

SUPERVISOR WARD: The public hearings cancelled tonight are sewer district extension on Mud Mills Road, Ridge Road trailer and water district extension on the Heimbach property.

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 Valentin and Councilman Depew. Councilman King and Councilman Mulqueen were absent.

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

TOWN CLERK, LOUISA INGRASSIA: PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on July 22, 2004, at 7:05 PM at Wallkill Town Hall regarding the setting of certain water inspection fees by resolution as permitted under Chapter 242, 242-7 B of the Town Code of the Town of Wallkill and the adoption of a Local Law of the Town of Wallkill for the year 2004, which would amend Chapter 194, Article II, 194-20 of the Town Code of the Town of Wallkill regarding the setting of certain sewer inspection fees.

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 June 24, 2004.

SUPERVISOR WARD: Explained this is a local law to set the permit fee for lateral sewer connection inspection fee at \$250.00. Asked for comments from public and board.

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

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

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

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

TOWN CLERK, LOUISA INGRASSIA: PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on July 22, 2004, at 7:20 PM at Wallkill Town Hall amending Chapter 43 of the Town Code regarding limits for bidding for purchases and contracts initiated by the Department of Public Works under 43-1 of the Town Code of the Town of Wallkill.

Any resident of the Town of Wallkill is entitled to be heard upon said proposed amendment 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 June 24, 2004.

SUPERVISOR WARD: Explained this law was last changed back in 1992 where departments could purchase items and go through steps – With State requirements modified, this law will get Town up to date with State. Read proposed law. Asked for comments from public and Board.

COUNCILMAN DEPEW: Discussed additional change for verbal approvals up to \$5,000.00 – Board’s decisions to get rid of verbal quote system.

COUNCILMAN VALENTIN: Explained increase is for Departments who purchase big items.

MOTION BY: Mr. Ward to close public hearing at 7:22 PM.

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

The Town Board of the Town of Wallkill held a regular meeting on July 22, 2004 at 7:30 PM at the Town Hall, 600 Route 211 East. Board members present were Supervisor Ward, Councilman Valentin and Councilman Depew. Councilman King and Councilman Mulqueen were absent.

Pledge of Allegiance led by Councilman Depew

PUBLIC DISCUSSION ON AGENDA

Mr. Ferri stated budget transfers should be listed where money coming from and going to. Stated speed limit should not be reduced on thoroughfare roads.

MOTION BY: Mr. Ward to adopt minutes of June 10, 2004 and June 24, 2004.

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

CORRESPONDENCE

To: Town Board
From: Mary Androzzzi, CROC Alumni Services & Programs Coordinator

On Sunday, June 6th, Citizens Reunited to Overcome Cancer's (CROC) first annual National Cancer Survivor Day (NCSA) at Circleville Park was a success due to the many thoughtful and generous Sponsors and Friends of CROC. Despite the cool and overcast weather, many people, who had been affected by cancer, came to celebrate life. It was very heartwarming to see cancer survivors supported by their family (spouse, children, grandchildren) and friends.

This event would not have been possible without your much appreciated donation of use of the new pavilion at the park for the NCSA.

Thanks for making this a special day for so many people and for helping CROC to turn tragedy into triumph!

To: Town of Wallkill
From: Middletown Schools

Please make the following announcement about Fall Sports Physicals:

July 22, 2004

Students attending Middletown High School, Monhagen Middle School or Twin Towers Middle School, will have physicals provided for their participation in the Fall Sports program, beginning July 26, 2003 and ending August 20, 2003. The examinations will be done at the Middletown Senior High School Nurse's Office, by appointment only. Appointment cards will be mailed to students who have signed up with a coach or appointments can be made by calling the school nurse at 341-5935.

To: Supervisor John Ward
From: Sharon Harrison, Country View Manor Tenants' Association

I am writing this letter on behalf of the Country View Manor Tenants' Association. We wish to thank you for taking the time to meet with us, as well as allow us access to several of your employees. Your help with our questions and concerns meant a great deal to all of us, and will help us as our community develops. We would like to single out Sgt. Moskowitz, of the Town of Wallkill Police Department, as well as Walt Barrett, assistant building inspector. It was very kind of them to take the time to meet with us without having a meeting scheduled, and their time is much appreciated. We would really appreciate the opportunity to consult with you in the future. Thank you for your time.

To: Supervisor John Ward
From: The League of Women Voters of Orange County

This past spring we put on voter registration presentations at several public and private high schools in Orange County. To make our presentations meaningful, we called upon various levels of elected and appointed officials to speak to the students and assist us in the mechanics of the presentations. At this time I would like to thank you on behalf of the League of Women Voters of Orange County for your contribution to the success of our program.

Next spring we would like to repeat this experience by making our presentations to all students who will be eighteen years of age by November 1, 2005. And, as before, we hope to involve you in our presentations which we plan to give between March and June 2005.

Information about our League is available on our website <http://frontiernet.net/~lwvocny>. If you have any questions, I can be contacted at home at (945)496-4176, on my cell phone (845)492-1574 or by E-mail at uniquejanb@yahoo.com.

Thank you again for the wonderful experience of working with you and we are looking forward to doing this again.

To: Chief Hertman
From: Kathi Webber

I am writing to request permission once again to put up two tents in my parking lot at 285 Route 211 for two fall sales, September 18 – 19 and October 16 – 17. The tent size is 40 x 80. Hopefully this request can be granted as it is vital for the success of my events.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

RESOLUTIONS

WHEREAS, the Town Board of the Town of Wallkill has received requests from several residents to lower the speed limit to 30 MPH on Schutt Road.

NOW, THEREFORE, the Town Board of the Town of Wallkill authorizes the submission of a TE-9 application to the County of Orange to establish a lower maximum speed limit of 30 MPH on Schutt Road.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

COUNCILMAN DEPEW: Discussed article in paper on Town's ability to change speed limits by petitioning State DOT.

SUPERVISOR WARD: Discussed resolution brought up at Association of Towns giving Towns the option to change speed limits.

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of the Town of Wallkill has received requests from several residents to lower the speed limit to 30 MPH on St. James Drive.

NOW, THEREFORE, the Town Board of the Town of Wallkill authorizes the submission of a TE-9 application to the County of Orange to establish a lower maximum speed limit of 30 MPH on St. James Drive.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, heretofore the Town Board has taken all steps necessary to proceed with the Automatic Meter Reading System to supply and replace approximately 4400 existing residential water meters, and

WHEREAS, the project is now ready to be advertised for public bid,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Superintendent of Water and Sewer and Eustance & Horowitz, P.C. are authorized to advertise for public bids for one contract to proceed with the Automatic Meter Reading System to supply and replace approximately 44 existing residential water meters with all bids returnable at Wallkill Town Hall on September 1, 2004 at 10:15 a.m. when all bids will be publicly opened and read aloud.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, heretofore the Town Board has taken all steps necessary to proceed with the Rykowski well project, and

WHEREAS, the project is now ready to be advertised for public bid,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Superintendent of Water and Sewer and Eustance & Horowitz, P.C. are authorized to advertise for public bids for three contracts on the Rykowski well project; a general construction contract, an electrical contract and a well-drilling contract with all bids returnable at Wallkill Town Hall on September 1, 2004 at 10:30 AM when all bids will be publicly opened and read aloud.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of the Town of Wallkill has received requests from several residents to lower the speed limit to 30 MPH on Lybolt Road.

NOW, THEREFORE, the Town Board of the Town of Wallkill authorizes the submission of a TE-9 application to the County of Orange to establish a lower maximum speed limit of 30 MPH on Lybolt Road.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of the Town of Wallkill has received requests from several residents to lower the speed limit to 30 MPH on Crane Road.

NOW, THEREFORE, the Town Board of the Town of Wallkill authorizes the submission of a TE-9 application to the County of Orange to establish a lower maximum speed limit of 30 MPH on Crane Road.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

COUNCILMAN VALENTIN: Expressed concern about speed limit on Crane Road, which once passed must be enforced.

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Wallkill for a public hearing to be held by said Governing Body on June 24, 2004 at 7:05 PM at Town Hall, 600 Route 211 East to hear all interested parties on a proposed Local Law entitled A Local Law amending the Town Code of the Town of Wallkill, County of Orange, New York regarding the procedure for amending Chapter 249 of the Town Code, providing for concurrent review of proposed amendments to Chapter 249 of the Town Code by the Town Board and Town Planning Board; and

WHEREAS, notice of said public hearing was duly advertised in Times Herald-Record, the official newspaper of said Town, on June 11, 2004, and

WHEREAS, said public hearing was duly held on June 24, 2004 at or about 7:05 PM at Wallkill Town Hall, 600 Route 211 East, Middletown, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof, and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Wallkill hereby adopts said Local Law No. 5 of 2004, entitled A Local Law amending the Town Code of the Town of Wallkill, County of Orange, New York regarding the procedure for amending Chapter 249 of the Town Code, a copy of which is attached hereto and made a part of this resolution; and be it further

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

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

SUPERVISOR WARD: Stated last night the Planning Board unanimously agreed with this law.

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, the Town Board of the Town of Wallkill has received requests from several residents to lower the speed limit to 30 MPH on Seaman Road.

NOW THEREFORE, the Town Board of the Town of Wallkill authorizes the submission of a TE-9 application to the County of Orange to establish a lower maximum speed limit of 30 MPH on Seaman Road.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Wallkill for a public hearing to be held by said Governing Body on June 10, 2004, at 7:20 PM at Town Hall, 600 Route 211 East to hear all interested parties on a proposed Local Law entitled A Local Law amending the Town Code of the T own of Wallkill, County of Orange, New York establishing a policy for an escrow account for consultant reimbursements, regarding escrow accounts for consultant fees for applications before the Planning Board, in most instances; and

WHEREAS, notice of said public hearing was duly advertised in Times Herald-Record, the official newspaper of said Town, on June 13, 2004, and

WHEREAS, said public hearing was duly held on June 10, 2004 at or about 7:20 PM at Wallkill Town Hall, 600 Route 211 East, Middletown, NY and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Town Board of said Town that adoption of said proposed Local Law is a Type II (c) (27) action under SEQRA and is, therefore, not subject to review, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Wallkill hereby adopts said Local Law No. 6 of 2004, entitled A Local Law amending the Town Code of the Town of Wallkill, County of Orange, New York establishing a policy for an

escrow account for consultant reimbursements, a copy of which is attached hereto and made a part of this resolution; and be it further

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

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, recent application to the Town of Wallkill Planning Board for the construction of an animal crematory in the Town of Wallkill was adamantly opposed by many residents in the Town of Wallkill; and

WHEREAS, the Town Board wishes to insure the health of the residents of the Town of Wallkill when threatened by potentially dangerous environmental impacts; and

WHEREAS, the Town Board wishes to address concerns of aesthetic impact in the environmental review process; and

WHEREAS, the construction of crematories for the disposal of carbon-based life forms, where said crematory would be the primary use of the developed property, creates an objectionable and undesirable use so as to deprecate the value of other properties in the Town;

WHEREAS, the Town Board of Wallkill is empowered by the State to amend the Town Zoning Code by adoption of a 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 7:15 PM on August 26, 2004 at the 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 Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

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 August 26, 2004, at 7:20 PM 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 Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

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

THAT said Town Board authorizes the Town Supervisor to enter into a Revocable License Agreement with the County of Orange for joint use with the City of Middletown for County-owned lands in and around the area known as Maple Hill Park on behalf of the Town of Wallkill, a copy of said agreement herein attached.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Depew

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

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

THAT said Town Board hereby authorizes the Town Supervisor to enter into a contract with Facility Management of New Windsor, NY for the cleaning and janitorial maintenance of the Dennis Cosgrove Community Center at the rate of \$16,254.00 per year.

MOTION BY: Mr. Ward

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

WHEREAS, heretofore the Town Board has received and reviewed an Enforcement and Implementation Plan (the "Plan") which addresses issues arising from industrial users of the Town's wastewater treatment plant, and

WHEREAS, the Town Board believes that the Plan should be adopted as a policy of the Town, and

WHEREAS, it would be appropriate for the Town Board to hold a public hearing on the adoption of the Plan to permit industrial users and others concerned about the Plan to present their views, and

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

COMMITTEE REPORTS

COUNCILMAN VALENTIN: Parks - Discussed Community Development Block Grant for Sheffield Drive drainage and playground equipment. Police – National Night Out Against Crime August 3rd Little League Park 6 – 10 PM.

COUNCILMAN DEPEW: Code Review – Reviewing information from landscape consultants. Police – Thanked Police Department for work with speed trailer and traffic on Station Road and Highland Avenue Ext.

COUNCILMAN COMMENTS

COUNCILMAN VALENTIN: Discussed success of July 4th Festival at Golf Course. Thanked all volunteers. Announced free bug spray available at Town Clerk’s Office and Orange County Fair in session.

COUNCILMAN DEPEW: Thanked all who participated in July 4th fireworks. Asked for volunteers for Halloween Hayride. Discussed code violation complaints and thanked Walt Barrett, Code Enforcement Officer. Public hearing to be set at next meeting on Shawangunk Kill Overlay Protection Zone. Announced Vietnam Veterans Memorial Wall Committee sponsoring Jamboree August 7th at Circleville Park.

SUPERVISOR COMMENTS

SUPERVISOR WARD: Congratulated all graduates. Welcomed new Superintendent of Middletown Schools. Thanked volunteers and donations for fireworks July 4th. Congratulated Joe Nathan and family. Citizen of the Year Award to be reinstated. Reported on golf course meeting. Announced meeting schedule for August. Announced Town of Wallkill Junior Boys won district championship. Discussed traffic on roads closed when work being done.

SGT. SCHEUERING: Announced August 3rd National Night Out Against Crime 6 – 10 PM at Little League Park.

MR. SMITH: Thanked Water Dept. workers for work on water main leak on VanBurenville Road.

MR. LIPPERT: Thanked Water Dept. crew. Announced Hazardous Waste Day October 1st and October 2nd. Reported on Route 302 rail trail project.

PUBLIC PARATICIPATION

Mr. Cody asked about closing road on September 11th. Discussed pictures on wall and July 4th flags. Asked for help on jamboree for 3rd section of wall.

Mr. Ferri stated people should be happy road crews out. Asked if legal quorum. Asked if speed trailer reduces speed. Discussed TE-9 application, Community Center name, Town website, Valley Central School Budget vote – 1st Ward should protest programs cut, conflict of interest – Owen, Scarano used car lot. Complained of judicial interference with appointments. Asked about Time Warner Franchise Tax.

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

SECONDED BY: Mr. Valentin

Supervisor Ward Voting Aye

Councilman Valentin Voting Aye

Councilman Depew Voting Aye

MOTION CARRIED

Meeting Adjourned 8:45 PM

Louisa Ingrassia, Town Clerk