

August 25, 2005

The Town Board of the Town of Wallkill held a public hearing on August 25, 2005 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. Also present was J. McKay, Attorney for the Town.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on August 25, 2005, at 7:15 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005, which would establish a Drainage District within that parcel within the Town of Wallkill to be known as Silver Lake Ridge Estates Subdivision.

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.

Dated: July 28, 2005

**SUPERVISOR WARD:** Explained law is the creation of a drainage district for property located on Silverlake Scotchtown Road along Route 17.

NO COMMENTS

**MOTION BY:** Mr. Ward to close public hearing at 7:23 PM.

**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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August 25, 2005

The Town Board of the Town of Wallkill held a public hearing on August 25, 2005 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. Also present was J. McKay, Attorney for the Town.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on August 25, 2005, at 7:20 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005, which would establish a Lighting District within that parcel within the Town of Wallkill to be known as Silver Lake Ridge Estates subdivision.

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.

Dated: July 28, 2005

**SUPERVISOR WARD:** Explained this is same subdivision on Silverlake Scotchtown Road adjacent to Route 17 for the formation of a lighting district.

**PUBLIC COMMENT**

M. Cody asked how many lights are being put up and about sidewalks.

**MOTION BY:** Mr. Ward to close public hearing at 7:27 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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August 25, 2005

The Town Board of the Town of Wallkill held a public hearing on August 25, 2005 at the Town Hall, 600 Route 211 East at 7:28 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew. Also present was J. McKay, Attorney for the Town.

The Town Clerk read the following public hearing notice:

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on August 25, 2005 at 7:22 PM at Wallkill Town Hall regarding the adoption of a Local Law of the Town of Wallkill for the year 2005, which would amend Chapter 249 of the Town Code of the Town of Wallkill to eliminate accessory buildings and structures termed and defined as Garden House (greenhouse) as a prohibited use when operated for profit in all districts of 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.

Dated: July 28, 2005

**SUPERVISOR WARD:** Explained law is to remove the word “garden house” from the code.

#### **TOWN BOARD COMMENT**

**COUNCILMAN KING:** Explained a public hearing will be set for additions to Zoning Law in RA to allow different structures.

#### **PUBLIC COMMENT**

R. Smith questioned elimination of garden houses as accessory use and not accomplishing intention.

**COUNCILMAN KING:** Recommended not voting on this until next public hearing.

**COUNCILMAN DEPEW:** Added there are other things they need to look at such as water use and number of greenhouses on a property.

**COUNCILMAN KING:** Stated it is important to keep agriculture alive and diversified, which will be discussed.

**COUNCILMAN MULQUEEN:** Suggested getting language for the law and then hold a public hearing.

**MOTION BY:** Mr. Ward to close public hearing at 7:33 PM.

**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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The Town Board of the Town of Wallkill held a regular meeting on August 25, 2005 at the Town Hall, 600 Route 211 East at 7:33 PM. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman Depew. Also present was J. McKay, Attorney for the Town.

Pledge of Allegiance led by Councilman Depew.

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**MOTION BY:** Mr. Ward to go into executive session on the issue of Jay's Bungalows.

**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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PRESENTATION BY HOSPICE

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August 25, 2005

NO PUBLIC COMMENT ON AGENDA

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**CORRESPONDENCE**

To: J. Ward  
From: Poets Corner Neighborhood Watch Association

Thank you to Officer McLymore, Chief Hertman and Deputy Chief Quinn for assistance with Neighborhood Stabilization Program.

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To: R. Hertman  
From: Assemblywoman A. Rabbitt

Thank you to Chief Hertman for tour of Police Department.

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To: J. Ward  
From: M. Hunt, Planning Board Secretary  
Re: Baum Subdivision Bond

Request for bond reduction from \$187,410.00 to \$18,741.00.

**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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To: J. Ward  
From: M. Hunt, Planning Board Secretary  
Re: Green Subdivision Bond

Request for bond reduction from \$293,910.00 to \$155,795.00.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

August 25, 2005

|                     |            |
|---------------------|------------|
| 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: J. Ward  
From: Pine Bush Central School District

Request to use tennis courts at Circleville Park from August 22, 2005 to August 31, 2005 from 8 AM to 12 PM with a certificate of insurance.

**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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To: J. Ward  
From: E. Fogarty

Request to allow two buildings on her property – one is being built and then the other will be demolished six months after.

**MOTION BY:** Mr. Ward to allow her to go to the building department for a building permit.

**SECONDED BY:** Mr. Depew

**COUNCILMAN VALENTIN:** Would like to see time frame from start to completion.

August 25, 2005

**COUNCILMAN DEPEW:** Explained after CO is issued for new house, we are giving them six months to move in and take down the other building – clearly what the Town Board has done in the past on York Road.

**COUNCILMAN VALENTIN:** Explained in the past they have limited time the two structures will be on the property during the building process.

**SUPERVISOR WARD:** Stated 18 months.

**MR. JAQUES:** Stated the building permit is good for 1 year.

**COUNCILMAN MULQUEEN:** Explained questions were asked about the driveway. He would like to wait and see specs.

**COUNCILMAN KING:** Explained Mrs. Fogarty already has driveway location and they have done this in the past.

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting No

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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To: J. Ward  
From: M. Wanat, Assessor

Request to attend seminar in Rochester, NY September 11, 2005 to September 14, 2005.

**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



August 25, 2005

merchandise and shoppers out of the sun and weather. Our event will run Friday the 26<sup>th</sup>, Saturday the 27<sup>th</sup>, and Sunday the 28<sup>th</sup>.

**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                      Abstain

**MOTION CARRIED**

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To: J. Ward

From: Potter Brothers

Request for 40' x 80' tent for fall sale September 24 – 25 and October 22 – 23.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

**COUNCILMAN VALENTIN:** Would like this subject to inspection by Building Dept. so that it does not obstruct parking.

**COUNCILMAN MULQUEEN:** Objected because they just received the request.

**MOTION BY:** Mr. Ward to table.

**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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**RESOLUTIONS**

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 duly filed petition by the owner of a certain parcel of property in the Town, to establish a drainage district within said parcel to be known as Lakeview Estates Subdivision; and

WHEREAS, said owner has proven to the satisfaction of the Town Board that it is the owner 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, petitioner 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;

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 22<sup>nd</sup> day of September, 2005 at 7:20 PM 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;

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. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

August 25, 2005

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 duly filed petition by the owner of a certain parcel of property in the Town, to establish a lighting district within said parcel to be known as Lakeview Estates subdivision; and

WHEREAS, said owner has proven to the satisfaction of the Town Board that it is the owner 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, petitioner 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 T own;

ORDERED, that a meeting of the Town Board of the T own be held at the Town Hall, 600 Route 211 East, Middletown, NY 10940, in the Town on the 22<sup>nd</sup> day of September, 2005, at 7:22 PM 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;

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. Valentin

Supervisor Ward

Voting Aye

Councilman King

Voting Aye

Councilman Valentin

Voting Aye

August 25, 2005

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 duly filed petition by the owner of a certain parcel of property in the Town, to establish a drainage district within said parcel to be known as Hasbrouck Subdivision; and

WHEREAS, said owner has proven to the satisfaction of the Town Board that it is the owner 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 T own; and

WHEREAS, petitioner 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;

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 22<sup>nd</sup> day of September, 2005, at 7:25 PM 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;

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 (20) days before the date of such public hearing.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward      Voting Aye

Councilman King      Voting Aye

August 25, 2005

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 duly filed petition by the owner of a certain parcel of property in the Town, to establish a lighting district within said parcel to be known as Hasbrouck subdivision; and

WHEREAS, said owner has proven to the satisfaction of the Town Board that it is the owner 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, petitioner 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 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;

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 22<sup>nd</sup> day of September, 2005, at 7:27 PM 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;

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. King

Supervisor Ward                Voting Aye

August 25, 2005

|                     |            |
|---------------------|------------|
| Councilman King     | Voting Aye |
| Councilman Valentin | Voting Aye |
| Councilman Mulqueen | Voting Aye |
| Councilman Depew    | Voting Aye |

**MOTION CARRIED**

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WHEREAS, on June 22, 2005, pursuant to consultation with Mr. Charles Brodie of Aerodrome Development Corporation, as “Extend Existing Taxiway “F” (165 L.F. x 25 L. F.), Taxiland “G” (160 L.F. x 25 L.F.), and Taxiland “H” (130 L.F. x 25 L.F.); and Construct Taxilane “J” (260 L.F. x 25 L.F.) all Engineering only and Land Donation Credit of 0.123 Acres out of a total of 61.75 Acres, Project” has been undertaken for Randall Airport, Town of Wallkill, County of Orange, State of New York, by TriState Planning and Engineering, P.C. Consulting Engineers (TSPE), and submitted to the Federal Aviation Administration, who have issued a Federal grant in the amount of \$36,631.00 (Federal Share) for the Project, Airport Improvement Program (AIP) Project No. 3-36-0224-20-05; and

WHEREAS, such project and the improvements are necessary for the operational safety and efficiency of the Airport and does not obligate the Town in any manner; and

WHEREAS, the improvements proposed under this Grant will not affect the size and type of aircraft using the airport;

NOW, THEREFORE, BE IT

RESOLVED by the Town Board of the Town of Wallkill, County of Orange, State of New York, that said Town Board recommends and supports New York State Department of Transportation funding assistance be granted in the amount of \$964.00 (maximum State Share payable - \$1,109.00) (State Contract #K550718/PIN 8909.19) to match appropriately the Federal Grant (AIP #3-36-0224-20-05), for the Project; and be it further;

RESOLVED that Town of Wallkill Town Clerk shall cause to be sent a certified copy of this resolution to each of the following:

- a. The Proprietor of Randall Airport
- b. TriState Planning and Engineering
- c. NYSDOT Aviation Services Bureau

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

August 25, 2005

|                     |            |
|---------------------|------------|
| 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 Chapter 233 of the Town Code of the Town of Wallkill regarding prohibition of parking on Certain streets in the Town of Wallkill; and

WHEREAS, the Town Board of Wallkill is empowered by the State to adopt such local law pursuant to Section 1660 of the New York State Vehicle and Traffic Law; and

WHEREAS, the Silver Lake Fire Department has requested the creation of a No Parking zone on Maltese Drive opposite that Department's firehouse in order to allow the Fire Department's large apparatus adequate clearance when entering and exiting said firehouse; and

WHEREAS, the Town Board has determined that said prohibition is in the best interests of the public safety and welfare;

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 7:17 PM on September 22, 2005, at Wallkill Town Hall, 600 Route 211 East, Middletown, New York; and it is further

RESOLVED that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

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

August 25, 2005

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, the Town of Wallkill Vehicle Replacement Program has scheduled for the replacement two (2) tandem axle dump trucks with plows and spreader bodies; and

WHEREAS, said replacement of the two dump trucks as described above has been budgeted in the current year's budget; and

WHEREAS, the Town Board of the Town of Wallkill wishes to proceed with said replacement as being necessary to the public safety and welfare;

NOW, THEREFORE, LET IT BE

RESOLVED, that the Town Board hereby directs the Town of Wallkill Commissioner of Public Works to advertise for and solicit bids from qualified parties for the purchase of two (2) tandem axle dump trucks with plows and spreader bodies.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

**COUNCILMAN VALENTIN:** Stated he would like to meet with Mr. King and discuss this at work session.

**MOTION BY:** Mr. Valentin to table.

**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, in due diligence in compliance with the laws of the State of New York and in compliance with the rules set forth by the US District Court in its Consent Decree relative to the Wallkill Police Department, canvassed and/or

August 25, 2005

interviewed those individuals who are on the current civil service list for Police Officer;  
and

WHEREAS, applying both the New York State Civil Service standards of selection as well as the requirements of the Federal consent Decree, at least four individuals from said Civil Service list have been found eminently qualified in knowledge, skill, and experience and have indicated acceptance of appointment to said position;

NOW, THEREFORE, IT IS HEREBY, RESOLVED

THAT the Town of Wallkill Town Board hereby appoints Andrew Dewy, John S. Dziedzic, Ryan P. Lynch and Brian Fernandez to the position of full time Police Officer in the Town of Wallkill Police Department in accordance with New York State Civil Service Law and according to the parameters set by the Federal Consent Decree.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

**COUNCILMAN VALENTIN:** Stated they are excited seeing the Police Department back to full staff

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 vacancies in the Town of Wallkill Police Department (the “Department”) for part time dispatchers; and

WHEREAS, Robert Montarro and Nicole Thompson fulfill 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 two part time Police Dispatchers for the efficient and cost-effective functioning of that Department; and

WHEREAS, it is the opinion of the Chief of the Wallkill Police Department that Robert Montarro and Nicole Thompson are qualified to fill said positions;

NOW, THEREFORE, BE IT

August 25, 2005

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Robert Montarro and Nicole Thompson to the position of Dispatcher, part time, to serve in said capacity at the Town of Wallkill Police Department; and be it further

RESOLVED, that said appointment shall be deemed effective as of September 26, 2005.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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BE IT HEREBY RESOLVED THAT THE FOLLOWING BUDGET TRANSFERS BE MADE:

| TO                                | FROM                           |
|-----------------------------------|--------------------------------|
| D5110.411 \$4,000 (Dust Control)  | D5112.422 \$4,521 (Guide Rail) |
| D5140.418     90 (Weed Control)   |                                |
| D5140.419    431 (Brush Supplies) |                                |

**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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August 25, 2005

WHEREAS, a certain parcel of land developed and built containing roadways known as Mayer Drive, Moriah Lane and Evan Court in the Mayer Townhouses Subdivision in the Town of Wallkill have been offered for dedication to the Town of Wallkill for highway purposes by Scenic Hills, L.L.C., the owner of said land, as shown on a map dated June 29, 1983, last revised December 10, 1997, entitled "Final Subdivision Plat Mayer Townhouses", prepared by A. R. Sparaco, Jr. PLSPP, and filed in the Office of the Orange County Clerk as Map No. 8652 on December 16, 1987, and also as shown on an As Built map entitled "Scenic Hills" prepared by Pietrzak & Pfau Engineering and Surveying, PLLC, dated and last revised September 16, 2004; and

WHEREAS, the Commissioner of Public Works of the Town of Wallkill has recommended acceptance of said parcel for dedication for highway purposes, upon the completion of construction of said roadway in accordance with Town Specifications; and

WHEREAS, the Commissioner of Public Works has indicated road construction has been completed to his satisfaction; and

WHEREAS, a policy of title insurance relating thereto has been offered; and

WHEREAS, all transfer and recording fees will be paid by Scenic Hills, L.L.C.;

NOW, THEREFORE, it is hereby

RESOLVED, by the Town Board of the Town of Wallkill in regular session duly convened that, upon notification from the Town Attorney that the title insurance policy has been issued, that a maintenance bond and any other fees have been paid, and that the requisite documents have been received, and upon approval and recommendation of the Commissioner of Public Works, the Town Board agrees to accept the deed of dedication on the said lands, authorizes the Town Supervisor to execute all necessary documents to effect transfer of said property, and directs the same be recorded in the Office of the Orange County Clerk and thereafter filed with the Town Clerk of the Town of Wallkill.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Mulqueen

**SUPERVISOR WARD:** Explained this is 10 – 12 years old and finally getting roads dedicated.

**COUNCILMAN MULQUEEN:** Explained importance of having sufficient performance bonds.

**COUNCILMAN KING:** Stated he has had discussion with Mr. Lippert – They will encourage this be brought up at work sessions.

Supervisor Ward                      Voting Aye

Councilman King                      Voting Aye

August 25, 2005

Councilman Valentin            Voting Aye

Councilman Mulqueen           Voting Aye

Councilman Depew                Voting Aye

**MOTION CARRIED**

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BE IT RESOLVED by the Town Board of the Town of Wallkill pursuant to the State Environmental Quality Review Act (“SEQRA”) and the Regulations of the Commissioner of the Department of Environmental Conservations (“Regulations”) at 6 NYCRR Part 617 as follows:

1. The action is the creation of a water district pursuant to the provisions of Article 12 of the Town Law of the State of New York.
2. The action is an Unlisted Action pursuant to SEQRA.
3. An Environmental Assessment Form has been filed with the Petition to the Town for the formation of the Wallkill Water District No. 2.
4. This review is not a Coordinated Review.
5. The Town Board determines that the establishment of Water District No. 2 will not result in a significant impact to the environment as set forth in the Regulations.
6. The creation of the water district will improve the environment by providing water service in an area, which would otherwise have to be served by individual wells.
7. The action will not remove vegetation or fauna or displace habitat of an endangered species.
8. The action is not near a Critical Environmental Area.
9. The action does not impair character of any historical area or aesthetic resource or neighborhood character.
10. No change in energy use will occur.
11. The action will not create any hazard to human health and will in fact improve health.
12. The use of the land will not be substantially changed by this action other than the completion of a previously approved single-family home subdivision.
13. The action will not result in demand for other actions that exhibits the impacts in the Regulations.
14. There will be no changes to multiple elements of the environment that cumulatively would result in substantial adverse impacts.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward                Voting Aye

Councilman King                Abstain

August 25, 2005

|                     |            |
|---------------------|------------|
| Councilman Valentin | Abstain    |
| Councilman Mulqueen | Voting Aye |
| Councilman Depew    | Voting Aye |

**MOTION CARRIED**

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WHEREAS, a written Petition dated the 23<sup>rd</sup> day of May, 2005 in due form and containing the required signatures has been filed with the Town Clerk on the 24<sup>th</sup> day of May, 2005 which Petition has been presented to and filed with the Town Board of the Town of Wallkill, County of Orange, State of New York, for the establishment of Wallkill Water District No. 2 in the Town of Wallkill bounded and described in annexed Exhibit "A", and

WHEREAS, a detailed explanation of how the hook-up fees, if any, and the cost to the typical one-family home in the proposed district was computed was filed in the Town Clerk's Office on the 24<sup>th</sup> day of May, 2005, and

WHEREAS, at a meeting of the Town Board held on the 23<sup>rd</sup> day of June, 2005, an order was adopted by the Town Board reciting the description of the boundaries of the district, the fact that there were no improvements proposed, the fact that there was no maximum amount proposed to be expended, the fact that the map, plan and report together with the detailed explanation of how any hook-up fees and the cost to the typical one-family home were computed were on file in the Town Clerk's Office and specifying the 23<sup>rd</sup> day of June, 2005 at 7:25 PM in the Town Hall, 600 Route 211 East in the Town of Wallkill, as the time when and the place where the Town Board would meet in a public hearing to hear all persons interested in the creation of the district and for any other action on the part of the Town Board concerning the proposed district as may be required by law, and

WHEREAS, the order was published and posted in the manner and in the time prescribed by Town Law Section 193 and proof of the publication and posting having been presented to the Town Board, and

WHEREAS, the public hearing was held at the time and place set forth in the order and all persons desiring to be heard were heard, and

WHEREAS, following the public hearing the Town Board concluded SEQR by adoption of a Negative Declaration,

NOW, THEREFORE, upon the evidence given upon such hearing and upon the documents previously on file with the Town Board,

IT IS HEREBY RESOLVED AND DETERMINED as follows:

August 25, 2005

1. The petition aforesaid is signed and acknowledged or proved as required by law and it duly complies with requirements of Section 191 as to the Town Law as to sufficiency of signers and is otherwise sufficient.
2. All of the property and property owners within the proposed district are benefited thereby.
3. All of the property and property owners benefited are included within the limits of the proposed district.
4. It is in the public interest to grant to in whole the relief sought, and

IT IS FURTHER HEREBY RESOLVED AND DETERMINED that the establishment of the water district as proposed in said petition be approved and that the district shall be known as Wallkill Water District No. 2 and shall be bounded and described as set forth in Exhibit "A" annexed hereto and made a part hereof.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

**COUNCILMAN KING:** Explained he will vote no as homes were approved for well and septic and they will be setting a precedent.

**MR. SMITH:** Explained applicant is getting water and sewer from City of Middletown who reads the meter and sends one bill to the Town who reimburses the City, and the Town bills the homeowner.

**COUNCILMAN DEPEW:** Explained this can be done as long as the intentions of the zone are held.

Supervisor Ward                      Voting Aye

Councilman King                      Voting No

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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WHEREAS, a written Petition dated the 23<sup>rd</sup> day of May, 2005 in due form and containing the required signatures has been filed with the Town Clerk the 24<sup>th</sup> day of May, 2005 which Petition has been presented to and filed with the Town Board of the Town of Wallkill, County of Orange, State of New York, for the establishment of Wallkill Water District No. 2 in the Town of Wallkill bounded and described in annexed Exhibit "A", and

August 25, 2005

WHEREAS, a detailed explanation of how the hook-up fees, if any, and the cost to the typical one-family home in the proposed district was computed was filed in the Town Clerk's Office on the 24<sup>th</sup> day of May, 2005, and

WHEREAS, at a meeting of the Town Board held on the 23<sup>rd</sup> day of June, 2005, an order was adopted by the Town Board reciting the description of the boundaries of the district, the fact that there were no improvements proposed, the fact that there was no maximum amount proposed to be expended, the fact that the map, plan and report together with the detailed explanation of how any hook-up fees and the cost to the typical one-family home were computed were on file in the Town Clerk's Office and specifying the 23<sup>rd</sup> day of June, 2005 at 7:25 PM in the Town Hall, 600 Route 211 East in the Town of Wallkill, as the time when and the place where the Town Board would meet in a public hearing to hear all persons interested in the creation of the district and for any other action on the part of the Town Board concerning the proposed district as may be required by law, and

WHEREAS, the order was published and posted in the manner and in the time prescribed by Town Law Section 193 and proof of the publication and posting having been presented to the Town Board, and

WHEREAS, the public hearing was held at the time and place set forth in the order and all persons desiring to be heard were heard, and

WHEREAS, following the public hearing the Town Board concluded SEQR by adoption of a Negative Declaration, and

WHEREAS, the permission of the State Comptroller for the establishment of the district is not required,

IT IS HEREBY ORDERED as follows:

1. The Wallkill Water District No. 2 in the Town of Wallkill, Orange County, New York, is hereby established substantially in accordance with the map, plan and report, and the district shall be bounded and described as set forth in annexed Exhibit "A".
2. The Town Clerk is hereby authorized and directed to cause a certified copy of this order to be duly recorded in the office of the Orange County Clerk within ten (10) days after the adoption of this order and is further,

ORDERED AND DIRECTED to file a certified copy of this order in the office of the State Department of Audit and Control in Albany.

3. This order shall take effect immediately.

Supervisor Ward                      Voting Aye

Councilman King                      Voting No

August 25, 2005

Councilman Valentin            Voting Aye

Councilman Mulqueen           Voting Aye

Councilman Depew                Voting Aye

**MOTION CARRIED**

---

BE IT RESOLVED by the Town Board of the Town of Wallkill pursuant to the State Environmental Quality Review Act (“SEQRA”) and the Regulations of the Commissioner of the Department of Environmental Conservations (“Regulations”) at 6 NYCRR Part 617, as follows:

1. The action is the creation of a sewer district pursuant to the provisions of Article 12 of the Town Law of the State of New York.
2. The action is an Unlisted Action pursuant to SEQRA.
3. An Environmental Assessment Form has been filed with the Petition to the Town for the formation of the Wallkill Sewer District No. 2.
4. This review is not a Coordinated Review.
5. The Town Board determines that the establishment of Sewer District No. 2 will not result in a significant impact to the environment as set forth in the Regulations.
6. The creation of the sewer district will improve the environment by providing sewer service in an area, which would otherwise have to be served by individual septic systems.
7. The action will not remove vegetation or fauna or displace habitat of an endangered species.
8. The action is not near a Critical Environmental Area.
9. The action does not impair character of any historical area or aesthetic resource or neighborhood character.
10. No change in energy use will occur.
11. The action will not create any hazard to human health and will in fact improve health.
12. The use of the land will not be substantially changed by this action other than the completion of a previously approved single-family home subdivision.
13. The action will not result in demand for other actions that exhibits the impacts in the Regulations.
14. There will be no changes to multiple elements of the environment that cumulatively would result in substantial adverse impacts.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Valentin

Supervisor Ward                 Voting Aye

Councilman King                 Voting No

August 25, 2005

Councilman Valentin            Voting Aye

Councilman Mulqueen           Voting Aye

Councilman Depew                Voting Aye

**MOTION CARRIED**

---

WHEREAS, a written Petition dated the 23<sup>rd</sup> day of May, 2005 in due form and containing the required signatures has been filed with the Town Clerk on the 24<sup>th</sup> day of May, 2005 which Petition has been presented to and filed with the Town Board of the Town of Wallkill, County of Orange, State of New York, for the establishment of Wallkill Sewer District No. 2 in the Town of Wallkill bounded and described in annexed Exhibit "A", and

WHEREAS, a detailed explanation of how the hook-up fees, if any, and the cost to the typical one-family home in the proposed district was computed was filed in the Town Clerk's Office on the 24<sup>th</sup> day of May, 2005, and

WHEREAS, at a meeting of the Town Board held on the 23<sup>rd</sup> day of June, 2005, an order was adopted by the Town Board reciting the description of the boundaries of the district, the fact that there were no improvements proposed, the fact that there was no maximum amount proposed to be expended, the fact that the map, plan and report together with the detailed explanation of how any hook-up fees and the cost to the typical one-family home were computed were on file in the Town Clerk's Office and specifying the 23<sup>rd</sup> day of June, 2005 at 7:25 PM in the Town Hall, 600 Route 211 East in the Town of Wallkill, as the time when and the place where the Town Board would meet in a public hearing to hear all persons interested in the creation of the district and for any other action on the part of the Town Board concerning the proposed district as may be required by law, and

WHEREAS, the order was published and posted in the manner and in the time prescribed by Town Law Section 193 and proof of the publication and posting having been presented to the Town Board, and

WHEREAS, the public hearing was held at the time and place set forth in the order and all persons desiring to be heard were heard, and

WHEREAS, following the public hearing the Town Board concluded SEQR by adoption of a Negative Declaration,

NOW, THEREFORE, upon the evidence given upon such hearing and upon the documents previously on file with the Town Board,

IT IS HEREBY RESOLVED AND DETERMINED as follows:

August 25, 2005

1. The petition aforesaid is signed and acknowledged or proved as required by law and it duly complies with requirements of Section 191 as to the Town Law as to sufficiency of signers and is otherwise sufficient.
2. All of the property and property owners within the proposed district are benefited thereby.
3. All of the property and property owners benefited are included within the limits of the proposed district.
4. It is in the public interest to grant to in whole the relief sought, and

IT IS FURTHER HEREBY RESOLVED AND DETERMINED that the establishment of the water district as proposed in said petition be approved and that the district shall be known as Wallkill Sewer District No. 2 and shall be bounded and described as set forth in Exhibit "A" annexed hereto and made a part hereof.

**MOTION BY:** Mr. Ward

**SECONDED BY:** Mr. Depew

Supervisor Ward                      Voting Aye

Councilman King                      Voting No

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

---

WHEREAS, a written Petition dated the 23<sup>rd</sup> day of May, 2005 in due form and containing the required signatures has been filed with the Town Clerk on the 24<sup>th</sup> day of May, 2005 which Petition has been presented to and filed with the Town Board of the Town of Wallkill, County of Orange, State of New York, for the establishment of Wallkill Sewer District No. 2 in the Town of Wallkill bounded and described in annexed Exhibit "A", and

WHEREAS, a detailed explanation of how the hook-up fees, if any, and the cost to the typical one-family home in the proposed district was computed was filed in the Town Clerk's Office on the 24<sup>th</sup> day of May, 2005, and

WHEREAS, at a meeting of the Town Board held on the 23<sup>rd</sup> day of June, 2005, an order was adopted by the Town Board reciting the description of the boundaries of the district, the fact that there were no improvements proposed, the fact that there was no maximum amount proposed to be expended, the fact that the map, plan and report together with the detailed explanation of how any hook-up fees and the cost to the typical one-family home were computed were on file in the Town Clerk's Office and specifying the 23<sup>rd</sup> day of

August 25, 2005

June, 2005 at 7:25 PM in the Town Hall, 600 Route 211 East in the Town of Wallkill, as the time when and the place where the Town Board would meet in a public hearing to hear all persons interested in the creation of the district and for any other action on the part of the Town Board concerning the proposed district as may be required by law, and

WHEREAS, the order was published and posted in the manner and in the time prescribed by Town Law Section 193 and proof of the publication and posting having been presented to the Town Board, and

WHEREAS, the public hearing was held at the time and place set forth in the order and all persons desiring to be heard were heard, and

WHEREAS, following the public hearing the Town Board concluded SEQR by adoption of a Negative Declaration, and

WHEREAS, the permission of the State Comptroller for the establishment of the district is not required,

IT IS HEREBY ORDERED as follows:

1. The Wallkill Water District No. 2 in the Town of Wallkill, Orange County, New York, is hereby established substantially in accordance with the map, plan and report, and the district shall be bounded and described as set forth in annexed Exhibit "A".
2. The Town Clerk is hereby authorized and directed to cause a certified copy of this order to be duly recorded in the office of the Orange County Clerk within ten (10) days after the adoption of this order and is further,

ORDERED AND DIRECTED to file a certified copy of this order in the office of the State Department of Audit and Control in Albany.

3. This order shall take effect immediately.

Supervisor Ward                      Voting Aye

Councilman King                      Voting No

Councilman Valentin                      Voting Aye

Councilman Mulqueen                      Voting Aye

Councilman Depew                      Voting Aye

**MOTION CARRIED**

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August 25, 2005

BE IT HEREBY RESOLVED, that a new capital project be set up for the purpose of building a new maintenance storage building at the Town of Wallkill Golf Course. Funding for this capital project is from insurance proceeds received from the fire on the previous storage building.

**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, the buildings located on the property of Kaleel Hanna, identified as Section 3 – Block 1 – Lot 101 in the Town of Wallkill, and known as “Jay’s Bungalows” having been determined to be unsafe and dangerous by the Town Building Inspector; and

WHEREAS, proper notice of said order was duly served upon the owner of said property, Kaleel Hanna, by personal service in May 2005, said notice being filed in the office of the County Clerk; and

WHEREAS, a public hearing in relation to said dangerous and unsafe buildings was previously held pursuant to 86-6 of the Wallkill Town Code; and

WHEREAS, pursuant to section 86-10 of the Town Code of the Town of Wallkill, the Town board ordered the demolition and removal of said buildings and further ordered that the costs of said demolition be assessed against the land on which such buildings are located as provided for in Article 15 of the NYS Town Law for the levy and collection of a special ad valorem levy; and

WHEREAS, a fire has now occurred at the premises and a subsequent inspection has been performed by the Town of Wallkill Building Department; and

WHEREAS, the Town Board of the Town of Wallkill has determined that an emergency exists, in that there is a clear and imminent danger to the life, safety and health of the residents of the Town of Wallkill requiring the immediate demolition and removal of the unsafe buildings located on the above-stated premises; and

August 25, 2005

WHEREAS, section 86-11 of the Town Code of the Town of Wallkill permits the Town Board to authorize the Building Inspector to immediately cause the demolition of the above-stated buildings; and

WHEREAS, section 43-5 of the Town Code of the Town of Wallkill authorizes the Town Board of the Town of Wallkill to dispense with formal bidding requirements where the delay caused by soliciting quotes would endanger the health, welfare or property of the municipality, or, more importantly, the individual taxpayer;

NOW, LET IT BE HEREBY

RESOLVED, that the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor or his designee to take immediate action pursuant to section 43-5 and 86-11 of the Town Code of the Town of Wallkill to cause the immediate demolition and removal of the unsafe buildings and structures located upon the above-stated premises; and be it further

RESOLVED, that all expenses incurred by the Town of Wallkill in connection with the proceedings to demolish and remove said unsafe buildings shall be assessed against the land on which such buildings are located as provided for in Article 15 of the NYS Town Law for the levy and collection of a special ad valorem levy.

**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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**COMMITTEE REPORTS**

**COUNCILMAN KING:** Water & Sewer – Stated drought going on so conservation encouraged – watering should be done at night. Water & Sewer Committee will meet Monday to discuss water & sewer projects.

August 25, 2005

**COUNCILMAN VALENTIN:** Parks & Recreation – Stated they are reviewing Woodstock Park project improvements. Invited Councilman Mulqueen to committee meeting Wednesday at 7:15 PM. Congratulated Boys & Girls Club on successful summer camp program. Set Highway meeting Wednesday at 7 PM to discuss trucks and status of projects. Congratulated all Police Officers.

**COUNCILMAN DEPEW:** Congratulated Chief Hertman and Police Department for successful two years and taking care of Orange Classic and successful National Night Out Against Crime. Human Rights – Asked that they discuss issue of handicap child at movie theatre. Asked for follow up on lights out in County Route 78 area.

**COUNCILMAN MULQUEEN:** Scheduled Finance Committee meeting Thursday, September 1<sup>st</sup> at 9 AM.

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### **COUNCILMAN COMMENTS**

**MOTION BY:** Mr. King to schedule public hearing September 22<sup>nd</sup> at 7:29 PM to better define allowed uses in the RA zone.

**SECONDED BY:** Mr. Ward

**COUNCILMAN MULQUEEN:** Stated it is more appropriate to have language before scheduling public hearing.

**MOTION BY:** Mr. Mulqueen to table.

**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**

**COUNCILMAN KING:** Encouraged Board to set up a time on Wednesday Agenda to discuss use of Town vehicles by foremen.

**COUNCILMAN VALENTIN:** Wished luck to new Police Officers and Dispatchers and Wallkill young adults starting college including his son.

August 25, 2005

**COUNCILMAN MULQUEEN:** Congratulated Chief and Officers appointed. Commented on public input at meetings discussed on website – Explained they have broadened public input and comments taken seriously.

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## **SUPERVISOR COMMENTS**

**SUPERVISOR WARD:** Congratulated Kristen Wentsel on golf competition. Announced \$800,000.00 received for tunnel between Orange Plaza and Galleria. Stated copies of Master Plan should be available tomorrow. Thanked all for National Night Out Against Crime. He will be meeting with Dept. heads starting September 7<sup>th</sup> on the Budget. Discussed Silo Estates and Little League World Series he umpired in Maine.

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**CHIEF HERTMAN:** Thanked everybody at National Night Out Against Crime and Town Board for appointing Police Officers. Announced \$3,000 grant received, which will be utilized for vests, August 19 – September 5<sup>th</sup> Safe and Sober Campaign and Community Council meeting September 1<sup>st</sup> at 7 PM.

**MR. SMITH:** Announced meter program moving along – 80% complete – In-Line Services arranging appointments for meter replacement.

**MR. LIPPERT:** Thanked residents for patience with recent construction activities. Announced leaf pickup schedule will be on website.

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## **PUBLIC PARTICIPATION**

Resident discussed drainage problem which has damaged his front property.

E. Fogarty thanked Board for approval received to start her house. Discussed speed on Lybolt Road.

Councilman King encouraged Town Board to send letter to State.

Councilman Depew asked Board to put together resolution and send to County and State for review.

Supervisor Ward will follow up.

D. Mercado asked if Town staying on top of cleanup of chemical contaminations.

Legislator B. Kraham reported on public hearing held by Orange County Legislature on agricultural districts.

August 25, 2005

M. Cody announced services September 9<sup>th</sup> – September 11<sup>th</sup> at Middletown Armory.

J. Mattatal stated ZBA needs copies of new Master Plan and full-time employee for clerical duties. He asked that when public hearings are set they state where they are. Congratulated all for National Night Out Against Crime. Discussed Supervisor's use of Town vehicle for trip to Maine without Town Board approval.

Supervisor Ward explained he thought he had three Board members who said okay, and he did pay expenses.

Councilman King stated he never granted permission.

Councilman Mulqueen explained request should have occurred while five Board members were together.

C. Najac recommended in future they have a meeting of entire Board and get it in writing. Discussed grant for tunnel and need for sidewalks on Route 211.

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**MOTION BY:** Mr. Ward to adjourn and audit claims at 9:50 PM.

**SECONDED BY:** Mr. Mulqueen

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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Meeting Adjourned 9:50 PM

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Louisa Ingrassia, Town Clerk

August 25, 2005