARRIED**

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WHEREAS, Town Board of Wallkill may adopt a local law to amend the Town Code of the Town of Wallkill for the purpose of establishing a moratorium on certain residential construction within the Town of Wallkill; 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 moratoria are listed as Type II Actions under 617.5 of the State Environmental Quality Review Act (SEQRA) and, as such, are not subject to 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 June 24, 2004, 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. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, Town Board of Wallkill wishes to adopt a local law to amend Chapter 194, Article II of the Town Code of the Town of Wallkill to update the inspection fee schedule for connections to the municipal sewer system in the Town of Wallkill; and

WHEREAS, Town Board of Wallkill wishes to pass a resolution to update the inspection fee schedule for connections to the municipal water system in the Town of Wallkill;

WHEREAS, the Town Board of Wallkill is empowered by the State to adopt the aforementioned local law pursuant to Municipal Home Rule Law and is empowered by Chapter 242, 242-7B of the Town Code of the Town of Wallkill to adopt the aforesaid resolution; and

WHEREAS, said code amendment and resolution are listed as Type II Actions under 617.5 of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Wallkill Town Board wishes to set a time and place for a public hearing for said proposed local law concerning sewer inspection fees and proposed resolution for amending water inspection fees, 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 and resolution at 7:15 PM on June 24, 2004, 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. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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BE IT RESOLVED, that the Town of Wallkill is hereby submitting its Application for the Patio Road Park Improvements for consideration under the FY-05 Orange Urban County Consortium Community Development Program, and that the Supervisor is hereby authorized to submit this Application. Be it further certified that Town Officials have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-05 program year, and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge.

**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**

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BE IT RESOLVED, that the Town of Wallkill is hereby submitting its Application for the Sheffield Drive Drainage Improvements for consideration under the FY-05 Orange Urban County Consortium Community Development Program, and that the Supervisor is hereby authorized to submit this Application. Be it further certified that Town Officials have read and understood the Orange Urban County Consortium Community Development Guidelines for the FY-05 program year, and have met all of its applicable requirements and that the information contained in the Application is accurate and true to the best of their knowledge.

**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**

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WHEREAS, the Town of Wallkill Planning Board has given conditional approval for an age restricted residential development located at the intersection of Cottage Street Extension and Mud Mills Road in the Town of Wallkill; and

WHEREAS, a condition of said final approval is that the developer of said project, KABRO OF MIDDLETOWN, LLC, enter into a Developer's Agreement to Provide Traffic Mitigation Improvements with the Town of Wallkill in order to require the

developer to participate in mitigation of traffic impacts identified in the Town of Wallkill Comprehensive Traffic Impact Study; and  
WHEREAS, said mitigation would result in an inordinate financial burden on the taxpayers of the Town of Wallkill absent said Developer’s Agreement;

NOW, THEREFORE, 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 Developer’s Agreement To Provide Traffic Mitigation Improvements with KABRO OF MIDDLETOWN, LLC, as herein attached, as requested by the Town of Wallkill Planning Board.

**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**

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WHEREAS, the Town of Wallkill Planning Board has given conditional approval for an apartment complex located at the intersection of Tower Drive and Leeward Drive in the Town of Wallkill; and

WHEREAS, a condition of said final approval is that the developer of said project, TOWER RIDGE ASSOCIATES, LLC, enter into a Developer’s Agreement to Provide Traffic Mitigation Improvements with the Town of Wallkill in order to require the developer to participate in mitigation of traffic impacts identified in the Town of Wallkill Comprehensive Traffic Impact Study; and

WHEREAS, said mitigation would result in an inordinate financial burden on the taxpayers of the Town of Wallkill absent said Developer’s Agreement;

NOW, THEREFORE, 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 Developer's Agreement To Provide Traffic Mitigation Improvements with TOWER RIDGE ASSOCIATES, LLC, as herein attached, as requested by the Town of Wallkill Planning Board.

**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**

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BE IT RESOLVED, that John Ward, as Supervisor of the Town of Wallkill, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 or the Federal Land and Water Conservation Fund Act of 1965, in an amount not to exceed \$500,000.00, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town of Wallkill for the Circleville Park Field Expansion and Improvements and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

**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**

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WHEREAS, Town Board of Wallkill may adopt a local law to amend the Town Code of the Town of Wallkill for the purpose of establishing a policy to put in place a system for the reimbursement of fees and expenses, which would otherwise be raised by assessments of the taxpayers of the Town, to defray the costs of the Town consultants, including, but not limited to; engineering, planning, and legal, with respect to the review of proposed subdivisions within the Town; and

WHEREAS, said proposed local law also would establish a procedure to be followed requiring the deposit of funds for purposes of the aforesaid reimbursement in a separate account and requiring that payments from that account be made only upon receipt and approval by the Town Board of itemized vouchers from its consultants following the determination by the Town Board; 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 enactment is a Type II action under 617.5 of the State Environmental Quality Review Act (SEQRA) and, as such, is not subject to 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 7:25 PM on June 24, 2004 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. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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**COMMITTEE REPORTS**

**COUNCILMAN KING:** Water & Sewer Committee – Repairs being made. Asked about hydrants on private property. Set Highway meeting June 17<sup>th</sup> at 7 PM.

**COUNCILMAN VALENTIN:** Parks – Continuing to apply for park improvement grants. Thanked Michelle White in Highway Dept. for great job. Reminded residents June 13<sup>th</sup> Orange Classic some roads will be closed and vehicles will be towed. Congratulated and thanked Officer Besser for DARE Program.

**COUNCILMAN MULQUEEN:** Set Finance meeting June 23<sup>rd</sup> 8:45 AM.

**COUNCILMAN DEPEW:** Set Code Review meeting June 16<sup>th</sup> 7 PM. Set Police meeting June 15<sup>th</sup> 6:30 PM. Announced PBA carnival Gander Mountain parking lot. Park improvements discussed. Thanked Parks & Recreation Department.

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**COUNCILMAN COMMENTS**

**COUNCILMAN KING:** Thanked Officer Besser for DARE Program. Discussed Cancer Survivor’s event held at Circleville Park. Stated Board listens to public during public hearings.

**COUNCILMAN VALENTIN:** Stated Board pays attention to all comments and take notes & residents can speak on whatever they want.

**COUNCILMAN MULQUEEN:** Stated several municipalities closing Friday for national day of mourning. Praised Councilman Depew for work on cemetery. Discussed Greek Festival held. Stated he pays attention during public hearings. Encouraged public to stick to issues during public comment.

**COUNCILMAN DEPEW:** Thanked Boy Scout Troop 169 and Parks Dept. & Howells Fire Department and Wallkill Ambulance Corp. for help with rededication ceremony. asked Supervisor Ward to add Shawangunk Kill overlay proposal to Wednesday’s work session.

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**SUPERVISOR'S COMMENTS**

**SUPERVISOR WARD:** Read Golf Committee report. Announced new programs starting at golf course and July 4<sup>th</sup> Fireworks. Discussed percentage of taxes from commercial and residential properties. Thanked Officer Besser on DARE Programs. Explained new procedure for public comment before meeting.

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**CHIEF HERTMAN:** Announced roads closed during Orange Classic.

**MR. SMITH:** Announced schedule for continuation of smoke testing.

**MR. LIPPERT:** Reminded residents tire pickup at public works facility through end of June. Reported on his attendance at Highway Superintendent's School. Thanked Board for approving personnel requests. Congratulated Dennis Martin.

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**PUBLIC PARTICIPATION**

M. Cody thanked everybody who came to Memorial Day services. Stated Washington Heights Park is different park than Memorial Park. Announced August 7<sup>th</sup> Jamboree. N. Guenste discussed letter regarding cameras. Asked about disposing of tires with rims. Suggested putting ad in paper about moratorium. Asked that Board announce decisions on public hearings and leave conservation commission law as it stands and move forward. Commented new procedure good idea.

R. Stump discussed moratorium. Questioned number of building permits, school taxes and surcharge for parks. Asked for time limit on park activity and about bicycle laws. Discussed bulk pickup cleanup. Asked about manhole cover heights.

G. Mikulsky asked about condemnation process for trailer on Ridge Road.

N. Hermann discussed bulk pickup and Howells Turnpike excavation. Asked process for getting definitive answers from Board.

N. Guenste stated Board should find money to help M. Cody with park.

G. Mikulsky asked about light on flag.

**MOTION BY:** Mr. Ward to adjourn and audit claims at 9:25 PM.

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

June 10, 2004

Councilman Valentin      Voting Aye

Councilman Mulqueen      Voting Aye

Councilman Depew      Voting Aye

**MOTION CARRIED**

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Meeting Adjourned at 9:25 PM

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Louisa Ingrassia, Town Clerk