

The Town Board of the Town of Wallkill held a public hearing on September 14, 2006 at the Town of Wallkill Town Hall. Board members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman McCarey. Also present J. McKay, Attorney for the Town and Town Clerk Louisa Ingrassia.

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 September 14, 2006, at 7:22 p.m. at Wallkill Town Hall regarding the adoption of a local law that would create a stop intersection at Tower Drive and Industrial Drive in 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. The public hearing will be held and copies of the proposed local law will be available for review at:

Wallkill Town Hall
99 Tower Drive Building 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
Louisa Ingrassia, Town Clerk, Town of Wallkill

Mr. Ward: Explains the purpose of the stop intersection.

Board Comment: None
Public Comment: None

Motion By: Mr. Ward to close public hearing at 7:27pm
Seconded By: Mr. Mulqueen

Supervisor Ward	Voting Aye
Councilman King	Voting Aye
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman McCarey	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 September 14, 2006, at 7:23 p.m. at Wallkill Town Hall regarding the adoption of a local law that would prohibit smoking within sixty-five (65) feet of the Town Hall buildings "A" and "B" located on Tower Drive in 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. The public hearing will be held and copies of the proposed local law will be available for review at:

Wallkill Town Hall
99 Tower Drive
Building A
Middletown, NY 10941

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BY ORDER OF THE TOWN BOARD OF THE TOWN OF WALLKILL

Louisa Ingrassia, Town Clerk
Town of Wallkill

- Mr. Ward:** Explains the purpose of this law. The 65 feet is across the lot from the entrance.
- Mr. King:** Is opposed to this law. Enforcement will be difficult, too much government interference.

Public:

- S. Crowe: In agreement with Mr. King.
- Mr. Valentin: We are designating an area not denying individual rights.

Motion By: Mr. Ward to close public hearing at 7:32
Seconded By: Mr. Mulqueen

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

MOTION CARRIED

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on September 14, 2006, at 7:25 p.m. at Wallkill Town Hall regarding the creation of a municipal land trust to ensure that any properties purchased by or transferred to the Town for public purposes are properly managed, controlled and maintained for the public benefit. Any resident of the Town of Wallkill is entitled to be heard upon said proposed Local Law at such public hearing to be held at

Wallkill Town Hall
99 Tower Drive
Building A
Middletown, NY 10941

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BY ORDER OF THE TOWN BOARD OF THE TOWN
Louisa Ingrassia, Town Clerk Town of Wallkill

Mr. Ward: Explains that this is necessary to execute contracts regarding the PDR contracts that are pending.

No comment from the Board.
No Public comment.

Motion By: Mr. Ward to close public hearing at 7:36pm
Seconded By: Mr. McCarey

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

MOTION CARRIED

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Wallkill on September 14, 2006, at 7:26 p.m. at Wallkill Town Hall regarding the City of Middletown's proposal to dedicate property it owns within the Town of Wallkill, located at section 49, block 1, lot 14.21, for use as park land by both City and Town residents, as well as to discuss a possible inter-municipal agreement concerning the maintenance and upkeep of the proposed park, access rights and other matters.

Any resident of the Town of Wallkill is entitled to be heard upon said proposal at the public hearing to be held at
Wallkill Town Hall
99 Tower Drive
Building 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
Louisa Ingrassia,
Town Clerk
Town of Wallkill

Mr. Ward: Explains the area where this property is located.

No Board comments.

Public:

Mr. Walker: What is this project?

Motion By: Mr. Ward to close public hearing at 7:38 pm
Seconded By: Mr. Valentin

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

MOTION CARRIED

A regular meeting of the Town Board of the Town of Wallkill was held on September 14, 2006 at
99 Tower Drive,
Middletown NY 10941.

Members present were Supervisor Ward, Councilman King, Councilman Valentin, Councilman Mulqueen and Councilman McCarey. Also present Joe McKay attorney for the Town, Mr. Smith, Mr. Lippert and Chief Hertman.

The meeting opened with the Pledge of Allegiance followed by a moment of silence for Melvin Woolheater who recently passed away.

The Town of Wallkill Human Rights Commission made a presentation of the “Random Acts of Kindness” to Town of Wallkill Police Officer Kelly Boss .

Agenda Comments

Agenda items A.B.G. have been tabled for this evening.

Motion By: Mr. Ward
to adopt the minutes of the meeting of August 25,2006.
Seconded By: Mr. Valentin

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

MOTION CARRIED

Correspondence

To: Town Board Members

From: Rosemarie Moore, Times Herald Record

Permission to conduct a “Tent Sale” in the Home Depot parking lot from October 12 to October 15,2006 for new car sales from various dealers.

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 McCarey	Voting Aye

MOTION CARRIED

To: Town Board Members

From: Potter Bros.

Request for their annual tent sale to be held on September 23 -24 and October 21-22

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 McCarey	Voting Aye

MOTION CARRIED

To: Town Board Members

From: Ultimate Fitness

Permission to hold a tent sale on September 15,16,17 in the parking lot of their store on Galleria Drive.

Motion By: Mr. Ward

Seconded By: Mr. McCarey

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

MOTION CARRIED

Mr. Ward announces channel lineup changes from Time Warner. Information is available at Town Hall.

RESOLUTIONS

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO REQUEST
BIDS FOR REPLACEMENT OF THE ROOF FOR THE DPW FACILITY**

WHEREAS, the Town Board of the Town of Wallkill intends to contract for the replacement of the roof of the Town's DPW facility; and

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

NOW, THEREFORE, LET IT BE

RESOLVED, that the Town Board hereby confirms that, at its September 6, 2006, work session, it authorized and directed the Town of Wallkill Commissioner of Public Works to advertise for and solicit bids from qualified parties for the replacement of the roof for the DPW facility according to parameters set by the Town Board.

Motion By: Mr. Ward

Seconded By: Mr. McCarey

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

MOTION CARRIED

WHEREAS, the Town has special districts with charges raised by benefit assessments, and

WHEREAS, the benefit assessment rolls for 2007 have been filed with the Town Clerk, and

WHEREAS, the Town Law mandates that a public hearing on the proposed benefit assessment rolls be held with publication of the notice of the completed roll and the public hearing not less than ten (10) nor more than twenty (20) days before the hearing, and

WHEREAS, the Town Board has been advised that it is necessary to mail notice of the public hearing to all property owners within the benefit assessment districts,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby call a public hearing on the 2007 benefit district assessment rolls to be held on November 9, 2006 at 7:25 o'clock P.M., at Town Hall, 99 Tower Drive, Building A, Middletown, New York, and

BE IT FURTHER RESOLVED,

That due notice of the said public hearing be given by publication in the official newspaper of the Town which said publication includes notice of the completion of the roll and the date and time of the public hearing which publication shall be made not less than ten (10) nor more than twenty (20) days before the date of the hearing, and

Motion By: Mr. Ward
Seconded By: Mr. McCarey

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

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN
AGREEMENT FOR CONTROL OF SNOW AND ICE ON CERTAIN COUNTY
ROADS PURSUANT TO ARTICLE 5-G OF THE GENERAL MUNICIPAL LAW**

WHEREAS, the Town of Wallkill has the necessary machinery and equipment to exercise control of snow and ice removal upon certain County roads in the Town of Wallkill; and

WHEREAS, it will be beneficial to the County for said work to be performed by the Town of Wallkill; and

WHEREAS, the Town of Wallkill is willing to exercise the aforesaid control of snow and ice removal on certain County roads in accordance with its past practices;

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

THAT the Town Supervisor is hereby authorized to enter into an agreement with the County of Orange for control of snow and ice removal on certain County roads for the

year 2006/2007 upon the terms and conditions of that agreement, a copy of which is annexed hereto.

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 McCarey	Voting Aye

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO AN
AGREEMENT WITH TIME WARNER NY CABLE LLC**

WHEREAS, the Town Board of the Town of Wallkill previously entered into an agreement with Time Warner NY Cable LLC (“Time Warner”) granting it the right to operate its cable television franchise within the Town of Wallkill; and

WHEREAS, the original franchise agreement between the Town of Wallkill and Time Warner is in need of renewal; and

WHEREAS, the Town Board held a public hearing on April 27, 2006 to hear comment from the public concerning said renewal; and

WHEREAS, there was no public opposition to said renewal; and

WHEREAS, the Town Board of the Town of Wallkill has reviewed the proposed contract; and

WHEREAS, the Town Board of the Town of Wallkill believes it is in the best interests of the residents of the Town of Wallkill to renew its contract with Time Warner;

NOW, THEREFORE, IT IS HEREBY RESOLVED,

THAT the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to enter into an agreement with Time Warner renewing its grant to operate a cable television franchise within the Town of Wallkill.

Motion By : Mr. Ward
Seconded By: Mr. Valentin

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

MOTION CARRIED

RESOLUTION OF THE WALLKILL TOWN BOARD SETTING TIME AND PLACE FOR A PUBLIC HEARING WITH RESPECT TO AMENDING THE TOWN CODE OF THE TOWN OF WALLKILL REGARDING PARKING

WHEREAS, the Town Board of Wallkill may adopt a local law to amend Chapter 233 of the Town Code of the Town of Wallkill prohibiting 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 pursuant to Section 1660 of the New York State Vehicle and Traffic Law; and

WHEREAS, the creation of a No Parking zone on Mayer Drive has been suggested; and

WHEREAS, the Town Board believes 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 7:25 p.m. on October 12, 2006, at Wallkill Town Hall, 99 Tower Drive - Bldg. A, 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. Mulqueen

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

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
APPOINTING TERESA JENNINGS AS PART-TIME DIAL-A-BUS DRIVER**

WHEREAS, there exists a vacancy in the Town of Wallkill for a part-time Dial-A-Bus driver; and

WHEREAS, Teresa Jennings fulfills the requirements of knowledge, skill, and experience for the position of part-time Dial-A-Bus driver; and

WHEREAS, it is the opinion of the Town Board of the Town of Wallkill that Teresa Jennings is qualified to fill said position;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Wallkill hereby appoints Teresa Jennings to the position of part-time Dial-A-Bus driver, to serve in said capacity in the Town of Wallkill Dial-A-Bus program; and be it further

RESOLVED, that said appointment shall be deemed effective no earlier than September 15, 2006.

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 McCarey	Voting Aye

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
APPOINTING JOHN QUINN AS DEPUTY POLICE CHIEF IN THE
TOWN OF WALLKILL**

WHEREAS, the Town of Wallkill, in compliance with the laws of the State of New York and in compliance with the rules set forth by the U.S. District Court in its Consent Decree relative to the Wallkill Police Department, interviewed those individuals who are qualified for the position of Deputy Chief of the Wallkill Police Department; and

WHEREAS, applying both the New York State Civil Service standards of selection as well as the requirements of the Federal Consent Decree, John Quinn has been found

qualified in knowledge, skill, and experience and has indicated acceptance of appointment to said position;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Wallkill Town Board hereby appoints **John Quinn** to the position of full-time Town of Wallkill Deputy Police Chief, contingent upon, and subject to, the execution of a contract of employment between the Town and John Quinn; and be it further

RESOLVED that said appointment shall be deemed effective as of the date of full execution of the contract of employment.

Motion By: Mr. Ward
Seconded By: Mr. McCarey

Supervisor Ward	Voting Aye
Councilman King	Voting NO
Councilman Valentin	Voting Aye
Councilman Mulqueen	Voting Aye
Councilman McCarey	Voting Aye

MOTION CARRIED

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
AUTHORIZING THE TOWN SUPERVISOR TO COMMENCE THE HIRING
PROCESS FOR A PART-TIME CLERK FOR THE TOWN PLANNING
DEPARTMENT**

WHEREAS, the Town Board of the Town of Wallkill has determined that the Town Planning Department is in need of one additional part-time clerk;

NOW, THEREFORE, IT IS HEREBY RESOLVED,

THAT the Town Board of the Town of Wallkill hereby authorizes the Town Supervisor to commence the hiring process to fill the position of part-time clerk in the Town's Planning Department.

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 McCarey Voting Aye

MOTION CARRIED

COMMITTEE REPORTS

Councilman King: Highway Department is catching up on projects. They worked on the new building so they are behind in projects. Also a reminder that the bulk yard continues their Saturday hours.

Councilman Valentin: Community Council meeting was very informative, Sex offender information is being researched.

Councilman Mulqueen: The Golf committee met and revenues are up over the same period last year.

Councilman McCarey: Plans are underway for the Halloween Hayride. A meeting with the Building inspector regarding the NYS building code will be held on 9/26 at 7:15pm.the light at Mud Mills and cottage is blinking.

Councilman comments

Councilman King: Congratulations to Officer Boss. Thanks for the traffic enforcement on Scotchtown Collabar Road. Laws regarding the change of speed limits should be under Town jurisdiction, laws are antiquated.

Councilman Valentin: Prayers to families of 9/11 victims. More information is needed about sex offender information.

Councilman Mulqueen: Just returned from a Florida trip, received good thoughts about Walkkill from a passerby.

Councilman McCarey: Congratulations to Kelly Boss. Thanks to the Police Dept for the tour of their facility.

SUPERVISORS COMMENTS

The 2006 budget is in the works, meetings with dept heads have taken place. The website may be updated with offender information . The NYS Association of Towns would also like the ability to manage speed limits to be under Town control. John Jasembowski III was awarded the rank of Eagle Scout. The stop intersection safety issues are being addressed the Town was victorious in the MKA sewer extension lawsuit. The Thrall Library book return is again functioning outside Town Hall.

Chief Hertman: Information on sex offender registry is forth coming. Community Council meeting will be held on Oct 5. anniversary of 9/11. Chief Quinn unsung hero of the police Station move, glad he will be returning.

Mr. Smith: No comment

Mr. Lippert: Thanks for the roof repair bid. Rail trail right of way issues are being addressed. Volunteers are needed for the Halloween Hayride.

Mr. Jaques: NY's has some new laws that need to be addressed. Storm water needs a work session. October is Fire Prevention month.

Ms. Ingrassia: Concerned with the sex offenders that reside within the Town.

PUBLIC PARTICIPATION

K. Farrell: Concerns regarding sex offenders in neighborhood.

J. Gonzalez: sex offender concerns, resident of Van Burenville Rd.

M. Walker: would like water bill paid by Town.

F. Farrell: Quality of life is changed by sexual predator in neighborhood.

D. Hunt Ingrassia: Historical Society being organized meeting on September 25 at 2:02pm.

M. Paduch: senior games 9/16, familywatchdog.com good website.
Hispanic heritage month.

N. Fowler: VanBurenville resident also concerned with sex offender.

S. Crowe: Lights on Sandburg Ct,

Motion By : Mr. Ward to adjourn at 9:25pm

Seconded By: Mr. Valentin

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

MOTION CARRIED

MEETING ADJOURNED

Louisa M. Ingrassia
Town Clerk