

A Public Hearing was held by the Town Board of the Town of Wallkill on July 23, 2009 at 7:25 pm at Wallkill Town Hall 99 Tower Drive. Members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen was absent and Councilwoman Neighmond. 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 July 23, 2009, at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2009 which would amend Chapter 233-7 of the Town Code of the Town of Wallkill, to prohibit parking and to erect “No Parking” signs on both sides of Ballard Road from NYS Route 211 to Crystal Run Road.

PLEASE TAKE FURTHER NOTICE that, in accordance with Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act), the Town Board will also review the potential adverse environmental impacts of the proposed 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 are available for review at:

Wallkill Town Hall
99 Tower Drive - Bldg. A
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.

Supervisor Ward explains that this is a simple change that would prohibit parking on Ballard Rd.

Councilman Valentin explains that there have been many complaints in regard to tractor trailers parking overnight on Ballard Rd.

Motion By: Mr. Ward to close hearing at 7:33pm

Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

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 July 23, 2009, at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2009, which would amend Chapter 150 of the Town Code of the Town of Wallkill to prohibit the placing or depositing of telephone directories on certain public and private properties within the Town.

PLEASE TAKE FURTHER NOTICE that, in accordance with Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act), the Town Board will also review the potential adverse environmental impacts of the proposed 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 are available for review at:

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BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL.

Supervisor Ward explains that this law would prohibit persons from throwing telephone directories on to property and would require them delivered to the doorstep.

Public Comment

V. Ferri Exercise to walk and pick up book.

N.Neighmond Three books delivered to one spot.

R.Stump Companies should send postcard to customer to see if they need or want a phone book deleivered.

Motion By:	Supervisor Ward
	to close this Public Hearing at 7:33 pm.
Seconded By:	Mr. Mulqueen
Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilwoman Neighmond	Voting Aye

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BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL.

Louisa Ingrassia, Town Clerk
Town of Wallkill

There was no public comment.

Motion By:	Supervisor Ward to close this Public Hearing at 7:37 pm.
Seconded By:	Mr. Mulqueen
Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on July 23, 2009, at 7:25 p.m. at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2009 which would amend Chapter 233-7 of the Town Code of the Town of Wallkill, to prohibit parking and to erect “No Parking” signs on the east side of Howard Drive, the south side of Crabapple Lane, the north side of Denton Avenue, and

both sides of Little League Way during times when the fields are being used for Little League functions.

PLEASE TAKE FURTHER NOTICE that, in accordance with Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act), the Town Board will also review the potential adverse environmental impacts of the proposed local law.

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Middletown, NY 10941

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BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL.

Dated: June 25, 2009
Louisa Ingrassia, Town Clerk
Town of Wallkill

Supervisor Ward Mr. Stump brought this law forward . there can be no summonses issued without the Local Law.

Mr. Valentin Spoke earlier today with Mr. Stumpp in respect to this Hearing.

Mr. Cody Good idea. Signs should state fine.

Mr. Ferri Fines for people who hardly make a living.

Motion By: Supervisor Ward
to close this Public Hearing at 7:47 pm.
Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

A regular meeting of the Town Board of the Town of Wallkill was held on July 23, 2009 at 7:30 pm at Wallkill Town Hall 99 Tower Drive. Members present Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen is absent and Councilwoman Neighmond. Also present were Chief Hertman, Mr. Ingrassia, Mr. Lippert, and Mr. McKay Attorney for the Town. The meeting was opened with the Pledge of Allegiance. A moment of silence was observed for the passing of Kay Johnson a retired employee of the Town Court.

Item D on the Agenda has been tabled.

There was no Public Comment on the agenda.

Correspondence

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

Attached is a letter from David Fritts of McGoey,Hauser and Edsall approving the release of the above noted maintenance bond(Scenic View S/D- LOC #2007-06) in the amount of \$28,700.00.

Motion By: Supervisor Ward
Seconded By: Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

Supervisor Ward reads from a letter from Orange and Rockland Utilities regarding the removal of trees along their right of ways in the Town. For more information contact the Supervisors office.

To: The Town Board
From: Washington Heights Volunteer Fire Company

I am writing to you on behalf of the Washington Heights Fire Company. On October 11, 2009, we will be holding our Annual Car Show fundraiser. We are asking for permission to close the following streets Ohio Place from Alabama Pl to Rhode Island Ave, and Rhode Island from New York to Ontario. Thank you

Motion By: Supervisor Ward
Seconded By: Ms. Neighmond

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board

I am seeking a permit for a Block Party on August 1,2009 on Rose Lane. There will be access for emergency vehicles at all times.

Motion By:	Supervisor Ward
Seconded By:	Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board
From: Harmony Christian School

Once again Harmony Christian School would like to request the use of one of the Town soccer fields at the Circleville Park for the fall 2009 season for practices and for home games.

Mr. Valentin asks that the school coordinate with Mr. McClintock at the Parks Dept.

Motion By:	Supervisor Ward
Seconded By:	Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board

This letter is to request permission for our annual block party on Scotchtown Lane. The party is planned for August 22, 2009. Access will be left for emergency vehicles.

Motion By: Supervisor Ward
Seconded By: Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

Request from Jay McClintock from the Parks Department for himself. Jason J Accarino and Mike Nye to attend a field maintenance seminar in Stony Point on August 11.

The cost is \$15.00 each.

Motion By: Supervisor Ward
Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board
From: Carol Voss

I would like to request permission to attend the one day course on Waterfront Valuation to be held on August 7, 2009 in Fishkill. The cost for this seminar is \$95.00. this is part of my continuing education credits.

Motion By: Supervisor Ward
Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board
From: John Lippert

Please consider this my request to attend the 80th Highway Conference 7 expo in Lake Placid from September 22nd through the 25th of this year. The cost of Attendance at the Town Highway is included in the 2009 Highway Department Budget.

Motion By: Supervisor Ward
Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board
From: R. Hertman Police Chief

I was the organizer for the horse protest last Wed. June 24th outside the Township building and Court. I just want to thank everyone in the Police Dept. who gave us guidance. The Chief was so kind and respectful to all of us and we also hope that we showed respect for our wonderful right to speak out. Thank you so very much.

To: Town Board
From: L Ingrassia, Water and Sewer Superintendent

Please be advised that I would like to advertise and solicit bids for the removal and disposal of Biomass(sludge) from the Town of Wallkill WWTP. Sealed bids will be received and opened on August 24, 2009 at 11:00 am at the Town of Wallkill Town Hall.

Motion By: Supervisor Ward
Seconded By: Ms. Neighmond

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

To: Town Board

From: J. Lippert

Please consider authorizing the Commissioner of Public Works to advertise and receive bids for HVAC services. This would establish a source for annual maintenance and periodic

RESOLUTIONS

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
ADOPTING LOCAL LAW NO. 4 OF 2009 AMENDING THE TOWN CODE OF THE
TOWN OF WALLKILL TO MODIFY PARKING SIGNS ON CHERRY STREET AND
STRATTON AVENUE**

WHEREAS, Chapter 233-6.B of the Town Code of the Town of Wallkill regulates parking prohibitions during certain hours in the Town of Wallkill; and

WHEREAS, a public hearing was held on June 25, 2009 at 7:25 p.m. to assist in the Town’s consideration of the need to modify “no parking” times on Cherry Street and Stratton Avenue between the hours of 7:00 a.m. and 9:00 a.m. and between the hours of 1:00 p.m. and 5:00 p.m.; and

WHEREAS, the Town Board of the Town of Wallkill has determined that modifying “no parking” times between the hours of 7:00 a.m. and 9:00 a.m. and between the hours of 1:00 p.m. and 5:00 p.m. on Cherry Street and Stratton Avenue is in the best interest of the general public safety and welfare; and

WHEREAS, this action is not an action subject to review under the State Environmental Quality Review Act (“SEQRA”) pursuant to Part 617.5(c)(16) and (27) of the regulations implementing SEQRA;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby adopts said Local Law No. 4 of 2009, entitled “A LOCAL LAW AMENDING THE TOWN CODE OF THE TOWN OF WALLKILL, NEW YORK, MODIFYING PARKING SIGNS ON CHERRY STREET AND STRATTON AVENUE”, 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.

TOWN OF WALLKILL

LOCAL LAW NO. OF 2009

**A LOCAL LAW AMENDING THE TOWN CODE OF THE
TOWN OF WALLKILL, NEW YORK, MODIFYING PARKING SIGNS
ON CHERRY STREET AND STRATTON AVENUE**

Be it enacted by the Town Board of the Town of Wallkill, County of Orange, State of New York, as follows:

Section 1.

This Local Law is enacted pursuant to Section 1660 of the NYS Vehicle and Traffic Law for the purpose of effecting public safety on Cherry Street and Stratton Avenue.

Section 2.

The Town of Wallkill Code **Chapter 233. VEHICLES AND TRAFFIC.**
Section 233-6.B. Parking prohibited certain hours is amended by this Local Law as follows:

Amend the list of said locations by inserting the following:

Name of Street	Side	Hours/Days	Location
Cherry Street	Both	7:00 a.m. to 9:00 a.m. and 1:00 p.m. to 5:00 p.m./ school days	From Stratton Avenue to Wisner Avenue
Stratton Avenue	Both	7:00 a.m. to 9:00 a.m. and 1:00 p.m. to 5:00 p.m./ school days	From Cherry Street to Route 211

Section 3. Separability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the

validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Wallkill hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 4. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 5. Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Motion By: Supervisor Ward
Seconded By: Mr. Valentin

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	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 SALE OF ONE 1994 4X4 PICKUP WITH PLOW
DECLARED AS SURPLUS PROPERTY**

WHEREAS, the Town Board of the Town of Wallkill previously declared one 1994 4x4 pickup with plow used by the Wallkill Department of Public Works to be surplus property and has authorized the solicitation of bids for the sale of said surplus property; and

WHEREAS, sealed bids have been received and opened and, after review, bids on the surplus vehicle meet or exceed the minimum offer required; and

WHEREAS, The Fountains at Wallkill submitted the highest bid for the surplus vehicle;

NOW, THEREFORE, LET IT BE HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the sale of one 1994 4x4 pickup with plow as surplus property to The Fountains at Wallkill for \$1,200.00.

Motion By: Supervisor Ward
Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING A MAINTENANCE EASEMENT AGREEMENT FROM AOKI
INVESTMENT PROPERTIES, LLC AND/OR ROCK GARDEN, LLC WITH
RESPECT TO THE ROAD FORMERLY KNOWN AS DODGE DRIVE**

WHEREAS, By Resolution of the Town Board of the Town of Wallkill dated May 28, 2009, the Town road known as Dodge Drive, which road is wholly situated within the Town of Wallkill, was discontinued as a Town road on the ground that said road is useless for public purposes following review and acceptance of a Certificate and Order declaring that Dodge Drive be discontinued as a Town road submitted by the Town of Wallkill Commissioner of Public Works - Town Superintendent of Highways; and

WHEREAS, the aforesaid Resolution authorized the Town Supervisor to execute all necessary documents to effectuate the transfer of the former Dodge Drive to AOKI INVESTMENT PROPERTIES, LLC and/or ROCK GARDEN, LLC (“Grantors”); and

WHEREAS, as part of the transfer, Grantors agreed that the Town will need access to the water lines, sewer lines, drainage system facilities or other improvements previously installed by or for the benefit of the Town which run underneath the former Dodge Drive; and

WHEREAS, the Town will need to preserve its ability to continue to access the former Dodge Drive from adjoining lands for reparative and maintenance work in the future; and

WHEREAS, in order to retain its ability to continue to access the former Dodge Drive and to repair and maintain it in the future, the Town will need to obtain a maintenance easement from the owners of the lands formerly known as Dodge Drive; and

WHEREAS, the Town Board of the Town of Wallkill believes that it is in the best interests of the residents of the Town of Wallkill to enter into a maintenance easement agreement for this purpose,

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to execute a Maintenance Easement Agreement with AOKI INVESTMENT PROPERTIES, LLC and/or ROCK GARDEN, LLC, with respect to the former Dodge Drive and all other associated documents, provided said Maintenance Easement Agreement and documents are acceptable in form and content to the Town Attorney.

Motion By:	Supervisor Ward
Seconded By:	Mr. King
Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
APPOINTING JASON R. SHILES TO THE PART-TIME POSITION
OF POLICE DISPATCHER**

WHEREAS, there exists a vacancy in the Town of Wallkill Police Department for a part-time dispatcher; and

WHEREAS, Jason R. Shiles fulfills the civil service requirements of knowledge, skills, and experience for the part-time Dispatcher position; and

WHEREAS, the Town of Wallkill Police Department has a need for a part-time Police Dispatcher for the effective functioning of that Department; and

WHEREAS, it is the opinion of the Chief of the Wallkill Police Department and the Town Board of the Town of Wallkill that Jason R. Shiles is qualified to fill said position;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Jason R. Shiles to the position of part-time Dispatcher to serve in said capacity at the Town of Wallkill Police Department; and be it further

RESOLVED, that said appointment shall be deemed effective no earlier than July 23, 2009.

Motion By:	Supervisor Ward
Seconded By:	Mr. Valentin
Supervisor Ward	Voting Aye
Councilman King	Voting Aye

Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

COMMITTEE REPORTS

Councilman King: Pleased with the operation of the Sewer Plant during recent heavy rains. The Laurie Ann water towers are going to be removed. Keeping track of Highway projects with Mr. Lippert.

Councilman Valentin: The Boys and Girls Club summer group bet the Town of Mamakating in camp wars. Second session of day camp has started. Will be meeting with the Police Chief on Wednesday at 6pm.

Councilwoman Neighmond: The sales tax figures are close to the estimates. Budget tightening is ongoing. Monitoring the budgets closely.

COUNCILMAN COMMENTS

Councilman King: Failure of sale of the old Town hall disappointed. Discussions with dept Heads ongoing, cuts are being made. Not a fan of Bulk Pick up. Will need real changes in 2010.

Councilman Valentin: reminder the National Night Out will be on August 4th.

Councilwoman Neighmond: Fireworks were great. The Police Department did a great job. Thanks to all who helped or participated in the event. Thanks to Stephanie of the Supervisors office. Also thanks to Bill Fedun and his staff.

SUPERVISOR COMMENTS

Thanks to the sponsors from the Fourth of July, no taxpayer money was spent on the function. Has received the resignation letter of Justice Shoemaker. He will be retiring in September.

Councilman Valentin: wishes the Judge well in his retirement.

Chief Hertman: the Census people are out gathering data. Ongoing Community Council and Youth Coalition events are announced. The Night Out is coming up first 1500 will receive a free t-shirt. Thanks to all for the financial support.

Mr. Ingrassia: Continuing with the lead and copper sampling, bottles have been left please contact to have sample picked up. Hydrant program is ongoing, please mow around if you can

if you would like to paint please contact the Water Dept. for supplies. The Braeside plant is up and running. New schedule will eliminate overtime on weekends. East Main Street work is beginning, the punch list for Wayne Court is being addressed. Thanks to the Boys and Girls club for their outstanding programs. Rykowski hoping to be up and running by October.

Mr. Lippert: Thank you for the approval to attend the Fall conference. Wayne Court work is ongoing. Please slow down in work zones. September 18 will be a Hazardous Waste collection day. line striping is underway inter-municipal cooperation.

PUBLIC PARTICIPATION

Mr. Cody: Highway workers at Fourth of July. Names can be added to the world War two monuments.

Mr. Stumpp: Town Identity, trip sheets, budget cuts, no social security increase.

Mr. Ferri: Write in candidate for Supervisor. Night Out volunteer, issues regarding First Ward candidate, Budget Officer .

Mr. Depew: Board of Elections may move to City of Middletown, County precious metals law, thanks to Town residents who came and spoke about need for this. Energy conservation grant.

Mrs. Farrell: Lost child at fireworks was handled well. All for competition in elections. Baker rezac still operating DEC may need to get involved. Building Dept should be represented at meetings.

Motion By: Supervisor Ward to audit claims pay bills and adjourn.9:10pm

Seconded By: Mr. King

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Absent
Councilwoman Neighmond	Voting Aye

MOTION CARRIED

Louisa M. Ingrassia
Town Clerk